

JOURNAL

OF THE

HOUSE OF REPRESENTATIVES

OF THE

EIGHTEENTH GENERAL ASSEMBLY

OF THE

STATE OF IOWA,

WHICH CONVENED AT THE CAPITOL, IN DES MOINES, IOWA,
JANUARY 12, 1880.

ORIO STATE
UNIVERSITY

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JOURNAL

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HOUSE OF REPRESENTATIVES.

HALL OF HOUSE OF REPRESENTATIVES, }
DES MOINES, IOWA, January 12, 1880. }

PURSUANT to law, the House of Representatives of the Eighteenth General Assembly met at 2 o'clock P. M., and was called to order by Mr. Harvey of Polk county.

Prayer by Rev. D. R. Lucas.

On motion of Mr. King of Franklin, W. V. Lucas was elected Clerk *pro tem.*

On motion of Mr. Mueller of Scott, the roll was called by districts and the members presented their credentials to the Clerk as follows:

- 1st District—Lee, A. B. Caldwell and J. M. Casey.
- 2d District—Des Moines, J. W. Williams and S. L. Glasgow.
- 3d District—Henry, J. G. Newbold and C. W. Payne.
- 4th District—Jefferson, John W. Hayden.
- 5th District—Van Buren, D. W. Stutsman.
- 6th District—Wapello, F. M. Epperson and J. G. Hutchison.
- 7th District—Davis, S. B. Downing.
- 8th District—Monroe, J. M. Robb.
- 9th District—Appanoose, Samuel Hixson.
- 10th District—Lucas, W. S. Dungan.
- 11th District—Wayne, A. C. Reck.
- 12th District—Clarke, John H. Martindale.
- 13th District—Decatur, Josephus C. Porter.
- 14th District—Union, F. M. Richey.
- 15th District—Ringgold, C. C. Bosworth.
- 16th District—Adams, E. Homan.
- 17th District—Taylor, N. S. Hornaday.

- 18th District—Montgomery, Z. T. Fisher.
19th District—Page, W. E. Webster.
20th District—Mills, W. S. Lewis.
21st District—Fremont, T. R. Stockton.
22d District—Pottawattamie, George Carson and B. F. Clayton.
23d District—Cass, Oll Coomes.
24th District—Madison, Daniel Francis.
25th District—Warren, Wm. J. Cochrane.
26th District—Marion, L. N. Hayes and S. F. Prouty.
27th District—Mahaska, J. H. Evans and James Bridges.
28th District—Keokuk, Cyrus H. Mackey.
29th District—Washington, Abram Pearson.
30th District—Louisa, W. A. Colton.
31st District—Muscatine, Pliny Nichols and Isaac K. Terry.
32d District—Scott, B. T. Seaman, Ernst Mueller and Henry Egbert.
33d District—Cedar, R. G. Scott.
34th District—Johnson, M. Bloom and L. R. Wolfe.
35th District—Iowa, E. Tilton.
36th District—Poweshiek, A. J. Wood.
37th District—Jasper, John M. Tool and E. E. Dotson.
38th District—Polk, James C. Jordan and J. A. Harvey.
39th District—Dallas, W. S. Russell.
40th District—Guthrie, J. L. Palmer.
41st District—Harrison, George Richardson.
42d District—Boone, John H. Jennings.
43d District—Story, W. D. Lucas.
44th District—Marshall, J. M. Parker.
45th District—Tama, George R. Struble.
46th District—Benton, J. K. Wagner and J. E. Cobbey.
47th District—Linn, W. R. Brown and R. D. Stephens.
48th District—Jones, S. M. Yoran.
49th District—Clinton, William Lake and L. B. Wadleigh.
50th District—Jackson, A. W. Richardson and S. S. Simpson.
51st District—Dubuque, Michael Ehl, W. J. Knight and D. O'Brien.
52d District—Delaware, W. H. Merten.
53d District—Buchanan, Isaac Muncey.
54th District—Black Hawk, Lore Alford and J. L. Gay.
55th District—Grundy, A. V. Stout.
56th District—Hardin, C. M. Nagle.
57th District—Hamilton, G. M. Blair.
58th District—Webster, John F. Duncombe.
59th District—Woodbury, J. B. Belfrage.
60th District—Butler, A. M. Whaley.
61st District—Bremer, E. J. Dean.
62d District—Fayette, Abner Lewis.
63d District—Clayton, Gregor McGregor and John Van Staden.
64th District—Allamakee, Thomas H. Barnes.
65th District—Winneshiek, H. A. Baker and Levi Hubbell.
66th District—Howard, S. S. Lambert.
67th District—Chickasaw, W. B. Perrin.

- 68th District—Mitchell, Isaac Patterson.
 69th District—Floyd, O. H. Lyon.
 70th District—Sioux, etc., A. L. Beach.
 71st District—Crawford, H. C. Laub.
 72d District—Sac, D. J. McDaid.
 73d District—Calhoun, S. T. Hutchison.
 74th District—Shelby, Platt Wicks.
 75th District—Dickinson, W. B. Brown.
 76th District—Humboldt, A. D. Bicknell.
 77th District—Winnebago, J. M. Hull.
 78th District—Franklin, John H. King.

On motion of Mr. Clayton of Pottawattamie county, Hon. Joshua G. Newbold of Henry county was chosen Speaker *pro tem*, and upon taking the chair addressed the House.

On motion of Mr. Coomes a committee of five members were appointed on credentials.

The chair announced as said committee Messrs. Coomes, Casey, Scott, McGregor and Carson.

On motion the chair was instructed to appoint two messengers, whereupon Masters Frank Andrews and Charles Newmyer were appointed Messengers *pro tem*.

At 2 o'clock P. M., on motion of Mr. Mueller of Scott, the House adjourned until 10 o'clock to-morrow morning.

HALL OF HOUSE OF REPRESENTATIVES, }
 DES MOINES, IOWA, January 13, 1880. }

House called to order by the Speaker *pro tem*.

Prayer by Rev. W. W. Thorpe.

Journal of yesterday read and approved.

Mr. Coomes, from the Committee on Credentials, submitted the following report:

Your Committee on Credentials beg leave to report that they have examined the credentials of the following gentlemen present, and find them entitled to seats in this House as members, as follows:

- 1st District—Joseph M. Casey and Andrew B. Caldwell.
 2d District—Samuel L. Glasgow and J. Wilson Williams.
 3d District—Joshua G. Newbold and Charles W. Payne.
 4th District—John W. Hayden.
 5th District—Daniel W. Stutsman.
 6th District—Francis M. Epperson and Joseph G. Hutchison.
 7th District—Samuel B. Downing.
 8th District—James M. Robb.
 9th District—Samuel Hixson.
 10th District—Warren S. Dungan.
 11th District—A. C. Reck.
 12th District—John H. Martindale.
 13th District—Josephus C. Porter.
 14th District—Francis M. Richey.

- 15th District—Charles C. Bosworth.
16th District—Edmund Homan.
17th District—Nathan S. Hornaday.
18th District—Zelotes T. Fisher.
19th District—Watson E. Webster.
20th District—Winfield S. Lewis.
21st District—Thomas R. Stockton.
22d District—Benjamin F. Clayton and George Carson.
23d District—Oll Coomes.
24th District—Daniel Francis.
25th District—William J. Cochran.
26th District—Lorin N. Hayes and Solomon F. Prouty.
27th District—Joseph H. Evans and James Bridges.
28th District—Cyrus H. Mackey.
29th District—Abram Pearson.
30th District—William A. Colton.
31st District—Isaac K. Terry.
32d District—Ernst Mueller, Bruce T. Seaman and Henry Egbert.
33d District—Robert G. Scott.
34th District—Lewis R. Wolfe and Moses Bloom.
35th District—Elvin Tilton.
36th District—Andrew J. Wood.
37th District—Eli E. Dotson and John M. Tool.
38th District—Josiah A. Harvey and James C. Jordan.
39th District—William S. Russell.
40th District—Joel L. Palmer.
41st District—George Richardson.
42d District—John H. Jennings.
43d District—William D. Lucas.
44th District—John M. Parker.
45th District—George R. Struble.
46th District—Jacob K. Wagner and Joseph E. Cobbey.
47th District—W. R. Brown and R. D. Stephens.
48th District—Silas M. Yoran.
49th District—Le Roi B. Wadleigh and William Lake.
50th District—A. W. Richardson and Samuel S. Simpson.
51st District—Dennis O'Brien, Michael Ehl and William J. Knight.
52d District—William H. Merten.
53d District—Isaac Muncey.
54th District—Lore Alford and Jeremiah L. Gay.
55th District—Abram V. Stout.
56th District—Corydon M. Nagle.
57th District—Gilbert M. Blair.
58th District—John F. Duncombe.
59th District—John B. Belfrage.
60th District—Alvin M. Whaley.
61st District—E. J. Dean.
62d District—Abner Lewis.
63d District—John Van Staden and Gregor McGregor.
64th District—Tomas H. Barnes.
65th District—Levi Hubbell and Henry A. Baker.
66th District—Samuel S. Lambert.

67th District—William B. Perrin.
 68th District—Isaac Patterson.
 69th District—Orlo H. Lyon.
 70th District—Alexander L. Beach.
 71st District—Henry C. Laub.
 72d District—D. J. McDaid.
 73d District—Samuel T. Hutchison.
 74th District—Platt Wicks.
 75th District—Walter B. Brown.
 76th District—Anson D. Bicknell.
 77th District—Justin M. Hull.
 78th District—John H. King.

OLL COOMES, *Chairman.*

Mr. Webster from Page, not having credentials, on motion of Mr. Coomes was admitted.

Mr. Brown of Linn being absent from the list, on motion of Mr. Wood, Mr. Brown was admitted.

On motion of Mr. Mueller, the oath of office was administered to the Speaker *pro tem.* by Mr. King of Franklin.

On motion of Mr. Glasgow, the oath of office was administered to the members by the Speaker *pro tem.* Thereupon the members came forward and subscribed their names to the oath.

Mr. Clayton offered the following resolution, which was adopted:

Resolved, That the House now proceed to the election of its officers, in the order in which said officers are named in the proceedings of the Seventeenth General Assembly.

The House then proceeded to the election of Speaker.

Mr. Glasgow nominated Lore Alford of Black Hawk county.

Mr. Casey nominated C. H. Mackey of Keokuk county, whereupon the vote was taken, with the following result:

Whole number of votes cast.....	93
Of which Mr. Alford received.....	80
Of which Mr. Mackey received.....	13

Mr. Alford having received a majority of all the votes cast, was declared elected Speaker of the House.

The Door-keeper announced a committee from the Senate, who reported that the Senate was organized and ready for business.

On motion of Mr. Wood, a committee of two was appointed by the Speaker to conduct the Speaker elect to the chair. The chair appointed Messrs. Stockton and Knight. The oath of office was administered to the Speaker by the Speaker *pro tem.*

Mr. Alford, on taking the chair, spoke as follows:

Gentlemen of the House of Representatives—To be elected to so important an office by this body of the representatives of the great State of Iowa, called, as its members are, from every avocation and profession, and composed of so much of the best talent and experience of the State, is a high honor of which I am deeply sensible. Permit me to assure you of my profound gratitude for its bestowal.

I fully realize the difficult task, and the great responsibility imposed upon me by this office. Succeeding, as I do, that most courteous,

prompt and efficient officer who had the honor of presiding with such distinguished ability over the House of the Seventeenth Assembly, I keenly feel how much more is expected of me than I may be able to fulfill, but trusting to the generous forbearance and kind assistance which I know you will extend to me at all times, I enter, though with diffidence, upon the discharge of the duties of the position.

We meet at an auspicious time. At the dawn of a new era of business life and activity, with a long prospective period of peaceful prosperity in anticipation, we are reminded that it is expected of this House that it will aid, by wise and prudent legislation, to so shape the financial policy of the State as to place it in the safest and most prosperous condition possible.

Let me express the hope that we will not disappoint this expectation so generally entertained.

The different prominent interests, avocations and professions are more equally represented in this House than any other in the history of the State. It may therefore be expected that, in a pre-eminent degree, its legislation will be directed to the general good and welfare of all classes and all interests, and materially advance the general prosperity of the State, and when the gavel shall fall announcing the final adjournment of this House, may we be able to go to our constituency with the well-grounded conviction that we have done a noble work for our State, and may it ever be a matter of honorable pride with each and all of us that we were members of the House of the Eighteenth General Assembly.

The House then proceeded to the election of Chief Clerk.

Mr. Parker nominated W. V. Lucas, of Cerro Gordo county.

Mr. O'Brien nominated P. T. Brown, of Delaware county.

The House then proceeded to the election of Chief Clerk.

Whole number of votes cast	97
Of which W. V. Lucas received	84
Of which P. T. Brown received	13

Mr. Lucas receiving a majority of all the votes cast was declared duly elected.

The House then proceeded to the election of First Assistant Clerk.

Mr. Lake nominated Ben Van Steinburg, of Jackson county.

Mr. Caldwell nominated A. L. Courtright, of Lee county.

Whole number of votes cast	92
Of which Mr. Van Steinburg received	83
Of which Mr. Courtright received	9

Mr. Van Steinburg receiving a majority was declared elected.

Mr. Seaman moved that a committee of two be appointed to wait upon the Senate and inform that body that the House is now organized and ready to proceed to business.

The motion prevailed, and the Speaker appointed Messrs. Bloom and Stockton as such committee.

Mr. Perrin offered the following resolution, which was adopted:

Resolved, That a committee of three be appointed on the part of the House, to act with a similar committee on the part of the Senate, to

notify His Excellency, the Governor, that the General Assembly is duly organized and ready to proceed to business.

Mr. Cobbey offered the following resolution, which was adopted:

Resolved, That a committee of five be appointed, one of which shall be selected from the thirty-eighth district, to confer with the clergymen of this city, or visiting clergymen from other portions of the State, and make such arrangements as they may deem proper to secure the services of a chaplain to officiate at the opening sessions of the House, and report as soon as convenient.

The House then proceeded to the election of Second Assistant Clerk.

Mr. Martindale placed in nomination Mr. W. T. Wilkinson, of Lee county.

There being no further nominations the House then proceeded to vote, with the following result:

Whole number of votes cast.....	80
Of which Mr. Wilkinson received.....	80

And was declared duly elected.

The Speaker appointed the following committee to wait upon the Governor: Messrs. Perrin, Glasgow and Duncombe.

Mr. Russell offered the following resolution:

Resolved, That a committee of five be appointed for the examination and revision of the Rules of the House, and also to examine and revise the list of standing committees.

Mr. Newbold offered the following as a substitute:

Resolved, That the House adopt the Rules of the Seventeenth General Assembly as the Rules of this House until further ordered, and that the Speaker appoint a committee of five members to revise and re-arrange the same, with instructions to report as soon as practicable.

The resolution as amended was adopted.

Mr. Stockton offered the following resolution, which was adopted:

Resolved by the House of Representatives of the State of Iowa, That the Secretary of State be authorized and required to furnish each member of said House with the Code of Iowa and the session laws of Fifteenth, Sixteenth and Seventeenth General Assemblies:

The House then proceeded to the election of Enrolling Clerk.

Mr. Harvey nominated Mrs. J. S. Farron, of Des Moines.

Mr. Colton nominated W. W. Garner, of Louisa county.

Whole number of votes cast.....	96
Of which Mrs. Farron received	81
Of which Mr. Garner received.....	15

Mrs. Farron receiving a majority of all votes cast was declared duly elected.

MESSAGE FROM THE SENATE.

The following message was received from the Senate:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has passed the following concurrent resolution:

Resolution in relation to the appointment of a joint committee on inauguration ceremonies.

A. T. McCARGAR, *Secretary.*

The committee appointed to notify the Governor that the House was organized, reported that they had performed that duty, and was discharged.

The House then proceeded to the election of Engrossing Clerk. Mr. Wood nominated Miss Ada P. Gaston, of Benton county. Mr. Wolfe nominated Mr. W. K. Wagner, of Johnson county.

Whole number of votes cast.....	98
Of which Miss Gaston received.....	82
Of which Mr. Wagner received.....	16

Miss Gaston receiving a majority of all the votes cast was declared duly elected.

Mr. Dungan offered the following resolution, which was adopted:

Resolved by the House, the Senate concurring, That the House will meet the Senate in this hall in joint convention, for the purpose of canvassing the vote for Governor and Lieutenant-Governor, on Wednesday, January 14, 1880, at 10 o'clock A. M.

MESSAGE FROM THE GOVERNOR.

Message from the Governor was received from his Secretary, W. H. Fleming, which was placed on file.

Mr. Reck offered the following resolution, which was adopted:

Resolved, That a committee of five be appointed by the Speaker to estimate the amount of mileage due each member at their earliest convenience.

The House then proceeded to the election of Sergeant-at-Arms.

Mr. Newbold nominated Owen Bromley, of Polk county.

Mr. Bloom nominated Preston Connelly, of Johnson county.

Whole number of votes cast.....	96
Of which Mr. Bromley received.....	83
Of which Mr. Connelly received.....	13

Mr. Bromley receiving a majority of all the votes cast was declared duly elected.

The House then proceeded to the election of Door-keeper.

Mr. Seaman nominated Mr. G. L. Bolton, of Scott county.

Mr. Simpson nominated D. P. Smith, of Jackson county.

Whole number of votes cast.....	98
Of which Mr. Bolton received.....	83
Of which Mr. Smith received.....	15

Mr. Bolton receiving a majority of all votes cast was declared duly elected.

Mr. Bloom offered the following resolution, which was adopted:

Be it resolved by the House, the Senate concurring, That a committee of three from the House and three from the Senate be appointed

to arrange for the inauguration of the Governor elect and Lieutenant-Governor elect.

Mr. Clayton offered the following resolution:

Resolved, That the Speaker be directed to appoint four messengers, four paper-folders, one janitor and one assistant janitor.

On motion of Mr. Newbold, the oath of office was administered to the Clerks. The Clerks came forward and took the oath of office.

Mr. King offered the following resolution, which was adopted:

Resolved by the House of Representatives, the Senate concurring, That Mrs. N. B. Baker be selected as Postmistress and Miss Mira E. Troth as Assistant Postmistress of this General Assembly.

Mr. Parker moved to take up Senate message relative to the inauguration of the Governor and Lieutenant-Governor.

The motion prevailed.

The resolution for the appointment of a committee of three to act with a like committee of the Senate was concurred in.

On motion of Mr. Mueller the Sergeant-at-Arms and Door-keeper were sworn in by the Speaker.

Mr. Mueller moved that the House adjourn until to-morrow morning at 10 o'clock.

The motion did not prevail.

The chair announced the committee on inauguration: Messrs. Parker, Russell and Casey.

On motion of Mr. Tool, House adjourned until 2 o'clock P. M.

AFTERNOON SESSION.

2 O'CLOCK, P. M.

House called to order by the Speaker.

Mr. Hutchison of Wapello offered the following resolution, which was adopted:

Resolved by the House of Representatives, the Senate concurring, That the President of the Senate and the Speaker of the House be and are hereby authorized to appoint a mail carrier, who shall be mail carrier of the Eighteenth General Assembly, and that the Senate be informed of this action of the House.

Mr. Hays moved to reconsider the vote by which the amendment was adopted relative to the appointment of messengers.

The motion did not prevail.

INTRODUCTION OF BILLS.

Mr. King introduced House File No. 1, a bill for an act to prohibit any person from holding more than two consecutive terms of certain county and school offices.

Read first and second time, and passed on file.

Mr. Parker of Marshall introduced House File No. 2, a bill for an act to repeal section 3575 of the Code, and to enact a substitute therefor.

Read first and second time, and passed on file.

Mr. Cobbey introduced House File No. 3, a bill for an act to amend section 2927, chapter 15, Code of 1873.

Passed on file.

Mr. Parker introduced House File No. 4, a bill for an act to repeal section 866 of the Code, and to enact a substitute in lieu thereof.

Read first and second time, and passed on file.

COMMUNICATION ON SPEAKER'S TABLE.

The Governor's message was taken up, and, on motion of Mr. Perrin, the reading was dispensed with.

Mr. Clayton moved the House adjourn.

The motion prevailed, and the House adjourned until 10 o'clock to-morrow morning.

HALL OF HOUSE OF REPRESENTATIVES, }
DES MOINES, IOWA, January 14, 1880. }

House met pursuant to adjournment, Speaker in the chair.

Prayer by Rev. Asa Sleeth.

MESSAGE FROM THE SENATE.

The following message was received from the Senate:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has passed the following concurrent resolution, in which the concurrence of the House is asked:

Resolution in relation to the canvassing of the votes for Governor and Lieutenant-Governor.

A. T. McCARGAR, *Secretary*.

Pending the reading of the journal, on motion of Mr. Seaman, further reading was dispensed with.

The Speaker appointed the following as a committee to make arrangement for the services of chaplain of the House: Messrs. Cobbey, Harvey, Tool, Porter and Wadleigh.

As *Committee on the Revision of Rules*—Messrs. Struble, Wood, Knight and Yoran.

Committee on Mileage—Messrs. Seaman, Carson, Lewis of Fayette, Beach and Ehl.

For Janitors—J. F. Morse and Henry Beel.

For Paper-folders—Mrs. E. A. Lyon, Mrs. Jennie Arnold and Miss Mollie Reck.

For Messengers—Frank M. Andrews, Charles Newmyer, Lewis B. Fisher and James Mandling.

On motion of Mr. Stockton, the Speaker was added to the Committee on Rules.

Mr. Coomes, from the Committee on Credentials, submitted the following report:

Your Committee on Credentials beg leave to report further, that they have examined the credentials of R. D. Stephens, of Linn county, and Pliny Nichols, of Muscatine county, and find them entitled to seats in this House.

Messrs. Nichols and Stephens came forward to the Clerk's desk, and the Speaker administered the oath of office, whereupon they signed the roll.

On motion of Mr. Wood, Mrs. Farron, the Enrolling Clerk, was sworn in.

Mr. Newbold moved to call up the Senate resolution to canvass the votes for Governor and Lieutenant-Governor.

Motion prevailed, and the resolution was taken up, read and adopted.

Mr. Clayton offered the following concurrent resolution, which was adopted:

WHEREAS There has been an attempt made in the State of Maine by Governor Garcelon and his council to thwart, by fraud, the will of the people; and

WHEREAS, The only safety of a free government is in the complete protection of the exercise of the rights and liberties of a free citizenship and the purity of the ballot-box; therefore

Be it resolved by the House of Representatives of the State of Iowa, the Senate concurring, That we condemn the bold attempt to subvert the expressed wishes of a majority of the legal voters of the State of Maine by the high officials of that State as extremely dangerous to a republican form of government and revolutionary in its character.

Resolved further, That the Iowa Legislature, in session now assembled, send greetings to the Republican Legislature of the State of Maine, and congratulate it upon its triumph over the enemies of free government.

Mr. Hornaday offered the following resolution, which was lost:

WHEREAS, The present method of selecting seats on this floor is unfair, unsatisfactory to a large portion of the members; and

WHEREAS, There should be some method of selecting seats which shall commend itself as being fair, satisfactory and convenient, whereby all dissatisfaction may be prevented; therefore

Be it resolved by the General Assembly of the State of Iowa:

First—That the Secretary of State be instructed to number all the seats in regular order, and that the seats be selected by lot; members having served in any previous General Assembly to select first.

Second—That a committee of three be appointed by the Speaker to conduct the drawing.

Third—That the Secretary of State be instructed to have printed a diagram of the House, with a list of members, showing the number of the seat they occupy.

PETITIONS.

Mr. Brown of Dickinson presented a petition for a branch fish commission at Spirit Lake, Iowa, to be referred to the Committee on Fish and Game, when appointed.

Mr. Duncombe presented a petition relating to the Des Moines River land grant.

Referred to the following gentlemen: J. F. Duncombe, A. D. Bicknell, J. H. Jennings and G. M. Blair.

Mr. Parker presented a petition from the citizens of Marshall county, asking repeal of the wine and beer law.

Referred to the Committee on Intemperance, when appointed.

INTRODUCTION OF BILLS.

Mr. Russell introduced House File No. 5, a bill for an act in relation to attorneys' fees and other written contracts.

Read a first and second time and referred to the Judiciary Committee, when appointed.

Mr. Knight introduced House File No. 6, a bill for an act to repeal section 1923 of the Code and enact a substitute therefor.

Read a first and second time and referred to Committee on Judiciary.

Mr. Knight introduced House File No. 7, a bill for an act to amend section 2951 of the Code of 1873.

Read a first and second time and referred to Committee on Judiciary, when appointed.

Mr. Russell moved that House File No. 2 be taken up and read.

Motion prevailed.

The bill was read and passed on file.

Mr. Knight introduced House File No. 8.

Read a first and second time and referred to Committee on Judiciary, when appointed.

The Speaker appointed the following gentlemen, Messrs. Lake, Hornaday and Hutchison of Calhoun, to notify the Senate that the House was ready to receive that body in joint convention.

Mr. Fisher introduced House File No. 9, a bill for an act to repeal sections 181, 182 and 3777, Code of 1873, in relation to short-hand reporters.

Read a first and second time and referred to the Committee on Judiciary, when appointed.

The Sergeant-at-Arms announced the Honorable Senate.

Senator Woolson, President *pro tem.* of the Senate, called the joint convention to order and announced Senator Haines, Teller, and Ham, Assistant, on part of the Senate.

The Speaker announced on part of the House Mr. Lyon, Teller, and Hutchison of Wapello, Assistant.

JOINT CONVENTION.

Audubon county: there being no signature of the chairman, on motion of Senator Chase the count was ordered.

Bremer county: irregular in the signature of board, on motion of Mr. Lake the count was ordered.

Chickasaw county: there being no signature of the chairman, on motion of Mr. Lyon the count was ordered.

Davis county: signatures irregular, on motion of Mr. Porter the count was ordered.

Decatur county: signature of board irregular. On motion of Mr. Hornaday the count was ordered.

Dickinson county: the board failed to sign the blanks in proper place, on motion of Senator Gaylord count was ordered.

Emmet county: failing to be attested by county auditor, and not having the seal of same, on motion of Mr. Jordan, count was ordered.

Fayette county: there being no seal attached, on motion of Senator Gaylord, count was ordered.

Franklin county: board failing to sign in proper place, on motion of Mr. Jordan, count was ordered.

Guthrie county: there being no signature of chairman, on motion of Mr. Jordan, count was ordered.

Hamilton county: board failing to sign in proper place, on motion of Mr. Blair, count was ordered.

Hancock county: board failed to sign, except chairman, on motion of Mr. Porter the count was ordered.

Hardin county: there being no signature of the charman, on motion of Mr. Nagle the count was ordered.

Henry county: there being no seal attached, on motion of Senator Garber the count was ordered.

Jackson county: there being no seal attached, on motion of Mr. Jordan, count was ordered.

Jasper county: there being no signatures of the members of the board, except the chairman, on motion of Senator Mitchell, count was ordered.

Jefferson county: failing to have the seal, and no signature of the members of the board, except the chairman, on motion of Mr. Stout, count ordered.

Keokuk county: there being no signature of the members of the board, except the chairman, on motion of Senator Lawrence, count ordered.

Linn county: there being no signature of the chairman, on motion of Mr. Parker, count ordered

Marion county: there being only one signature, and no chairman, on motion of Mr. Evans, count was ordered.

On motion of Mr. Stockton the joint convention took a recess until 2 o'clock, P. M.

AFTERNOON SESSION.

2 O'CLOCK, P. M.

The joint convention called to order by Senator Woolson.

Page county: there being no signature of chairman, on motion of Mr. Parker the count was ordered.

Plymouth county: the seal of the board of supervisors not being attached, on motion of Mr. Porter the count was ordered.

Ringgold county: there being no signature to return, except chairman, on motion of Mr. Stutsman, count ordered.

Shelby county: there being no signature, except the chairman, on motion of Mr. Hutchison of Calhoun, count ordered.

Story county: the signature of the board not being in the proper place, on motion of Mr. Jennings, count ordered.

Tama county: the signatures of the board not being in proper place, on motion of Mr. Struble, count ordered.

Union county: the signatures of board not being in the proper place, on motion of Mr. Bosworth, count ordered.

Wapello county: the signature of board not being in the proper place, on motion of Mr. Dungan, count ordered.

Washington county: there being two votes in excess on Lieutenant-Governor, on motion of Mr. Pearson, the count was ordered

Leave granted Mr. Parker to introduce the following resolution, which was adopted:

Resolved, That the abstracts of the votes for Governor and Lieutenant-Governor, from the several counties, be filed in the office of Secretary of State for preservation and future reference.

On motion of Mr. Jordan, it is ordered that all votes cast for Gear, Trimble, Campbell, Dungan, Campbell, Yeoman and Moore shall stand for John H. Gear, H. H. Trimble, D. R. Dungan, F. T. Campbell, J. A. O. Yeoman and M. H. Moore.

President *pro tem.* then announced the result of the joint canvass.

Whole number of votes for the office of Governor cast.....	291,814
Of which John H. Gear received.....	157,408
Of which H. H. Trimble received.....	85,365
Of which Daniel Campbell received.....	45,674
Of which D. R. Dungan received.....	3,291
For the office of Lieutenant-Governor.....	292,223
Of which F. T. Campbell received.....	160,758
Of which J. A. O. Yeoman received.....	85,249
Of which M. H. Moore received.....	45,818
Scattering.....	398

And declared John H. Gear elected Governor and Frank T. Campbell elected Lieutenant-Governor of the State of Iowa for the term of two years from the second Monday in January, A. D. 1880, and until their successors are elected and qualified; and the following certificates were signed in the presence of the joint convention:

HALL OF HOUSE OF REPRESENTATIVES, }
DES MOINES, IOWA, January 14, 1880. }

This is to certify that upon a canvass in joint convention of the two houses of the General Assembly of the State of Iowa, of the votes cast at the October election, A. D. 1879, for the office of Governor of the State of Iowa, it appears that John H. Gear received a majority of all the votes cast at said election for said office for the term of two years, and until his successor is elected and qualified.

Signed in the presence of the joint convention this 14th day of January, 1880.

JNO. S. WOOLSON,
President of the Senate, pro tem.
LORE ALFORD,

Speaker of the House of Representatives.

ATTEST:

R. M. HAINES,
Teller of the Senate.

O. H. LYON,
Teller of the House of Representatives.

HALL OF HOUSE OF REPRESENTATIVES,)
 DES MOINES, IOWA, January 14, 1880. }

This is to certify that upon a canvass in joint convention of the two houses of the General Assembly of the State of Iowa, of the votes cast at the October election, A. D. 1879, for the office of Lieutenant-Governor of the State of Iowa, it appeared that Frank T. Campbell received a majority of all the votes cast at said election for said office, and was therefore declared duly elected to said office for the term of two years, and until his successor is elected and qualified.

Signed in the presence of the joint convention this 14th day of January, 1880.

JNO. S. WOOLSON,
President of the Senate, pro tem.
 LORE ALFORD,
Speaker of the House of Representatives.

ATTEST:

R. M. HAINES,
Teller of the Senate.
 O. H. LYON,
Teller of the House.

Mr. Newbold moved that a committee of three be appointed, consisting of one Senator and two members from the House, to notify the Governor and the Lieutenant-Governor of their election.

The motion prevailed, and the President appointed Senator Hebard and Messrs. Newbold and Homan as such committee.

Mr. Porter moved that the joint convention do now dissolve.

The motion prevailed.

House called to order by the Speaker.

Leave of absence was granted Messrs. Carson, Hull, Laub and Ep-person until next Tuesday.

Mr. Mueller offered the following resolution, which was adopted:

Resolved, That the members of this House of Representatives be required to report in writing to the Committee on Mileage the number of miles which they have traveled by the nearest traveled route to reach the capital.

Mr. Parker submitted the following report, which was adopted:

MR. SPEAKER—Your committee on part of the House, to whom was referred the subject of inauguration, have instructed me to report that the inauguration will take place in Moore's Opera House, January 15, 1880, at 2 o'clock P. M.

J. M. PARKER, *Chairman on part of the House.*

Mr. Harvey offered the following resolution, which was adopted:

Resolved, That this House, the Senate concurring, grant to W. W. Luddington the privilege of keeping a small confectionery stand on the second floor of this building, between the House and Senate doors, during the present session of the Legislature.

On motion of Mr. Parker the House adjourned until to-morrow morning at 10 o'clock.

HALL OF HOUSE OF REPRESENTATIVES, }
 DES MOINES, IOWA, January 15, 1880. }

House met pursuant to adjournment, Speaker in the chair.

Prayer by the Rev. W. A. Cain.

Pending the reading of the journal, Mr. Whaley moved that further reading be dispensed with.

The motion did not prevail.

The Speaker appointed Miss Ada Creck Paper-folder.

Leave granted Mr. Newbold to offer the following concurrent resolution, which was adopted:

Resolved by the House, the Senate concurring, That the two Houses of the Eighteenth General Assembly meet at eleven o'clock A. M., in joint convention, for the purpose of inaugurating the Governor and Lieutenant-Governor elect.

Leave of absence was granted Mr. Duncombe until Tuesday next.

PETITIONS.

Mr. Egbert presented a petition in relation to the holding of terms of Supreme Court at Council Bluffs.

Referred to Committee on Judiciary.

Leave of absence granted Mr. Brown of Linn until Tuesday.

REPORTS OF COMMITTEES.

Mr. Struble, from the Committee on Revision of Rules, submitted the following report:

MR SPEAKER—Your committee appointed to report upon the revision of the rules and standing committees of the House, respectfully submit the following report:

We recommend the adoption of the rules governing the Seventeenth General Assembly, as they stood at its final adjournment, and also the following:

RULE NO. 63

Seven members, or a majority, shall constitute a quorum of each standing committee.

We also recommend the appointment of the following standing committees:

Ways and Means.

Judiciary.

Agriculture.

Railroads.

Appropriations.

Schools.

Public Buildings.

Federal Relations.

Constitutional Amendments.

State University.
 Claims.
 Military Affairs.
 Enrolled Bills.
 Engrossed Bills.
 Library.
 Compensation of Public Officers.
 Banks and Banking.
 Domestic Manufactures.
 Insurance.
 Public Lands.
 Agricultural College.
 Asylum for the Insane.
 Deaf and Dumb Asylum.
 Penitentiary at Fort Madison.
 Penitentiary at Anamosa.
 Institute for the Education of the Blind.
 Soldiers' Orphans' Home.
 Horticulture and Forestry.
 Reform Schools.
 Rules.
 Police Regulations.
 County and Township Organization.
 Cities and Towns.
 Elections.
 Printing
 Suppression of Intemperance.
 Roads and Highways.
 Judicial Districts.
 Congressional Districts.
 Senatorial and Representative Districts.
 Fish and Game.
 Private Corporations.
 Asylum for Feeble-Minded Children.
 Normal School.
 Retrenchment and Reform.
 Board of Public Charities.
 Medicine and Surgery.
 Mines and Mining.

Respectfully submitted,

G. R. STRUBLE, *Chairman.*

INTRODUCTION OF BILLS.

Mr. Knight introduced House File No. 10, a bill for an act to regulate the practice in courts of record.

Read first and second time, and referred to the Committee on Judiciary, when appointed.

Mr. Nichols introduced House File No. 11, a bill for an act for the regulation of the semi-annual payment of taxes.

Read first and second time, and passed on file.

Mr. Patterson introduced House file No. 12, a bill for an act to repeal subdivision of section 2077 of Code of 1873.

Read first and second time, and referred to the Committee on Judiciary, when appointed.

Mr. Mackey introduced House File No. 13, a bill for an act entitled an act to amend title 12, chapter 12, of the Code of 1873.

Read first and second time, and referred to the Committee on Judiciary, when appointed.

Mr. Parker introduced House File No. 14, a bill for an act to repeal section 2114 of the Code, and to enact a substitute therefor.

Read first and second time, and referred to the Committee on Judiciary, when appointed.

Mr. Parker introduced House File No. 14, a bill for an act to regulate the sale of patent rights.

Read first and second time, and referred to the Committee on Judiciary.

Mr. Parker introduced House File No. 16, a bill for an act to appropriate \$25.00 to pay George Main, of Marshalltown, Iowa, for repairs to gun carriage.

Read first and second time and referred to Committee on Claims, when appointed.

Mr. Parker introduced House File No. 17, a bill for an act to amend sections 2077 and 2078 of the Code.

Read first and second time and referred to the Committee on Judiciary.

Mr. Parker introduced House File No. 18, a bill for an act making the levy of writ of attachment and executions lien on personal property.

Read first and second time and referred to the Committee on Judiciary.

Mr. Parker introduced House File No. 19, a bill for an act extending the right to hold the office of county recorder to women.

Read a first and second time and passed on file.

Mr. Parker introduced House File No. 20, a bill for an act to repeal section 2745 of the Code and to enact a substitute therefor.

Read a first and second time and referred to the Committee on Judiciary, when appointed.

Mr. Parker introduced House File No. 21, a bill for an act to require parties pleading to file copy for use of opposite party.

Read a first and second time and referred to the Committee on Judiciary.

Mr. Parker introduced House File No. 22, a bill for an act to prohibit the traffic in hogs infected with the swine plague, and to prevent the spread thereof.

Read a first and second time and referred to Committee on Agriculture, when appointed.

Mr. Cobbey moved that House File No. 3 be referred to the Committee on Judiciary.

It was so ordered.

Mr. Parker introduced House File No. 23, a bill for an act to repeal section 1941 of the Code and to enact a substitute in lieu thereof.

Read a first and second time and referred to the Committee on Judiciary.

Mr. Lambert introduced House File No. 24, a bill for an act to legalize the incorporation of Lime Springs, Howard county, Iowa.

Read first and second time and passed on file.

Mr. Porter introduced House File No. 25, a bill for an act to amend sections 2 and 5, chapter 123 of the acts of the Sixteenth General Assembly, in relation to taxes voted by townships to aid railroads.

Read first and second time and referred to Committee on Railroads, when appointed.

Mr. Hutchison of Wapello introduced House File No. 26, a bill for an act to relieve corporations engaged in manufacturing from double taxation in certain cases.

Read a first and second time and referred to the Committee on Judiciary.

MESSAGE FROM THE SENATE.

The following message was received from the Senate:

MR. SPEAKER—I am directed to inform your Honorable Body that the Senate has concurred in House resolution relative to joint convention for the inauguration of Governor and Lieutenant-Governor elect.

A. T. McCARGAR, *Secretary.*

Mr. Payne introduced House File No. 27, a bill for an act to amend sections 1948, 1950, 1951, 1952 and 1954, of the Code of 1873, in relation to transfer and index books.

Read a first and second time and referred to the Committee on County and Township Organization, when appointed.

Mr. Lake introduced House File No. 28, a bill for an act to amend chapter 165 of the acts of the Seventeenth General Assembly.

Read a first and second time and referred to the Committee on Judiciary, when appointed.

Mr. Perrin introduced House File No. 29, a bill for an act to amend section 589, chapter 1, title 5 of the Code.

Read a first and second time and referred to Committee on Elections, when appointed.

Mr. Reck introduced House File No. 30, a bill for an act to repeal chapter 113 of the acts of the Seventeenth General Assembly, in relation to common schools.

Read a first and second time and referred to the Committee on Schools, when appointed.

Mr. Williams introduced House File No. 31, a bill for an act reducing the interest on the school fund.

Read a first and second time and referred to the Committee on Judiciary, when appointed.

RESOLUTIONS.

Mr. Mueller offered the following resolution which was adopted:

Resolved by the House, the Senate concurring, That a recess be taken until Tuesday, January 20, at 2 o'clock P. M. from and after adjournment for to-day, January 15.

The Speaker appointed Messrs. Dungan, Lucas and Homan a committee to notify the Senate that the House was ready to meet that body in joint convention.

Mr. King offered the following resolution, which was referred to the Committee on Constitutional Amendments:

Be it resolved by the General Assembly of the State of Iowa, That the following amendments to the Constitution of the State of Iowa be and the same are hereby proposed:

First—Strike out the word “male” from section one (1), article two (2) of said Constitution.

Second—Strike out the word “male” from section four (4), article three (3) of said Constitution.

Resolved further, That the foregoing proposed amendments to the said Constitution be and the same are hereby referred to the Legislature to be chosen at the next general election for members of the General Assembly, and that the Secretary of State cause the same to be published for three months previous to the day of said election, in two weekly newspapers in each congressional district in the State.

Leave was granted Mr. Nichols to present a memorial, which was referred to Committee on Federal Relations, when appointed.

WHEREAS, The products of the farm, shop and factory are worth to the producer only what they will bring in the world’s market less the cost of transportation; and

WHEREAS, The people have, in various ways, made large contributions toward the construction of a great portion of the railroads in this country, with a view of promoting competition between the same, to the end that reasonable freight tariffs might be secured; and

WHEREAS, By the pooling combinations of a few railroad capitalists, competition in the carrying business is purposely and deliberately prevented, while apparently oppressive and exorbitant freight tariffs are established, especially between the West and the Eastern seaboard; and

WHEREAS, By the Constitution it is made the exclusive province of Congress to “regulate commerce among the several States”; therefore

Be it resolved by the House of Representatives, the Senate concurring, That our Senators and Representatives in Congress be requested to use their best endeavors to establish just and equitable maximum railroad freight tariffs on through or inter-State commerce, or in some other just and practicable way which to them may seem proper, to bring speedy and permanent relief from the present manifestly exorbitant rates, which have become most oppressive and aggravating to the people.

Mr. Seaman, from the Committee on Mileage, submitted the following report:

LIST OF MEMBERS OF THE HOUSE, AND MILEAGE.

NAME.	COUNTY.	Miles.	Amount.
Baker.....	Winneshiek.....	520	\$ 78.00
Barnes.....	Allamakee.....	740	111.00
Beach.....	Sioux.....	558	83.70
Belfrage.....	Woodbury.....	500	75.00
Bicknell.....	Humboldt.....	214	32.10
Blair.....	Hamilton.....	234	35.10
Bloom.....	Johnson.....	242	36.30
Bosworth.....	Ringgold.....	280	42.00
Bridges.....	Mahaska.....	170	25.50
Brown.....	Dickinson.....	500	75.00
Brown.....	Linn.....	326	48.90
Caldwell.....	Lee.....	398	59.70
Carson.....	Pottawattamie.....	280	42.00
Casey.....	Lee.....	362	54.30
Clayton.....	Pottawattamie.....	335	50.25
Cobbey.....	Benton.....	348	52.20
Cochran.....	Warren.....	87	13.05
Colton.....	Louisa.....	356	53.40
Coomes.....	Cass.....	158	23.70
Dean.....	Bremer.....	414	63.10
Dotson.....	Jasper.....	46	6.90
Downing.....	Davis.....	254	38.10
Duncombe.....	Webster.....	178	26.70
Dungan.....	Lucas.....	110	16.50
Egbert.....	Scott.....	352	52.80
Ehl.....	Dubuque.....	582	87.30
Epperson.....	Wapello.....	180	27.00
Evans.....	Mahaska.....	136	20.40
Fisher.....	Montgomery.....	514	78.00
Francis.....	Madison.....	80	12.00
Gay.....	Black Hawk.....	400	60.00
Glasgow.....	Des Moines.....	310	46.50
Harvey.....	Polk.....		
Hayden.....	Jefferson.....	242	36.30
Hays.....	Marion.....	115	17.25
Hixson.....	Appanoose.....	300	45.00
Homan.....	Adams.....	276	41.40
Hornaday.....	Taylor.....	272	40.80
Hubbell.....	Winneshiek.....	530	79.50
Hull.....	Winnebago.....		
Hutchison.....	Wapello.....	195	29.25
Hutchison.....	Calhoun.....	240	36.00
Jennings.....	Boone.....	80	12.00
Jordan.....	Polk.....	18	2.70
King.....	Franklin.....	350	52.00
Knight.....	Dubuque.....	600	90.00
Lake.....	Clinton.....	450	67.50
Lambert.....	Howard.....	522	78.30
Laub.....	Crawford.....	280	42.00
Lewis.....	Fayette.....	480	72.00
Lewis.....	Mills.....	328	49.20
Lucas.....	Story.....	78	11.70
Lyon.....	Floyd.....	480	72.00
Mackey.....	Keokuk.....	180	27.00
Martindale.....	Clarke.....	194	27.60

LIST OF MEMBERS—CONTINUED.

NAME.	COUNTY.	Miles.	Amount.
McDaid.....	Sac.....	200	\$ 30.00
McGregor.....	Clayton.....	680	102.00
Merten.....	Delaware.....	540	81.00
Mueller.....	Scott.....	384	57.60
Muncey.....	Buchanan.....	400	60.00
Nagle.....	Hardin.....	294	44.10
Newbold.....	Henry.....	280	42.00
Nichols.....	Muscatine.....	276	41.40
O'Brien.....	Dubuque.....	600	90.00
Palmer.....	Guthrie.....	140	21.00
Parker.....	Marshall.....	240	36.00
Patterson.....	Mitchell.....	408	61.20
Payne.....	Henry.....	300	45.00
Pearson.....	Washington.....	330	49.50
Perrin.....	Chickasaw.....	444	66.60
Porter.....	Decatur.....	186	27.90
Prouty.....	Marion.....	96	14.40
Reck.....	Wayne.....	338	50.70
Richardson.....	Jackson.....	560	84.00
Richardson.....	Harrison.....	340	51.00
Richey.....	Union.....	230	34.50
Robb.....	Monroe.....	202	30.30
Russell.....	Dallas.....	68	10.20
Scott.....	Cedar.....	310	46.50
Seaman.....	Scott.....	380	57.00
Simpson.....	Jackson.....	560	84.00
Stephens.....	Linn.....	300	45.00
Stockton.....	Fremont.....	390	58.50
Stout.....	Grundy.....	342	51.30
Struble.....	Tama.....	200	30.00
Stutsman.....	Van Buren.....	252	37.80
Terry.....	Muscatine.....	302	45.30
Tilton.....	Iowa.....	180	27.00
Tool.....	Jasper.....	68	10.20
Van Staden.....	Clayton.....	680	102.00
Wadleigh.....	Clinton.....	450	67.50
Wagner.....	Benton.....	240	36.00
Webster.....	Page.....	514	77.10
Whaley.....	Butler.....	320	48.00
Wicks.....	Shelby.....	226	33.90
Williams.....	Des Moines.....	382	57.30
Wolfe.....	Johnson.....	242	36.30
Wood.....	Poweshiek.....	140	21.00
Yoran.....	Jones.....	368	55.20
Mr. Speaker.....	Black Hawk.....	400	60.00

JOINT CONVENTION.

At 11 o'clock A. M. the Door-keeper announced the Honorable Senate.

Senator Woolson, President *pro tem.*, called the joint convention to order and the clerk called the roll.

Mr. Newbold moved that the joint convention take a recess until 2 o'clock P. M., which motion prevailed.

AFTERNOON SESSION.

2 O'CLOCK P. M.

INAUGURATION CEREMONIES.

The joint convention was called to order by Senator Woolson, President *pro tem.*

Prayer by Rev. C. S. Rymon.

Music.

The oath of office was then administered to the Governor elect, John H. Gear, and Lieutenant-Governor elect, Frank T. Campbell, by Chief Justice Adams.

INAUGURAL ADDRESS.

The Governor then delivered his inaugural address.

Music.

Mr. Newbold moved that the joint convention take a recess for 30 minutes to meet at the State House.

The motion prevailed.

Joint convention called to order by Senator Woolson, President *pro tem.*

On motion of Senator Arnold the joint convention dissolved.

House called to order by the Speaker.

The House resumed consideration of the report of Committee on Mileage.

The report of committee was adopted.

Leave granted Mr. Clayton to offer the following resolution, which was laid over under Rule 34:

Resolved, That the Auditor of State is hereby requested to notify each county auditor in the State to furnish the amount of the expenses incurred during the year A. D. 1879, in conveying criminals to the different prisons of the State, and insane to the insane hospitals, and the number so sent; and when so obtained to furnish the same to this House.

Leave granted Mr. Stutsman to present a petition in reference to fish and game.

Referred to the Committee on Fish and Game, when appointed.

Mr. Clayton moved to suspend Rule 34 and to take up the resolution of inquiry in reference to the expenditures in conveying prisoners and insane to the State institutions.

The motion prevailed.

The resolution was taken up, read and adopted.

Mr. Mueller moved that the House take a recess for 15 minutes.

The motion prevailed.

House called to order by the Speaker.

MESSAGE FROM THE SENATE.

The following message received from the Senate:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has concurred in House resolution relative to recess.

A. T. McCARGAR, *Secretary*.

Mr. Coomes moved that the House do now adjourn.

The motion prevailed and the House adjourned until Tuesday, the 20th, at 2 o'clock P. M.

HALL OF HOUSE OF REPRESENTATIVES, }
DES MOINES, IOWA, January 20, 1880. }

2 O'CLOCK P. M.

House met pursuant to adjournment, the Speaker in the chair.

Prayer by Rev. W. F. Harned.

Journal of Thursday read and approved.

The Speaker announced the following standing committees:

STANDING COMMITTEES OF THE HOUSE.

Ways and Means—Messrs. Newbold, Stephens, Mueller, Russell, Webster, O'Brien, Coomes, Baker, Carson, McGregor, Wadleigh, Stockton, Jordan, Yoran, Lambert, Bridges, Lewis of Fayette, Pearson, and Wood.

Judiciary—Messrs. Parker, Carson, Stockton, Struble, Glasgow, Duncombe, King, Perrin, Hutchison of Wapello, Knight, Harvey, Wicks, Casey, Dungan, Fisher, Nagle, Mackey, McDaid, Hays, Lewis of Mills, Lake, Bicknell, and Simpson.

Agriculture—Messrs. Clayton, Terry, Caldwell, Hubbell, Jennings, Lake, Wolfe, Nichols, Belfrage, Seaman, Muncey, Richardson of Jackson, Blair, Patterson, Brown of Dickinson, Hixson, Richey, Stout, and Dotson.

Railroads—Messrs. King, Coomes, Glasgow, Richey, Duncombe, Baker, Carson, Wagner, Nagle, Mackey, Belfrage, Russell, Jordan, Hutchison of Wapello, Lewis of Mills, Parker, Laub, Egbert, and Richardson of Jackson.

Appropriations—Messrs. Yoran, Seaman, Beach, Lucas, Robb, Bloom, Cobbey, Williams, Merten, Colton, Bosworth, Clayton, Downing, Martindale, Hutchison of Calhoun, Newbold, and Gay.

Schools—Messrs. Perrin, Prouty, Hubbell, Dean, Homan, Stutsman, Muncey, Stockton, Payne, Palmer, Barnes, Scott, Hayden, McDaid, Francis, Coomes, and Van Staden.

Public Buildings—Messrs. Hutchison of Wapello, Duncombe, Whaley, Tilton, Newbold, Jordan, Bicknell, Lambert, Cobbey, Clayton, Fisher, Richardson of Harrison, Wadleigh, Hull, and Cochran.

Federal Relations—Messrs. Carson, Fisher, Nagle, Simpson, Stephens, Casey, Wicks, Hayes, Struble, Hull, and Scott.

Constitutional Amendments—Messrs. Stockton, Wicks, Porter, Casey, Nichols, King, Struble, Harvey, Perrin, Dungan, Simpson, Hutchison of Calhoun, and Stout.

State University—Messrs. Dungan, Hornaday, Dean, Barnes, Bloom, Beach, Epperson, Reck, Wadleigh, Seaman, Wagner, Duncombe, Palmer, Colton, and Tool.

Claims—Messrs. Stephens, Baker, Hutchison of Calhoun, Cobbey, Downing, Lake, Bicknell, McGregor, Lambert, Lyon, and Russell.

Military Affairs—Messrs. Whaley, Bosworth, Egbert, Glasgow, Mackey, Belfrage, Lyon, Evans, and Wolfe.

Enrolled Bills—Messrs. Reck, Laub, Payne, Prouty, and Ehl.

Engrossed Bills—Messrs. Bosworth, Martindale, Porter, Cochran, and Homan.

Library—Messrs. Webster, Hays, Hayden, Lewis of Fayette, Duncombe, Van Staden, Lyon, Francis, and Pearson.

Compensation of Public Officers—Messrs. Wood, Williams, Blair, Caldwell, Lucas, Baker, Dotson, O'Brien, Nichols, Richey, and Dean.

Banks and Banking—Messrs. Lyon, Webster, Egbert, Colton, Hutchison of Calhoun, Lucas, Stephens, Whaley, and Hixson.

Domestic Manufactures—Messrs. Baker, Epperson, Brown of Linn, Hixson, Jordan, Martindale, Tilton, Scott, and Downing.

Insurance—Messrs. Struble, Harvey, Stephens, Duncombe, Perrin, Patterson, Yoran, Mueller, and Bloom.

Public Lands—Messrs. Wicks, Beach, Brown of Dickinson, Dungan, Colton, Bicknell, Bridges, Richardson of Jackson, and Jennings.

Agricultural College—Messrs. Lucas, Nichols, Muncey, Cobbey, Wolfe, Jennings, Hubbell, Homan, and Belfrage.

Asylum for Insane—Messrs. Payne, Muncey, Blair, Hixson, Barnes, Evans, Stutsman, Lewis of Fayette, and Ehl.

Deaf and Dumb Asylum—Messrs. Stutsman, Fisher, Brown of Linn, Carson, Homan, Hubbell, Gay, Francis, and O'Brien.

Penitentiary at Fort Madison—Messrs. Laub, Clayton, Stephens, Parker, Casey, Stutsman, and Wagner.

Penitentiary at Anamosa—Messrs. Merten, Brown of Linn, Caldwell, Hornaday, Reck, Dean, and Martindale.

Institute for the Blind—Messrs. Wagner, Scott, Gay, O'Brien, Tool, Cochran, and Barnes.

Soldiers' Orphans' Home—Messrs. Terry, Webster, Mackey, Robb, Brown of Linn, Hubbell, and Van Staden.

Horticulture and Forestry—Messrs. Lewis of Fayette, Evans, Pearson, Tilton, Richardson of Jackson, Francis, and Bosworth.

Reform Schools—Messrs. Nagle, Hayden, Dotson, Blair, Downing, Robb, and Palmer.

Rules—Messrs. Mueller, Lewis of Mills, Hull, Knight, and Mr. Speaker.

Police Regulations—Messrs. Robb, Cobbey, Coomes, Newbold, Ehl, Patterson, and Bridges.

County and Township Organization—Messrs. Russell, Stout, Bel-
frage, Downing, Evans, Cochran, Dotson, Lewis of Mills, Bosworth,
Payne, Jennings, Richardson of Harrison, and Caldwell.

Cities and Towns—Messrs. Glasgow, Hutchison of Wapello, Egbert,
Carson, Bloom, Harvey, McGregor, Knight, Struble, Casey, and Par-
ker.

Elections—Messrs. Prouty, Francis, Ehl, Tool, Hull, Lambert, and
Richey.

Printing—Messrs. Egbert, Reck, Wagner, Wadleigh, Beach, Pear-
son, King, Stout, and Bloom.

Suppression of Intemperance—Messrs. Harvey, Porter, Russell,
Bloom, Stout, Brown of Linn, Wood, Hixson, Patterson, Mueller, and
Palmer.

Roads and Highways—Messrs. Bicknell, Dotson, Nichols, Evans,
Caldwell, Porter, Richardson of Harrison, Richey, Terry, Gay, and
Homan.

Judicial Districts—Messrs. Lake, Epperson, Simpson, Glasgow,
Mackey, King, McDaid, Richardson of Harrison, and Laub.

Congressional Districts—Messrs. Tool, Bosworth, Knight, Brown of
Dickinson, Beach, Williams, and Lambert.

Senatorial and Representative Districts—Messrs. Scott, Hull,
Bridges, Hutchison of Wapello, Van Staden, Hornaday, Homan,
Yoran, Lyon, McDaid, and Bicknell.

Fish and Game—Messrs. Brown of Dickinson, Hutchison of Cal-
houn, Dungan, Prouty, Mackey, Beach, McDaid, Caldwell, Williams,
and Richardson of Harrison.

Private Corporations—Messrs. McGregor, Lucas, Richardson of
Jackson, Hays, and Whaley.

Asylum for Feeble-minded—Messrs. Hornaday, Epperson, Porter,
Robb, Hixson, Lewis of Mills, Webster, Williams, McGregor, Hayden,
and Wolfe.

Normal Schools—Messrs. McDaid, Merten, Barnes, Coomes, Ehl,
Gay, Wadleigh, Prouty, and Brown of Dickinson.

Retrenchment and Reform—Messrs. Coomes, Wicks, Simpson,
Wood, Terry, Van Staden, Egbert, Merten, and Stockton.

Board of Public Charities—Messrs. Fisher, Blair, Dean, Lake,
Clayton, Wolfe, and Tilton.

Medicine and Surgery—Messrs. Barnes, Stutsman, Lewis of Fayette,
O'Brien, Palmer, Hayden, Hornaday, Casey, and Hull.

Mines and Mining—Messrs. Seaman, Harvey, Terry, Reck, Knight,
Jennings, Epperson, Colton, and Tool.

PETITION.

Mr. Brown of Dickinson presented a petition from citizens of Palo Alto, O'Brien and Pottawattamie counties in reference to establishing a branch fish commission at Spirit Lake.

Referred to the Committee on Fish and Game.

Mr. Bicknell presented a petition from citizens of Humboldt county for the repeal of the wine and beer law.

Referred to Committee on Suppression of Intemperance.

Mr. Perrin presented a petition of J. K. Powers in reference to the payment of attorney fees.

Was read and passed on file.

BILLS INTRODUCED.

Mr. Yoran introduced House File No. 32, a bill for an act to legalize the acts of the board of trustees of the town of Olin, Jones county.

Read a first and second time and referred to Committee on Cities and Towns.

Mr. Yoran introduced House File No. 33, a bill for an act to amend section 3055 of the Code of 1873.

Read a first and second time and referred to the Committee on Judiciary.

Mr. Yoran introduced House File No. 34, a bill for an act to amend section 3806 of the Code of 1873.

Read a first and second time and referred to Committee on Judiciary.

Mr. Coomes introduced House File No. 35, a bill for an act to amend sections 3788 and 3789 of chapter 2, title 23 of the Code, in relation to the compensation of the sheriff.

Read a first and second time and referred to the Committee on Compensation of Public Officers.

Mr. Stockton introduced House File No. 36, a bill for an act to amend section 3777 of the Code of 1873.

Read a first and second time and referred to the Committee on Compensation of Public Officers.

Mr. Cobbe introduced House File No. 37, a bill for an act to amend section 2062, chapter 3, title 14 of the Code, relating to negotiable notes and other obligations.

Read a first and second time and referred to Committee on Judiciary.

Mr. Clayton introduced House File No. 38, a bill for an an act to repeal section 1988, title 13, chapter 8 of the Code, in relation to homestead exemption.

Read a first and second time and referred to Committee on Judiciary.

Mr. Clayton introduced House File No. 39, a bill for an act to regulate the practice of medicine, obstetrics and to punish offenders.

Read a first and second time and referred to Committee on Medicine and Surgery.

Leave granted Mr. Parker to offer the following resolution, which was adopted:

Resolved, That all bills introduced be printed and placed upon members' desks.

Mr. Downing introduced House File No. 40, a bill for an act authorizing short highways to be established, less than 40 feet in width.

Read a first and second time, and referred to Committee on Roads and Highways.

Mr. Hutchison of Wapello introduced House File No. 41, a bill for an act relieving real estate from double taxation in certain cases, and taxing mortgages to certain extent.

Read a first and second time, and referred to Committee on Judiciary.

Mr. Hutchison of Wapello introduced House File No. 42, a bill for an act to amend chapter 1, title 6 of the Code of 1873, and insure a more efficient assessment of property.

Read a first and second time, and referred to Committee on Ways and Means.

Mr. Hutchison of Wapello introduced House File No. 43, a bill for an act authorizing city councils in incorporated cities having a population of ten thousand or more to appoint assistant assessors.

Read a first and second time, and referred to Committee on Ways and Means.

Mr. Perrin introduced House File No. 44, a bill for an act further defining the duties of county officers.

Read a first and second time, and referred to Committee on Ways and Means.

Mr. Perrin introduced House File No. 45, a bill for an act to enable notaries public to perform official acts in cities other than those in which they reside.

Read first and second time, and referred to Judiciary Committee.

Mr. Perrin introduced House File No. 46, a bill for an act to repeal part of section 821, chapter 1, title 6 of Code.

Read first and second time, and referred to Committee on Ways and Means.

Mr. Perrin introduced House File No. 47, a bill for an act to amend section 1261 of the Code, and chapter 65 of the public acts of the Seventeenth General Assembly.

Read first and second time, and referred to Committee on Railroads.

Mr. Perrin introduced House File No. 48, a bill for an act to amend section 3087, chapter 9, title 18 of the Code.

Read a first and second time, and referred to the Committee on Judiciary.

Mr. Perrin introduced House File No. 49, a bill for an act to repeal section 160 of the Code and provide a substitute therefor.

Read a first and second time, and referred to the Committee on Judiciary.

Mr. Perrin introduced House File No. 50, a bill for an act to amend section 1998, chapter 8, title 13 of the Code.

Read a first and second time and referred to the Committee on Judiciary.

Mr. King introduced House File No. 51, a bill for an act regulating the rights of execution creditors in mortgages, chattels, and providing for a stay of proceedings in case of foreclosure of chattel mortgages.

Read first and second time, and referred to Judiciary Committee.

Mr. King introduced House File No. 52, a bill for an act repealing section 2114, chapter 6, title 14 of Code of 1873, and enacting a sub-

stitute therefor, providing for defense to promissory notes obtained by fraud, etc.

Read first and second time, and referred to Judiciary Committee.

Mr. Nagle introduced House File No. 53, a bill for an act providing for the appraisement of property sold on chattel mortgages, and for the fees of the officers conducting the sale, etc.

Read first and second time, and referred to Judiciary Committee.

Mr. Nagle introduced House File No. 54, a bill for an act providing for appeals from findings of the commissioners of insanity, and to amend section 1401, of chapter 2, title 1 of the Code.

Read a first and second time, and referred to Committee on Judiciary.

Mr. Lewis of Mills introduced House File No. 55, a bill for an act to repeal the last paragraph of section 3788, Code of 1873.

Read first and second time, and referred to Committee on Compensation of Public Officers.

Mr. Lake introduced House File No. 56, a bill for an act to amend section 394, chapter 2, title 6 of the Code.

Read a first and second time, and referred to Committee on Judiciary.

Mr. Wadleigh introduced House File No. 57, a bill for an act to repeal and provide a substitute for section 520, chapter 10, title 4 of the Code of 1873.

Read a first and second time and referred to Committee on Cities and Towns.

Mr. Harvey introduced House File No. 58, a bill for an act to enforce section 3 of article 11 of the Constitution of the State of Iowa.

Read a first and second time and referred to the Committee on Judiciary.

Mr. McDaid introduced House File No. 59, a bill for an act to amend chapter 1, title 4 of the Code.

Read a first and second time and referred to the Committee on County and Township Organization.

Mr. Glasgow introduced House File No. 60, a bill for an act reducing the number of grand jurors.

Read first and second time and referred to Judiciary Committee.

Mr. Bicknell introduced House File No. 61, a bill for an act to legalize the removal of the county seat of Emmet county.

Read first and second time and referred to Judiciary Committee.

Mr. Pearson introduced House File No. 62, a bill for an act to extend to women the right to hold the office of county auditor.

Read first and second time and referred to committee on County and Township Organization.

Mr. Perrin introduced House File No. 63, a bill for an act to facilitate farm draining, addition to the Code of 1873, chapter 2.

Read a first and second time and referred to the Committee on Agriculture.

Mr. Lewis of Mills introduced House File No. 64, a bill for an act to legalize the levy of certain taxes in the county of Mills.

Read a first and second time and referred to Committee on Judiciary.

Mr. Hutchison of Calhoun introduced House File No. 65, a bill for

an act to amend section 1457 of the Code of 1873, on the adoption of herd law.

Read a first and second time and referred to Committee on Police Regulations.

Mr. King moved the reconsideration of the vote by which the resolution in relation to printing of bills was adopted.

The motion prevailed.

Mr. Stockton moved an amendment, "excepting local bills."

Motion did not prevail.

On motion of Mr. Seaman, it was referred to the standing Committee on Rules.

RESOLUTIONS.

Mr. Coomes offered the following:

Resolved, That no committee be allowed a clerk without consent of the House; and that no person be permitted to serve as clerk on more than one committee.

Mr. Newbold moved for a division of the question.

That part relative to the House employing clerks prevailed; balance of the resolution lost.

Mr. Casey offered a resolution relative to amending the Constitution in relation to grand jury.

Referred to Committee on Constitutional Amendments.

Mr. Clayton offered the following resolution, which was adopted:

Resolved, That so much of the Governor's Biennial Message as refers to expenses incurred by short-hand reports, and the inefficiency of such reports by their not being transcribed, be referred to the Committee on Retrenchment and Reform, with instructions that said committee report by bill or otherwise.

Mr. Parker moved to reconsider the vote by which the report on mileage was adopted.

The motion prevailed.

Mr. Parker moved to strike out "240" and "\$36.00" and insert "180" and "\$27.00" after the word "Marshall."

The motion prevailed.

Mr. Knight moved to strike out "600" and "\$90.00" after the word "Knight" and insert "557" and "\$83.55."

The motion prevailed.

Mr. O'Brien moved to strike out "600" and "\$90.00" after the word "O'Brien" and insert "592" and "\$88.80."

The motion prevailed.

Mr. Epperson moved to amend by striking out "180" and "\$27.00" after the word "Epperson" and insert "150" and "\$22.50."

The motion prevailed.

The report as amended was adopted.

Mr. Mackey offered the following resolution, which was adopted:

Resolved, That the Speaker of the House is hereby directed to appoint two additional messengers for the House.

Mr. Hutchison of Wapello moved to reconsider the vote by which the mileage report was adopted.

The motion prevailed.

On motion of Mr. Hutchison of Wapello "195" and "\$29.25" were stricken out and "174" and "\$26.10" inserted.

The report as amended was adopted.

Mr. Mackey offered the following resolution:

Resolved, That the Clerk be instructed to have 500 copies of the rules of the House printed for the use of the members.

Mr. Clayton moved to amend by striking out "500" and inserting "1,000."

The motion prevailed.

On motion of Mr. Seaman the resolution as amended was referred to the Committee on Printing.

Mr. Parker offered the following resolution:

Resolved, That the Secretary of State be instructed to furnish each regular delegated reporter of a daily newspaper in this House with stationery to the amount of two dollars per week.

Mr. Newbold moved to amend by striking out "two" and inserting "one."

The motion prevailed.

Mr. Parker moved that the House do now adjourn.

The motion prevailed, and the House adjourned until to-morrow morning at 10 o'clock.

HALL OF HOUSE OF REPRESENTATIVES, }
DES MOINES, IOWA, January 21, 1880. }

House met pursuant to adjournment, Speaker in the chair.

Prayer by the Rev. W. F. Harned.

Pending the reading of the journal of yesterday, on motion of Mr. Clayton further reading was dispensed with.

The Speaker appointed Mr. Newbold as an additional member of the Committee on Reform Schools.

The Speaker appointed for additional Messengers Fred. Barnet and Fred. Lucas.

PETITIONS.

Mr. Duncombe presented a petition in reference to the Des Moines River land grant, which was read and passed on file.

Mr. Struble presented a petition from the citizens of Tama county in reference to the spread of contagious diseases among domesticated animals.

Referred to the Committee on Agriculture.

Mr. Struble presented a petition from citizens of Tama county for a law to prevent the spread of contagious diseases among domesticated animals.

Referred to the Committee on Agriculture.

Mr. Struble presented a petition from citizens of Tama county for a law to exterminate cockle-bur.

Referred to the Committee on Agriculture.

Mr. Whaley presented a petition of citizens of Butler county to repeal the wine and beer exceptions.

Referred to the Committee on the Suppression of Intemperance.

Mr. Cochran presented a petition to amend section 1555 of the Code of 1873.

Referred to Committee on Suppression of Intemperance.

REPORTS OF COMMITTEES.

Mr. Duncombe, from the special committee on Des Moines River land grant, submitted the following report:

MR. SPEAKER—Your committee, consisting of the members of the House from Webster, Humboldt, Hamilton and Boone counties, to whom was referred "Memorial of the General Assembly of the State of Iowa relating to the Des Moines River lands," beg leave to report that they unanimously recommend the passage of the memorial.

J. F. DUNCOMBE,
A. D. BICKNELL,
G. M. BLAIR,
J. H. JENNINGS,
Committee.

Mr. Duncombe moved that the rule be suspended and the memorial and resolution be now taken up.

The motion prevailed.

The resolution was taken up and read.

Mr. Wicks moved that the resolution be laid on the table.

Mr. Duncombe demanded the yeas and nays, which were as follows:

The yeas were:

Messrs. Barnes, Beach, Belfrage, Clayton, Coomes, Dotson, Fisher, Harvey, Jordan, Lewis of Mills, Seaman, Stockton, Webster and Wicks—14.

The nays were:

Messrs. Baker, Bicknell, Blair, Bloom, Bosworth, Bridges, Brown of Dickinson, Brown of Linn, Caldwell, Casey, Cobbey, Cochran, Colton, Dean, Downing, Duncombe, Dungan, Egbert, Ehl, Epperson, Evans, Francis, Gay, Hayden, Hays, Hixson, Homan, Hornaday, Hubbell, Hull, Hutchison of Calhoun, Hutchison of Wapello, Jennings, King, Knight, Lake, Lambert, Lewis of Fayette, Lucas, Lyon, Mackey, Martindale, McDaid, McGregor, Merten, Mueller, Muncey, Nagle, Newbold, Nichols, O'Brien, Palmer, Parker, Patterson, Payne, Pearson, Perrin, Prouty, Reck, Richardson of Harrison, Richey, Robb, Scott, Simpson, Stephens, Stout, Struble, Stutsman, Terry, Tilton, Tool, Van Staden, Wadleigh, Wagner, Whaley, Williams, Wolfe, Wood, Yoran, and Mr. Speaker—80.

Absent or not voting:

Messrs. Carson, Glasgow, Lamb, Porter, Richardson of Jackson and Russell—6.

So the motion to lay on the table did not prevail.

Mr. King moved that the memorial be referred to the Committee on Public Lands.

The motion did not prevail.

The question recurring on the adoption of the resolution, it was adopted.

Mr. Seaman, from the Committee on Mileage, submitted the following additional report, which was adopted:

J. M. Hull, 442 miles, \$66.88.

JOINT RESOLUTION.

Leave was granted Mr. Seaman, to offer the following resolution, which was referred to the Committee on Constitutional Amendments:

Joint resolution proposing to amend Article eleven (11), section one (1), of the Constitution of the State of Iowa, and to provide for its reference and publication:

Be it resolved by the General Assembly of the State of Iowa, That the following amendment to the Constitution of the State be and the same is hereby proposed:

Strike out the words "one hundred" (100), from the fourth (4th) line of section one (1), article eleven (11), and insert the words "three hundred" (300).

Strike out the words "three hundred" (300), in the last line of section one (1), article eleven (11), and insert the words "five hundred" (500).

Resolved further, That the foregoing proposed amendment to the Constitution of the State of Iowa be and the same is hereby referred to the legislature to be chosen at the next general election for members of the General Assembly; and that the Secretary of State cause the same to be published for three months, previous to the day of such election, in two weekly newspapers in each congressional district in the State.

INTRODUCTION OF BILLS.

Mr. Jordan introduced House File No. 66, a bill for an act to amend section 3072, Code of 1873.

Read first and second time, and referred to Judiciary Committee.

Mr. Jordan introduced House File No. 67, a bill for an act to amend section 1551, chapter 6, title 1; and section 3775, chapter 2, title 23; and section 3829, chapter 3, title 23, Code of 1873.

Read first and second time, and referred to Committee on Suppression of Intemperance.

Mr. Knight introduced House File No. 68, a bill for an act to amend sections 2117, 2119 and 2128 of the Code.

Read first and second time, and referred to Judiciary Committee.

Mr. Stutsman introduced House File No. 69, a bill for an act to amend section 304 of the Code of 1873.

Read first and second time and referred to Committee on Public Officers.

Mr. Martindale introduced House File No. 70, a bill for an act for the suppression of intemperance in incorporated towns and townships.

Read a first and second time and referred to Committee on Suppression of Intemperance.

Mr. Martindale introduced House File No. 71, a bill for act to repeal part of section 1774, chapter 9, title 12 of the Code of 1873.

Read a first and second time and referred to the Committee on Schools.

Mr. Downing introduced House File No. 72, a bill for an act to regulate the return and assessment of moneys and credits, and to punish frauds therein.

Read first and second time and referred to Judiciary Committee.

Mr. King introduced House File No. 73, a bill for an act to create a board of control and define the duties of the same, relating to certain State institutions.

Pending the reading of the bill, Mr. Clayton moved that the further reading be dispensed with.

The motion prevailed.

Read first and second time and referred to Committee on Board of Public Charities.

Mr. Clayton introduced House File No. 74, a bill for an act to repeal section 798 of the Code, and chapter 50 of the acts of the Seventeenth General Assembly, and to enact a substitute therefor.

Read a first and second time and referred to the Committee on Horticulture and Forestry.

Mr. Downing introduced House File No. 75, a bill for an act requiring railroad companies to erect and maintain fences.

Read first and second time and referred to Committee on Railroads.

Mr. Wood introduced House File No. 76, a bill for an act to amend section 1114 of chapter 3, title 9 of the Code, forbidding the sale of intoxicating liquors, wine and beer on grounds of agricultural societies.

Pending the reading of the bill, Mr. Palmer moved its further reading be dispensed with.

Mr. Seaman moved to lay the motion on the table.

The motion did not prevail.

Mr. Perrin moved that further reading of bills except by title be dispensed with for to-day.

The motion prevailed.

The question recurring on the dispensing with the reading of House File No. 76; prevailed.

Read first and second time and referred to the Committee on the Suppression of Intemperance.

Mr. Lucas introduced House File No. 77, a bill for an act to fix time for working highways.

Read a first and second time and referred to the Committee on Roads and Highways.

Mr. Stockton introduced House File No. 78, a bill for an act to amend chapter 1, title 6 of the Code, and chapter 53, laws of the Fifteenth General Assembly, providing for the assessing and listing of property.

Read first and second time and referred to the Committee on Ways and Means.

Mr. Stephens introduced House File No. 79, a bill for an act in relation to powers and franchises of the Cedar Rapids and Marion Street Railway Company.

Read first and second time and referred to Committee on Railroads.

Mr. Palmer introduced House File No. 80, a bill for an act to amend section 288, chapter 1, title 4 of the Code of 1873.

Read first and second time and referred to the Committee on County and Township Organization.

Mr. Palmer introduced House File No. 81, a bill for an act to regulate the toll of grist mills.

Read first and second time and referred to Judiciary Committee.

Mr. Bosworth introduced House File No. 82, a bill for an act to amend section 1774 of the Code, in relation to superintendents visiting schools.

Read first and second time and referred to Committee on Schools.

Mr. Hays introduced House File No. 83, a bill for an act amending chapter 5, title 17 of Code, providing for additional testimony for change of venue in civil cases.

Read first and second time and referred to Judiciary Committee.

Mr. Lake introduced House File No. 84, a bill for an act to give county boards of supervisors the right to improve highways in certain cases.

Read first and second time and referred to Judiciary Committee.

Mr. Williams introduced House File No. 85, a bill for an act in relation to the levy of road taxes by township trustees.

Read first and second time and referred to Committee on Roads and Highways.

Mr. Bicknell introduced House File No. 86, a bill for an act to amend section 506 of Code, relating to the fees of the mayors of cities and incorporated towns.

Read first and second time and referred to Judiciary Committee.

Mr. McGregor introduced House File No. 87, a bill for an act granting insurance companies authority to hold a fund for payment of losses.

Read first and second time and referred to Committee on Insurance.

Mr. Patterson introduced House File No. 88, a bill for an act to establish a system of steam boiler inspection and to appoint commissioners for the same.

Read first and second time and referred to Committee on Domestic Manufactures.

Mr. Stout introduced House File No. 89, a bill for an act to repeal sections 3783, 3784 and 3787 of title 23, chapter 2 of Code, in relation to the compensation of public officers.

Read first and second time and referred to Committee on Compensation of Public Officers.

Mr. Fisher introduced House File No. 90, a bill for an act to repeal chapter 91 of the laws of the Seventeenth General Assembly and section 3829 of Code and enact a substitute therefor.

Read first and second time and referred to Committee on Retrenchment and Reform.

Mr. Fisher introduced House File No. 91, a bill for an act to prevent making certain contracts for attorneys' fees.

Read first and second time and referred to Committee on Retrenchment and Reform.

Mr. Stockton introduced House File No. 92, a bill for an act to amend section 3077 of the Code.

Read first and second time and referred to Judiciary Committee.

Mr. Stephens introduced House File No. 93, a bill for an act to provide for writs of error in criminal cases.

Read first and second time and referred to the Committee on Judiciary.

Mr. Struble introduced House File No. 94, a bill for an act to amend section 2975 of the Code, relating to garnishment proceedings.

Read first and second time and referred to Committee on Judiciary.

Mr. Struble introduced House File No. 95, a bill for an act requiring highway supervisors to keep the highways free of Canada thistles and cockle-burs and other weeds.

Read first and second time and referred to Committee on Roads and Highways.

Mr. Muncey introduced House File No. 96, a bill for an act to amend section 3791, chapter 2, title 23 of the Code, in relation to compensation of supervisors.

Read first and second time and referred to Committee on Retrenchment and Reform.

Mr. Payne introduced House File No. 97, a bill for an act to define who are electors at school elections.

Read first and second time and referred to the Committee on Schools.

Mr. Wood offered the following resolution, which was adopted:

Resolved, That Clerks serving upon more than one committee shall draw but one per diem.

Mr. Blair moved that the House do now adjourn.

Mr. Seaman moved to amend by adding "until to-morrow morning at 10 o'clock."

The motion to amend prevailed.

The motion as amended prevailed, and the House adjourned until to-morrow morning at 10 o'clock.

HALL OF HOUSE OF REPRESENTATIVES, }
DES MOINES, IOWA, January 22, 1880. }

House met pursuant to adjournment, the Speaker in the chair.

Prayer by the Rev. G. A. Gelwicks.

Pending the reading of the journal of yesterday, on motion of Mr. Parker further reading of the same was dispensed with.

MESSAGE FROM THE SENATE.

The following message was received from the Senate :

MR. SPEAKER—I am directed to inform your honorable body that the Senate has passed the following bill, in which the concurrence of the House is asked:

Senate File No. 19, a bill for an act appropriating money to defray inauguration expenses.

Also, that the Senate has passed concurrent resolutions relative to printing of Senate and House Rules.

A. T. McCARGAR, *Secretary*.

Mr. Palmer moved to recall House File No. 81 from the Judiciary Committee and refer the same to the Committee on Agriculture.
The motion prevailed.

PETITIONS.

Mr. Mackey presented petition of J. B. Shallenberger, asking pay for destruction of printing press.

Read and referred to Committee on Claims.

Leave was granted Mr. Casey to introduce House File No. 98, a bill for an act to regulate the practice of pharmacy and the sale of medicines and poisons.

Read a first and second time by title and referred to the Committee on Medicine and Surgery.

Mr. Yoran presented a petition of forty-six citizens of Jones county against any more appropriation of moneys for payment of fish culture.
Read and referred to the Committee on Fish and Game.

Mr. Stutsman presented a petition to legalize the corporation of the town of Birmingham.

Read and referred to the Committee on Cities and Towns.

Mr. Stockton presented a petition of Enoch Thompson, in reference to quieting title to land.

Referred to Committee on Public Lands.

Mr. Stout presented a petition from citizens of Butler county to submit constitutional amendment, in relation to the liquor law, to the people.

Referred to the Committee on Suppression of Intemperance.

Mr. Struble presented a petition of the Traer Agricultural Society of Tama county for legislation to prevent the introduction and spread of contagious diseases among domesticated animals.

Referred to the Committee on Agriculture.

Mr. Casey presented a petition of Hon. T. W. Newman and forty-one other attorneys of Burlington and Fort Madison in regard to Supreme Court Reports.

Referred to the Committee on Judiciary.

Mr. Struble presented a petition of the citizens of Grundy county for an act to prevent the growth of cockle-burs.

Referred to Committee on Agriculture.

Mr. Francis presented a petition of 342 citizens of Madison county for repeal of wine and beer exception.

Referred to the Committee on the Suppression of Intemperance.

Mr. Francis presented a petition of 108 citizens of Madison county asking for woman suffrage.

Referred to Committee on Schools.

Mr. Francis presented a petition of 519 citizens of Madison county for constitutional amendment prohibiting the traffic in intoxicating drinks.

Referred to Committee on Constitutional Amendments.

Mr. Laub presented a petition of citizens of Monona county in reference to setting apart certain land in Jordan township in said county.
Referred to Committee on Public Lands.

REPORTS OF COMMITTEES.

Mr. Cobbey, from special committee on Chaplains, submitted the following report, which was adopted:

MR. SPEAKER—Your committee appointed to arrange with the pastors of the city for services of Chaplain of this House, beg leave to report that they have performed that duty, and herewith submit the agreement, in writing, for that purpose entered into, together with a list of the ministers engaged to participate in the services.

J. E. COBBEY, *Chairman.*

The committee appointed by the House to arrange for the services of Chaplain proposes:

That the pastors of the different evangelical churches in this city perform the duties of Chaplain of the House during the present session, with the right to alternate or apportion the work amongst themselves, and the compensation allowed therefor: but a list of such ministers as are to participate in said duties and benefits must be filed with the clerk as soon as convenient, giving the names in the order in which they are to officiate. Any such minister, however, may yield his right to officiate on any occasion to any visiting ministerial brother in good standing.

By order of the committee.

J. A. HARVEY, *Secretary.*

We accept the above proposition, and herewith submit a list of the names of the pastors of the city as therein required.

January 20, 1880.

A. L. FRISBIE,

President Ministerial Association.

D. R. LUCAS,

Secretary Ministerial Association.

Assignment of Chaplains of the Legislature by the pastors of the Ministerial Association of Des Moines, session of 1880.—Members of the Association: C. A. Bunker, A. L. Frisbie, W. F. Harned, D. H. Kooker, M. N. Miles, C. S. Ryman, W. W. Thorpe, J. Telleen, L. M. Woodruff, W. A. Cain, C. A. Gelwicks, J. S. Jenckes, D. R. Lucas, J. H. Malcolm, Asa Sleeth, S. H. Thompson, J. Talbot, L. P. Wooton.

INTRODUCTION OF BILLS.

Mr. Hubbell introduced House File No. 99, a bill for an act to abolish the office of district treasurer, and to provide for the disbursement of the funds for the support of schools by the county treasurer.

Read first and second time and referred to the Committee on Schools.

Mr. Dungan introduced House File No. 100, a bill for an act to amend sections 1721, 1745, 1754, 1755, 1772, 1775 and 1781, chapter 9, title 12 of the Code.

Read first and second time and referred to the Committee on Schools.

Mr. Beach introduced House File No. 101, a bill for an act to appropriate money for the purchase of seed and grain for sufferers by grasshoppers.

Read first and second time and referred to the Committee on Appropriations.

Mr. Lewis of Mills introduced House File No. 102, a bill for an act to legalize the acts of the officers of the town of Malvern.

Read first and second time and referred to the Committee on Judiciary.

Mr. Laub introduced House File No. 103, a bill for an act to prevent school officers from employing one of their own number to teach school.

Read first and second time and referred to Committee on Schools.

Mr. Hutchison of Wapello introduced House File No. 104, a bill for an act to protect livery stable keepers.

Read first and second time and referred to Committee on Judiciary.

Mr. Hutchison of Wapello introduced House File No. 105, a bill for an act concerning hotel, inn and eating-house keepers.

Read first and second time and referred to the Committee on Judiciary.

Mr. Hutchison of Wapello introduced House File No. 106, a bill for an act to punish persons for perpetrating frauds upon hotel and innkeepers.

Read first and second time and referred to the Judiciary Committee.

Mr. Homan introduced House File No. 107, a bill for an act to amend section 1822, chapter 9, title 12 of the Code of 1873.

Read first and second time and referred to Committee on Schools.

Mr. Homan introduced House File No. 108, a bill for an act relating to taxes voted in aid of railroads.

Read first and second time and referred to the Committee on Railroads.

Mr. Lewis of Fayette introduced House File No. 109, a bill for an act to regulate the practice of medicine.

Read first and second time and referred to the Committee on Medicine and Surgery.

Mr. Downing introduced House File No. 110, a bill for an act requiring railroad corporations and supervisors of highways to destroy noxious weeds.

Read first and second time and referred to Committee on Roads and Highways.

Mr. Bloom introduced House File No. 111, a bill for an act to repeal section 1, chapter 157 of the acts of the Seventeenth General Assembly.

Read first and second time and referred to Committee on Railroads.

Mr. Tool introduced House File No. 112, a bill for an act to amend sections 865 and 866 of chapter 2, title 6 of the Code.

Read first and second time and referred to the Committee on Ways and Means.

Mr. Tool introduced House File No. 113, a bill for an act to amend sections 871, 883 and 886 of chapter 2, title 6 of the Code of 1873.

Read first and second time and referred to Committee on Ways and Means.

Mr. Carson introduced House File No. 114, a bill for an act to repeal sections 2791, 2798 and 2802, chapter 9, title 17 of the Code, relating to the deliberations of juries in civil actions.

Read first and second time, and referred to the Committee on Judiciary.

Mr. Carson introduced House File No. 115, a bill for an act to amend chapter 4, title 10 of the Code, and repeal certain portions of said chapter, and enact a substitute, relating to assessment of damages of right-of-way.

Read first and second time, and referred to the Committee on Judiciary.

Mr. McDaid introduced House file No. 116, a bill for an act in relation to indictments and informations, additional to Code of 1873.

Read first and second time, and referred to the Committee on Judiciary.

Mr. McGregor introduced House File No. 117, a bill for an act to repeal section 10, of chapter 70, of the laws of Sixteenth General Assembly.

Read first and second time, and referred to Committee on Fish and Game.

Mr. Lake introduced House File No. 118, a bill for an act to amend section 2372 of the Code of Iowa.

Read first and second time, and referred to the Committee on Judiciary.

RESOLUTIONS.

Mr. Glasgow offered the following resolution:

Resolved, That the committees on Ways and Means, Judiciary, Railroads, Cities and Towns, Appropriations, Agriculture, and Schools, be each authorized to employ a clerk; and that the committees on Compensation of Public Officers, Retrenchment, and Insurance, be authorized to employ one clerk for the three committees. That each committee be also authorized to procure a room suitable for the meetings of the committee. And that the Secretary of State be instructed to furnish each committee with the Code of 1873, and the acts of the Fifteenth, Sixteenth and Seventeenth General Assemblies, and the necessary stationery, writing material and books.

Mr. Harvey moved to amend by adding: that the Committee on Suppression of Intemperance and Committee on Constitutional Amendments be allowed one clerk.

The motion to amend prevailed.

The resolution as amended was adopted.

Mr. Dungan offered the following resolution, which was adopted, and referred to the Committee on Schools:

Resolved, That the Committee on Common Schools be and they are hereby instructed to inquire into the expediency of adopting a uniform system or series of school books, or text books, to be used in all the

public schools throughout the State, not to be changed oftener than once in a period of from five to ten years. And also to inquire into the expediency and practicability of the purchase by the State of the copyright for such books and their publication by the State, with the view of their sale to the people at cost, and report by bill or otherwise.

JOINT RESOLUTION.

Mr. Dungan offered the following resolution, which was referred to the Committee on Constitutional Amendments.

Joint resolution proposing amendments to the Constitution and providing for their reference and publication.

Be it resolved by the General Assembly of the State of Iowa, That the following amendments to the Constitution of the State be and the same are hereby proposed:

AMENDMENT 1. The general election for State, district, county and township officers shall be held on the Tuesday next after the first Monday in November.

AMENDMENT 2. At any regular session of the General Assembly the State may be divided into the necessary judicial districts for district court purposes, or the said districts may be reorganized and the number of the districts and the judges of said courts increased or diminished; but no reorganization of the districts or diminution of the judges shall have the effect of removing a judge from office.

AMENDMENT 3. The grand jury may consist of any number of members not less than five nor more than fifteen, as the General Assembly may by law provide.

Resolved further, That the foregoing proposed amendments to the Constitution of the State of Iowa be and the same are hereby referred to the Legislature to be chosen at the next general election of the members of the General Assembly, and that the Secretary of State cause the same to be published for three months next prior to the day of such election, in at least two weekly newspapers in each congressional district in the State.

RESOLUTIONS.

Mr. Parker offered the following resolution, which was adopted:

Resolved, That the Secretary of State be authorized to furnish the Judiciary Committee with the Iowa Digest.

Mr. Stephens offered the following resolution, which was laid over under rule 34:

Resolved, That the Auditor of State is hereby requested to procure from the several county auditors of the State, in a manner he shall deem most expeditious, the following information, the items to be separately stated and cover the last year:

- 1st. The salary allowed and paid to county auditor;
- 2d. The salary or wages paid deputy clerk or assistant in his office;
- 3d. The amount of permanent school fund of the county;
- 4th. The amount allowed and paid the county treasurer for deputies, clerks or assistants in his office;
- 5th. The amount allowed and paid for all deputies, clerks or assistants to the clerk of district and circuit court;

Which information, when obtained, the State Auditor shall furnish in tabulated form for the use of this House.

Mr. Bloom offered the following resolution, which was adopted:

Be it resolved by the House, That the chairmen of the respective committees of the House of Representatives shall give written notices to the Clerk of the House, stating the time and place of their committee meetings, and the clerk shall each day announce the same immediately before the adjournment of the House.

JOINT RESOLUTION.

Mr. Knight offered the following resolution:

Resolved, the Senate concurring, That a committee, to consist of three members of the House and two members of the Senate, be appointed to investigate complaints made of mismanagement in the Deaf and Dumb Asylum at Council Bluffs, and that the committee be empowered to send for persons and papers, and to visit the institution, if they deem it to be necessary, for the purposes of the investigation.

Mr. King moved to amend by including a like committee for the Insane Asylum at Mt. Pleasant.

The motion to amend prevailed, and the resolution as amended was adopted.

Mr. Prouty offered the following resolution, which was adopted:

Resolved by the House, the Senate concurring, That the usual committees of visitation be appointed; said committees to consist of one member from the Senate and two from the House.

And be it further resolved, That the President of the Senate and the Speaker of the House confer together and arrange that not more than one-third of said committees be absent at the same time.

Leave was granted Mr. Seaman to introduce House File No. 119, a bill to amend section 2094, title 14, chapter 3 of the Code, and provide for publication.

Read first and second time.

Mr. Seaman moved that the rule be suspended, the bill be considered engrossed, and read a third time.

The motion did not prevail.

The bill was ordered passed on file.

Leave was granted Mr. Struble to introduce House File No. 120, a bill for an act to repeal chapter 25 of the laws of the Fifteenth General Assembly, and chapter 63 of the laws of the Sixteenth General Assembly, relating to lands to be laid out into town or city lots.

Read first and second time and referred to Committee on Cities and Towns.

RESOLUTION.

Mr. Glasgow offered the following resolution, which was adopted:

Resolved by the House of Representatives, That the Secretary of State be directed to have five hundred copies each of Governor Gear's Biennial Message and Inaugural Address printed in each of the following languages: Bohemian, Swedish, Holland, and Norwegian, and fifteen hundred of each in the German language.

The translation into these different languages shall be done without expense to the State.

MESSAGES ON SPEAKER'S TABLE.

Joint resolution of the Senate, relating to the printing of the Rules of the General Assembly, was taken up and read.

Mr. Bloom moved to strike out the the word "weight."

The motion did not prevail.

Mr. Seaman moved to refer to the Committee on rules.

The motion was lost.

Mr. Parker moved to amend by striking out "1,500 copies" and inserting "2,500 copies."

The motion to amend prevailed.

The resolution as amended was adopted.

Senate File No. 19, a bill for an act appropriating money to defray the inauguration expenses, was read a first and second time.

On motion of Mr. Wood the rule was suspended, the bill considered engrossed, and read a third time.

On the question, shall the bill pass? the yeas and nays were as follows—

The yeas were:

Messrs. Baker, Barnes, Beach, Bicknell, Blair, Bloom, Bosworth, Bridges, Brown of Dickinson, Brown of Linn, Caldwell, Carson, Casey, Clayton, Cobbe, Cochran, Colton, Coomes, Dean, Dotson, Downing, Duncombe, Dungan, Egbert, Ehl, Epperson, Evans, Fisher, Francis, Gay, Glasgow, Harvey, Hayden, Hays, Hixson, Homan, Hornaday, Hubbell, Hull, Hutchison of Calhoun, Hutchison of Wapello, Jennings, Jordan, King, Knight, Lake, Lambert, Laub, Lewis of Fayette, Lewis of Mills, Lucas, Lyon, Mackey, Martindale, McGregor, Merten, Mueller, Muncey, Nagle, Newbold, Nichols, O'Brien, Palmer, Parker, Patterson, Payne, Pearson, Perrin, Porter, Reck, Richardson of Harrison, Richardson of Jackson, Richey, Robb, Scott, Seaman, Simpson, Stephens, Stockton, Stout, Struble, Stutsman, Terry, Tilton, Tool, Van Staden, Wadleigh, Wagner, Webster, Whaley, Wicks, Williams, Wolfe, Wood, Yorán, and Mr. Speaker—96.

The nays were:

Mr. McDaid—1.

Absent or not voting:

Messrs. Belfrage, Prouty, and Russell—3.

So the bill passed and the title was agreed to.

Mr. Seaman moved to reconsider the vote by which House File No. 119, a bill for an act to amend section 2094, of title 14, chapter 3 of the Code, and provide for its publication, which the House refused to order engrossed.

The motion to reconsider prevailed.

The question, shall the rule be suspended and the bill considered engrossed, and read a third time now? prevailed.

The bill was read a third time.

Upon the question, shall the bill pass? the yeas and nays were as follows—

The yeas were:

Messrs. Baker, Barnes, Beach, Belfrage, Bicknell, Blair, Bloom,

Bosworth, Bridges, Carson, Casey, Clayton, Cobbey, Cochran, Colton, Coomes, Dean, Dotson, Downing, Duncombe, Dungan, Egbert, Ehl, Epperson, Evans, Fisher, Francis, Gay, Glasgow, Harvey, Hayden, Hays, Hixson, Hornaday, Hubbell, Hull, Hutchison of Calhoun, Hutchison of Wapello, Jennings, Jordan, King, Knight, Lake, Lambert, Laub, Lewis of Fayette, Lewis of Mills, Lucas, Martindale, McDaid, McGregor, Merten, Mueller, Muncey, Nagle, Newbold, Nichols, O'Brien, Palmer, Parker, Patterson, Payne, Pearson, Perrin, Porter, Prouty, Reck, Richardson of Jackson, Richey, Robb, Scott, Seaman, Stephens, Stockton, Stout, Struble, Stutsman, Terry, Tilton, Tool, Van Staden, Wagner, Webster, Whaley, Wicks, Williams, Wolfe, Wood, Yoran, and Mr. Speaker—90.

The nays were:

Messrs. Brown of Dickinson, Brown of Linn, Caldwell, Homan, Lyon, Mackey, Richardson of Harrison, Russell, Simpson, and Wadleigh—9.

Absent or not voting:

Mr. Russell—1.

So the bill passed and the title was agreed to.

On motion of Mr. Beach House File No. 101 was ordered printed.

Leave was granted Mr. Newbold to offer the following resolution, which was adopted:

Resolved, That the House hold only one session each day until further ordered.

Leave of absence was granted Mr. Russell on account of sickness.

On motion of Mr. Parker the House adjourned until to-morrow morning at 10 o'clock.

HALL OF HOUSE OF REPRESENTATIVES, }
DES MOINES, IOWA, January 23, 1880. }

House met pursuant to adjournment, the Speaker in the chair.

Prayer by the Rev. I. P. Wooton.

Pending the reading of the journal of yesterday, on motion of Mr. Carson the further reading of the same was dispensed with.

The Chair appointed the following as additional members of committees:

Mr. Epperson, on Appropriations.

Mr. Tool on Ways and Means.

Mr. Lake on County and Township Organization.

Mr. Glasgow presented a remonstrance from citizens of the First Judicial District of Iowa against the repeal of the law authorizing the appointment of short-hand reporters.

Read and referred to the Committee on Judiciary.

JOINT RESOLUTION.

Leave was granted Mr. Stockton to offer the following resolution, which was adopted:

Resolved by the House of Representatives, the Senate concurring,

That the post-office shall be kept open on Sunday only from 9 to 10 o'clock, A. M.

Mr. Brown of Linn presented a petition of W. F. Vernon and others, in reference to appropriating moneys for fish culture.

Referred to the Committee on Fish and Game.

REPORT OF COMMITTEES.

Mr. Glasgow, from the Committee on Cities and Towns, submitted the following report:

MR. SPEAKER—Your Committee on Cities and Towns, to whom was referred House File No. 32, a bill for an act to legalize the acts of the board of trustees of the town of Olin, Jones county, Iowa, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that it do pass.

GLASGOW, *Chairman.*

Ordered passed on file.

Mr. Parker, from the Committee on Judiciary, submitted the following report:

MR. SPEAKER—Your Committee on Judiciary, to whom was referred House File No. 84, a bill for an act to give county boards of supervisors the right to improve the highway in certain cases, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that it be referred to the Committee on Roads and Highways.

J. M. PARKER, *Chairman.*

Ordered passed on file.

Also:

MR. SPEAKER—Your Committee on Judiciary, to whom was referred House File No. 8, a bill for an act prohibiting contracts for attorneys' fees in promissory notes, mortgages and other evidences of indebtedness, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the substitute of the Committee for the same do pass; said substitute filed herewith and made a part of this report.

J. M. PARKER, *Chairman.*

Ordered passed on file.

Also:

MR. SPEAKER—Your Committee on Judiciary, to whom was referred House File No. 48, a bill for an act to amend section 3087, chapter 2, title 18 of the Code, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that it be indefinitely postponed.

J. M. PARKER, *Chairman.*

Ordered passed on file.

Also:

MR. SPEAKER—Your Committee on Judiciary, to whom was referred House File No. 26, a bill for an act to relieve corporations engaged in manufacturing from double taxation in certain cases, beg leave to report that they have had the same under consideration and have

instructed me to report the same back to the House with the recommendation that it do pass.

J. M. PARKER, *Chairman.*

Ordered passed on file.

Also:

MR. SPEAKER—Your Committee on Judiciary, to whom was referred House File No. 24, a bill for an act to legalize the incorporation of Lime Springs, Howard county, Iowa, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that it do pass.

J. M. PARKER, *Chairman.*

Ordered passed on file.

Also:

MR. SPEAKER—Your Committee on Judiciary, to whom was referred House File No. 72, a bill for an act to regulate the return and assessment of moneys and credits, and to prevent and punish frauds therein, beg leave to report that they have had the same under consideration, and have instructed me to report the same back to the House with the recommendation that it be referred to the Committee on Ways and Means.

J. M. PARKER, *Chairman.*

Ordered passed on file.

Also:

MR. SPEAKER—Your Committee on Judiciary, to whom was referred House File No. 66, a bill for an act to amend section 3072, Code of 1873, relating to exemptions, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that it be indefinitely postponed.

J. M. PARKER, *Chairman.*

Ordered passed on file.

Also:

Mr. Newbold, from the Committee on Ways and Means, submitted the following report:

MR. SPEAKER—Your Committee on Ways and Means, to whom was referred House File No. 43, a bill for an act authorizing city councils in incorporated cities having a population of ten thousand inhabitants or over, to appoint assistant assessors, beg leave to report that they have had the same under consideration, and have instructed me to report the same back to the house with the recommendation that it be referred to the Committee on Cities and Towns.

NEWBOLD, *Chairman.*

Ordered passed on file.

RESOLUTIONS LAID OVER UNDER RULE 34.

Resolution of inquiry relative to county auditors' report, asking information from Auditor of State, was taken up, read and adopted.

INTRODUCTION OF BILLS.

Mr. Cobbey introduced House File No. 121, a bill for an act to provide security for cost in certain cases.

Read a first and second time and referred to the Committee on Judiciary.

Mr. Dungan introduced House File No. 122, a bill for an act to repeal sections 3786, 3815 and 3816, chapter 2 and 3 of title 23 of the Code, in relation to unclaimed fees of clerks of courts and justices of the peace.

Read a first and second time and referred to the Committee on County and Township Organization.

Mr. Scott introduced House File No. 123, a bill for an act to equalize the mileage of public officers.

Read a first and second time and referred to the Committee on Public Officers.

Mr. Porter introduced House File No. 124, a bill for an act to amend section 12, of chapter 2, of title 1 of the Code of 1873, in regard to compensation of members of the General Assembly of the State of Iowa.

Read first and second time and referred to the Committee on Retrenchment and Reform.

Mr. Egbert introduced House File No. 125, a bill for an act to amend section 1923 of the Code of 1873.

Read a first and second time and referred to the Committee on Judiciary.

Mr. Dotson introduced House File No. 126, a bill for an act to amend sections 874 and 3833 of the Code, relating to printing delinquent tax list.

Read first and second time and referred to the Committee on Retrenchment and Reform.

Mr. Nagle introduced House File No. 127, a bill for an act to amend section 513, of chapter 10, of title 4 of the Code of 1873.

Read a first and second time and referred to the Committee on Cities and Towns.

Mr. Hayden introduced House File No. 128, a bill for an act to reduce and readjust the salaries of State and county officers.

Read a first and second time and referred to the Committee on the Compensation of Public Officers.

Mr. Harvey introduced House File No. 129, a bill for an act to repeal chapter 171 of the acts of the Seventeenth General Assembly, relating to changes of venue in criminal cases.

Read first and second time, and referred to the Committee on Judiciary.

Mr. Downing introduced House File No. 130, a bill for an act providing for the protection of the banks of streams and gulches within the limits of highways, and to protect farming lands.

Read first and second time, and referred to the Committee on Roads and Highways.

Mr. Prouty introduced House File No. 131, a bill for an act to amend section 12, of chapter 2, of title 1 of the Code, in relation to mileage of members of the General Assembly.

Read first and second time, and referred to the Committee on Retrenchment and Reform.

Mr. Brown of Linn introduced House File No. 132, a bill for an act to repeal sections 1948, 1949, 1950, 1951, 1952 and 1953 of the Code, relative to transfer of index books.

Read first and second time, and referred to the Committee on Judiciary.

Mr. Epperson introduced House File No. 133, a bill for an act to repeal section 3791, chapter 2, of title 33 of the Code of 1873.

Read first and second time, and referred to the Committee on Compensation of Public Officers.

Mr. Carson introduced House File No. 134, a bill for an act to repeal section 950, of chapter 1, of title 7 of the Code of 1873, relating to opening new highways.

Read first and second time, and referred to Committee on Roads and Highways.

Mr. Carson introduced House File No. 135, a bill for an act to amend section 1946, of chapter —, of title — of the Code of 1873, relating to enclosures in common, and to define the time in which grain grown therein shall be removed.

Read first and second time, and referred to the Committee on Agriculture.

Mr. Payne introduced House File No. 136, a bill for an act in reference to the trimming of hedges.

Read first and second time, and referred to the Committee on Roads and Highways.

Mr. McDaid introduced House File No. 137, a bill for an act to provide for the publication of the laws.

Read first and second time, and referred to the Committee on Printing.

Mr. McDaid introduced House File No. 138, a bill for an act to amend section 2951 of Code of 1873, by adding thereto subdivision 13, and inserting between 2951 and 2952, section 2951½.

Read first and second time, and referred to the committee on Judiciary.

Mr. McDaid introduced House File No. 139, a bill for an act for the relief of John Johnson, of Pottawattamie county, Iowa.

Read first and second time, and referred to Committee on Claims.

JOINT RESOLUTIONS.

Mr. Duncombe offered the following resolution, which was adopted:

Memorial of the General Assembly of the State of Iowa asking Congress to reduce the duty on steel rails.

WHEREAS, The duty on steel rails amounts at the present time to \$28 per ton, and during the year 1869 steel rails have sold in England at \$22 per ton; and

WHEREAS, This duty amounts to an absolute prohibition of the importation of steel rails, so that only 16,316 tons of such rails have been imported into the United States since 1874; and

WHEREAS, A combination is believed to have been made between the manufacturers of steel rails in the United States, by which the

price has been raised far above the cost of manufacturing the same, and a fair profit to the manufacturers; and

WHEREAS, The use of steel rails is great economy in the transportation of heavy freights, and the present high price of such rails is caused by such high rate of duty and the combination of the producers of such rails in the United States, and the same imposes a heavy burden upon the people of the State of Iowa; therefore

Be it resolved by the House of Representatives of the State of Iowa, the Senate concurring, That our Senators be requested and our Representatives instructed to favor the passage of a law of Congress reducing the duty upon steel rails to the lowest possible rate.

Mr. Mueller offered the following resolution, which was adopted:

Resolved by the House of Representatives, the Senate concurring, That all the general laws published in the "State Register" and "Leader" be also published in "Der Demokrat," a German newspaper published in the city of Davenport; and that the same compensation be paid to the said "Der Demokrat" as is paid to the "State Register" or "Leader": *provided,* no extra compensation be allowed for the translation of the said laws.

COMMUNICATION ON SPEAKER'S TABLE.

The communication on the Speaker's table, in reference to the death of one of the Trustees of the Insane Asylum at Independence, was taken up, read, and passed on file.

BILLS ON SECOND READING.

House File No. 24, a bill for an act to legalize the incorporation of Lime Springs, Howard county, Iowa, with report of committee recommending it do pass, was taken up, considered, and the report of the committee was adopted.

The bill was ordered engrossed for a third reading.

Mr. Perrin moved that the rule be suspended and the bill be considered engrossed and read a third time now, which prevailed, and the bill was read a third time.

The question being, shall the bill pass?

The yeas were:

Messrs. Baker, Barnes, Beach, Belfrage, Bicknell, Blair, Bloom, Bosworth, Bridges, Brown of Dickinson, Brown of Linn, Caldwell, Carson, Casey, Clayton, Cobbey, Cochran, Colton, Coomes, Dean, Dotson, Downing, Duncombe, Dungan, Egbert, Ehl, Epperson, Evans, Fisher, Francis, Gay, Glasgow, Harvey, Hayden, Hays, Hixson, Homan, Hornaday, Hubbell, Hull, Hutchison of Calhoun, Hutchison of Wapello, Jennings, Jordan, King, Knight, Lake, Lambert, Laub, Lewis of Fayette, Lewis of Mills, Lucas, Lyon, Mackey, Martindale, McDaid, McGregor, Merten, Mueller, Muncey, Nagle, Newbold, Nichols, O'Brien, Palmer, Parker, Patterson, Payne, Pearson, Perrin, Porter, Prouty, Reck, Richardson of Harrison, Richardson of Jackson, Richey, Robb, Scott, Seaman, Simpson, Stephens, Stockton, Stout, Struble, Stutsman, Terry, Tilton, Tool, Van Staden, Wadleigh, Wag-

ner, Webster, Whaley, Wicks, Williams, Wolfe, Wood, Yoran, and Mr. Speaker—99.

The nays were—None.

Absent or not voting:

Mr. Russell—1.

So the bill passed and the title was agreed to.

House File No. 26, a bill for an act to relieve corporations engaged in manufacturing from double taxation in certain cases, with report of committee recommending it do pass, was taken up, considered, and the report of the committee was adopted.

Mr. Duncombe moved that the rule be suspended and the bill be considered engrossed and read a third time now, which prevailed, and the bill was read a third time.

The question being, shall the bill pass?

The yeas were:

Messrs. Baker, Barnes, Beach, Belfrage, Bicknell, Blair, Bloom, Bosworth, Bridges, Brown of Dickinson, Brown of Linn, Caldwell, Carson, Casey, Clayton, Cobbey, Cochran, Colton, Coomes, Dean, Dotson, Downing, Duncombe, Dungan, Egbert, Ehl, Epperson, Evans, Fisher, Francis, Glasgow, Harvey, Hayden, Hays, Hixson, Homan, Hornaday, Hubbell, Hull, Hutchison of Calhoun, Hutchison of Wapello, Jennings, Jordan, King, Knight, Lake, Lambert, Laub, Lewis of Fayette, Lewis of Mills, Lucas, Lyon, Mackey, Martindale, McDaid, McGregor, Merten, Mueller, Muncey, Nagle, Newbold, Nichols, O'Brien, Palmer, Parker, Patterson, Payne, Pearson, Perrin, Porter, Prouty, Reck, Richardson of Harrison, Richardson of Jackson, Richey, Robb, Scott, Seaman, Simpson, Stephens, Stockton, Stout, Struble, Stutsman, Terry, Tilton, Tool, Van Staden, Wadleigh, Wagner, Webster, Whaley, Wicks, Williams, Wolfe, Wood, Yoran, and Mr. Speaker—98.

The nays were:

Mr. Gay—1.

Absent or not voting:

Mr. Russell—1.

So the bill passed, and the title was agreed to.

House File No. 32, a bill for an act to legalize the acts of the board of trustees of the town of Olin, Jones county, Iowa, with report of committee recommending do pass, was taken up, considered, and the report of the committee was adopted.

Mr. Yoran moved that the rule be suspended and the bill be considered, engrossed, and read a third time now, which prevailed, and the bill was read a third time.

The question being, shall the bill pass?

The yeas were:

Messrs. Baker, Barnes, Beach, Belfrage, Bicknell, Blair, Bloom, Bosworth, Bridges, Brown of Dickinson, Brown of Linn, Caldwell, Carson, Casey, Clayton, Cobbey, Cochran, Colton, Coomes, Dean, Dotson, Downing, Duncombe, Dungan, Egbert, Ehl, Epperson, Evans, Fisher, Francis, Gay, Glasgow, Harvey, Hayden, Hays, Hixson, Homan, Hornaday, Hubbell, Hull, Hutchison of Calhoun, Hutchison of Wapello, Jennings, Jordan, King, Knight, Lake, Lambert, Laub, Lewis of Fayette, Lewis of Mills, Lucas, Lyon, Mackey, Martindale, McDaid,

McGregor, Merten, Mueller, Muncey, Nagle, Newbold, Nichols, O'Brien, Palmer, Parker, Patterson, Payne, Pearson, Perrin, Porter, Prouty, Reck, Richardson of Harrison, Richardson of Jackson, Richey, Robb, Scott, Seaman, Simpson, Stephens, Stockton, Stout, Struble, Stutsman, Terry, Tilton, Tool, Van Staden, Wadleigh, Wagner, Webster, Whaley, Wicks, Williams, Wolfe, Wood, Yoran, and Mr. Speaker—99.

The nays were—None.

Absent or not voting:

Mr. Russell—1.

So the bill passed, and the title was agreed to.

House File No. 8, a bill for an act prohibiting contracts for attorneys' fees in promissory notes, mortgages and other evidence of indebtedness, with report of committee recommending substitute, and that substitute do pass, was taken up, considered, and the report of the committee was adopted.

Mr. Duncombe moved that the rule be suspended and the bill be considered, engrossed, and read a third time now, which prevailed, and the bill was read a third time.

The question being, shall the bill pass?

The yeas were:

Messrs. Barnes, Beach, Belfrage, Bicknell, Bloom, Bosworth, Bridges, Brown of Dickinson, Brown of Linn, Caldwell, Carson, Casey, Clayton, Cobbey, Cochran, Colton, Coomes, Dean, Dotson, Downing, Duncombe, Dungan, Egbert, Ehl, Evans, Fisher, Francis, Gay, Glasgow, Harvey, Hayden, Hays, Hixson, Homan, Hornaday, Hubbell, Hull, Hutchison of Calhoun, Hutchison of Wapello, Jennings, Jordan, King, Knight, Lambert, Laub, Lewis of Fayette, Lewis of Mills, Lucas, Lyon, Mackey, Martindale, McDaid, Merten, Mueller, Muncey, Nagle, Newbold, Nichols, O'Brien, Palmer, Parker, Patterson, Payne, Pearson, Perrin, Porter, Prouty, Reck, Richardson of Harrison, Richardson of Jackson, Richey, Robb, Scott, Seaman, Simpson, Stephens, Stockton, Stout, Struble, Stutsman, Terry, Tilton, Tool, Wadleigh, Wagner, Webster, Whaley, Wicks, Williams, Wolfe, Wood, Yoran, and Mr. Speaker—93.

The nays were:

Messrs Baker, Blair, Epperson, Lake, McGregor, and Van Staden—6.

Absent or not voting:

Mr. Russell—1.

So the bill passed, and the title was agreed to.

RESOLUTIONS.

Mr. Clayton moved to suspend the rule and adopt the following resolution.

The motion prevailed, and the resolution was adopted.

Resolved, That Hon. S. L. Glasgow, of Des Moines county, be added to standing committee on State Library.

Leave was granted Mr. Fisher to offer the following resolution, which was lost:

Resolved, That one thousand copies each of the Governor's Message

and Inaugural Address be printed in the Welsh language, providing the translation of the same shall be made without expense to the State.

Leave was granted Mr. Perrin to offer the following resolution:

Resolved, That no bill, except of a local character, shall be put upon its passage until it shall have been first printed and placed upon the member's desks.

Mr. Newbold moved to refer it to the Committee on Rules.

The motion did not prevail.

The question recurring on the adoption of the resolution, Mr. Duncombe demanded the yeas and nays, which were as follows:

The yeas were:

Messrs. Baker, Bosworth, Bridges, Brown of Dickinson, Coomes, Dean, Dotson, Epperson, Evans, Fisher, Gay, Hays, Hornaday, Hubbell, Knight, Lake, Lewis of Fayette, Lucas, Lyon, Martindale, McGregor, Merten, Muncey, Nagle, O'Brien, Palmer, Richardson of Jackson, Stout, Struble, Stutsman, Terry, Tilton, Wadleigh, Whaley, and Mr. Speaker—36.

The nays were:

Messrs. Barnes, Beach, Belfrage, Bicknell, Blair, Bloom, Brown of Linn, Caldwell, Carson, Casey, Clayton, Cobbey, Cochran, Colton, Downing, Duncombe, Dungan, Egbert, Ehl, Francis, Glasgow, Harvey, Hayden, Hixson, Homan, Hull, Hutchison of Calhoun, Hutchison of Wapello, Jennings, Jordan, King, Lambert, Laub, Lewis of Mills, Mackey, McDaid, Mueller, Newbold, Nichols, Parker, Patterson, Payne, Pearson, Porter, Prouty, Reck, Richardson of Harrison, Richey, Robb, Scott, Seaman, Simpson, Stephens, Stockton, Tool, Van Staden, Wagner, Webster, Wicks, Wolfe, Wood, and Yorán—62.

Absent or not voting:

Messrs. Russell, and Williams—2.

So the resolution was lost.

House File No. 48, a bill for an act to amend section 3087, chapter 7, title 18 of the Code, was taken up and the report of the committee recommending its indefinite postponement was adopted.

Leave was granted Mr. Bloom to offer the following resolution, which was lost:

Be it resolved by the House of Representatives, That no bill introduced in the House shall be printed unless a majority of the members of the respective committees before whom such bills are considered shall by vote recommend the printing thereof: *provided*, however, that no bill be printed that has been recommended "that it do not pass" by said respective committees.

MOSES BLOOM,
Johnson County.

On motion of Mr. Clayton House File No. 39 was ordered printed.

On motion of Mr. King House File No. 73 was ordered printed.

House File No. 66, a bill for an act to amend section 3072 of Code of 1873, relating to exemptions, was taken up and the report of the committee recommending its indefinite postponement was concurred in.

House File No. 72 was taken up and the report of the committee

recommending its reference to the Committee on Ways and Means was adopted.

House File No. 84 was taken up and the report of the Committee recommending its reference to the Committee on Roads and Highways was concurred in.

On motion of Mr. Hull House File No. 109 was ordered printed.

On motion of Mr. Gay the House adjourned until to-morrow morning at 10 o'clock.

HALL OF HOUSE OF REPRESENTATIVES, }
DES MOINES, IOWA, January 24, 1880. }

House met pursuant to adjournment, Speaker in the chair.
Prayer by Rev. J. S. Jenckes.

MESSAGE FROM THE SENATE.

The following message was received from the Senate:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has passed the following bill, in which the concurrence of the House is asked:

Senate File No. 58, a bill for an act in relation to loaning and management of the permanent school fund.

Also, joint resolution and memorial in reference to remitting and abating the internal revenue legacy tax.

Also, concurrent resolution relative to the appointment of visiting committees to the several State institutions.

Also, that the Senate has concurred in House amendment to concurrent resolution relative to the printing of the Standing Rules of the Eighteenth General Assembly.

A. T. McCARGAR, *Secretary.*

The Speaker appointed Mr. Wagner as additional member of Committee on Medicine and Surgery.

RESOLUTION.

Leave was granted Mr. Stephens to offer the following resolution:

Resolved, That when this House adjourns to-day it adjourn to meet next Monday, January 26, at 3 o'clock in the afternoon.

Mr. Hutchison of Wapello, moved to strike out 3 o'clock Monday and insert 2 o'clock Tuesday.

Mr. Clayton moved to lay the motion on the table.

The motion did not prevail.

The question recurring on the amendment of Mr. Hutchison of Wapello, the motion was lost and the original resolution was adopted.

PETITIONS.

The Speaker presented the petition of citizens of Fremont county in reference to constitutional amendment prohibiting sale of alcoholic liquors.

Referred to the Committee on the Suppression of Intemperance.

Also a like petition from citizens of Mills county.

Referred to same committee.

Mr. Bicknell presented the petition of citizens of Humboldt county in reference to fish commission.

Referred to the Committee on Fish and Game.

Mr. Lewis of Fayette presented the petition of citizens of Fayette county, asking an appropriation to defend against suits in favor of drive-wells.

Referred to the Committee on Ways and Means.

REPORTS OF COMMITTEES.

Mr. Harvey, from the Committee on the Suppression of Intemperance, submitted the following report:

MR. SPEAKER—Your Committee on the Suppression of Intemperance, to whom was referred House File No. 67, a bill for an act to amend section 1551, chapter 6, title 11, and section 3775, chapter 2, title 23, and section 3829, chapter 3, title 23 of the Code, in relation to attorneys' fees in prosecuting persons charged with violating the law respecting the sale of intoxicating liquors, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that it do pass.

J. A. HARVEY, *Chairman.*

Ordered passed on file.

Mr. Perrin, from the Committee on Schools, submitted the following report:

MR. SPEAKER—Your Committee on Schools, to whom was referred a petition from Madison county, asking for a change in the Constitution, and providing for female suffrage, beg leave to report that they have had the same under consideration, and have instructed me to report the same back to the House with the recommendation that it be referred to the Committee on Constitutional Amendments.

PERRIN, *Chairman.*

Ordered passed on file.

Mr. Clayton, from the Committee on Agriculture, submitted the following report:

MR. SPEAKER—Your Committee on Agriculture, to whom was referred House File No. 22, a bill for an act to prohibit the traffic in hogs infected with the swine plague, or hog cholera, and to prevent the spread thereof, beg leave to report that they have had the same under consideration, and have adopted a substitute, and have instructed me to report the same back to the House with the recommendation that the substitute do pass.

B. F. CLAYTON, *Chairman.*

Ordered passed on file.

Mr. Parker, from the Committee on Judiciary, submitted the following report:

MR. SPEAKER—Your Committee on Judiciary, to whom was referred House File No. 6, a bill for an act to repeal section 1923 of the Code, and to enact a substitute therefor, beg leave to report that they have had the same under consideration, and have instructed me to report the same back to the House with the recommendation that it be amended by striking out the word “forthwith,” in the 14th line thereof, and by inserting after the word “instrument,” in the 15th line thereof, the words, “within ten days after the execution thereof”; and strike out the word “conclusive,” and insert “presumptive” in lieu thereof, and that being so amended the bill do pass.

J. M. PARKER, *Chairman.*

Ordered passed on file.

Also:

MR. SPEAKER—Your Committee on Judiciary, to whom was referred House File No. 13, a bill for an act to amend chapter 12, title 12 of the Code, beg leave to report that they have had the same under consideration, and have instructed me to report the same back to the House with the recommendation that it be indefinitely postponed, for the reason that another bill covers the same point.

J. M. PARKER, *Chairman.*

Ordered passed on file.

Also:

MR. SPEAKER—Your Committee on Judiciary, to whom was referred House File No. 86, a bill for an act to amend section 506 of the Code, in relation to the fees of the mayor of cities and incorporated towns, beg leave to report that they have had the same under consideration, and have instructed me to report the same back to House with the recommendation that it be amended by striking out the publication clause, and that being so amended the bill do pass.

J. M. PARKER, *Chairman.*

Ordered passed on file.

Also:

MR. SPEAKER—Your Committee on Judiciary, to whom was referred House File No. 34, a bill for an act to amend section 3806 of the Code of 1873, beg leave to report that they have had the same under consideration, and have instructed me to report the same back to the House with the recommendation that it be indefinitely postponed.

J. M. PARKER, *Chairman.*

Ordered passed on file.

Also:

MR. SPEAKER—Your Committee on Judiciary, to whom was referred House File No. 33, a bill for an act to amend section 3055 of the Code of 1873, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that it do pass.

J. M. PARKER, *Chairman.*

Ordered passed on file.

Also:

MR. SPEAKER—Your Committee on Judiciary, to whom was referred House File No. 31, a bill for an act reducing the interest on school

funds, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that it do pass.

J. M. PARKER, *Chairman*.

Ordered passed on file.

INTRODUCTION OF BILLS.

Mr. Seaman introduced House File No. 140, a bill for an act authorizing boards of supervisors to levy a road tax.

Read first and second time and referred to the Committee on Roads and Highways.

Mr. Coomes introduced House File No. 141, a bill for an act to abolish the office of short-hand reporter, and to provide for the taking of testimony.

Read first and second time and referred to the Committee on Ways and Means.

Mr. Coomes introduced House File No. 142, a bill for an act to amend section 890 of chapter 2, title 6 of the Code, in relation to delinquent taxes.

Read first and second time and referred to the Committee on Ways and Means.

Mr. Reck introduced House File No. 143, a bill for an act amending section 2049 of the Code of 1873, in relation to weights of Hungarian and millet seed.

Read first and second time and referred to the Committee on Agriculture.

Mr. Fisher introduced House File No. 144, a bill for an act to reduce and fix the compensation of certain officers.

Mr. Nichols moved that the bill be printed.

The motion did not prevail.

Read first and second time and referred to the Committee on Compensation of Public Officers.

Mr. Lewis of Mills introduced House File No. 145, a bill for an act to regulate the losses by insurance companies.

Read first and second time and referred to the Committee on Insurance.

Mr. Webster introduced House File No. 146, a bill for an act to amend sections 866 and 890 of chapter 2, title 6 of the Code of 1873, relating to delinquent taxes.

Read first and second time and referred to the Committee on Ways and Means.

Mr. Webster introduced House File No. 147, a bill for an act to amend chapter 156 of the public laws of the Seventeenth General Assembly, in relation to the protection of game.

Read first and second time and referred to the Committee on Fish and Game.

Mr. Tilton introduced House File No. 148, a bill for an act to provide for the sale and distribution of personal property.

Read first and second time and referred to the Committee on Agriculture.

Mr. Stockton introduced House File No. 149, a bill for an act to repeal section 1923, and enact a substitute therefor.

Read first and second time and referred to the Committee on Judiciary.

Mr. Stutsman introduced House File No. 150, a bill for an act to legalize the incorporation of the town of Birmingham, Van Buren county.

Read first and second time and referred to the Committee on Cities and Towns.

Mr. Hayden introduced House File No. 151, a bill for an act to amend chapter 2, title 14, section 2078 of the Code, in relation to interest.

Read first and second time and referred to the Committee on Ways and Means.

Mr. Brown of Linn introduced House File No. 152, a bill for an act to amend section 1861, title 12, chapter 12 of the Code, relating to the permanent school fund loan.

Read a first and second time and referred to the Committee on Judiciary.

Mr. Scott introduced House File No. 153, a bill for an act to amend section 797 of the Code of 1873.

Read a first and second time and referred to the Committee on Ways and Means.

Mr. Wood introduced House File No. 154, a bill for an act to amend section 1927, chapter 4 of title 13 of the Code, relating to transfer of personal property.

Read a first and second time and referred to the Committee on Judiciary.

Mr. Struble introduced House File No. 155, a bill for an act to legalize the sale by the auditor of Tama county of certain school lands

Read a first and second time and referred to the Committee on Judiciary.

Mr. Struble introduced House File No. 156, a bill for an act to amend sections 865 and 866 of the Code, relating to the collection of taxes.

Read a first and second time and referred to the Committee on Judiciary.

Mr. Struble introduced House File No. 157, a bill for an act to secure policy-holders in fire insurance companies.

Read a first and second time and referred to the Committee on Insurance.

Mr. Struble introduced House File No. 158, a bill for an act to legalize the incorporation of the Farmers' Mutual Aid Company of Tama county, Iowa.

Read a first and second time and referred to the Committee on Insurance.

Mr. Dungan introduced House File No. 159, a bill for an act to amend section 3895, chapter 3, title 24 of the Code.

Read a first and second time and referred to the Committee on Judiciary.

Mr. Payne introduced House File No. 160, a bill for an act to amend an act defining offenses against public policy.

Read a first and second time and referred to the Committee on Roads and Highways.

REPORTS OF COMMITTEES.

Leave was granted Mr. King, from the Committee on Railroads, to submit the following report:

MR. SPEAKER—Your Committee on Railroads, to whom was referred House File No. 79, a bill for an act relating to powers and franchises of the Cedar Rapids and Marion Street Railway Company, beg leave to report that they have had the same under consideration, and have instructed me to report the same back to the House with the recommendation that it be divided into two bills, and have drafted the two bills and recommend that the two be substituted for the original bill, and that the substituted bills do pass.

J. H. KING, *Chairman.*

Ordered passed on file.

Also:

That the Committee on Railroads has reported the accompanying bill, as one of the substitutes for House File No. 79:

House File No. 161, a bill for an act permitting the Cedar Rapids and Marion Street Railway Company to construct and operate a street railway over a certain highway.

Read a first and second time and passed on file.

RESOLUTIONS.

Mr. Coomes offered the following resolution, which was adopted:

Resolved, That Hon. J. A. Harvey be added to the Committee on Agriculture.

Mr. Clayton offered the following concurrent resolution, which was laid over under rule 34:

WHEREAS, The necessary appropriations to maintain the different public institutions of the State are vast in proportion and require the most careful consideration; and

WHEREAS, Such appropriations cannot be made properly, carefully and justly without opportunity to examine the several bills asking for and making such appropriations; therefore

Be it resolved by the House of Representatives of the State of Iowa, the Senate concurring, That all bills asking for appropriations from the State to the various institutions shall be presented to the General Assembly by Thursday, the fourth week of the session, and be acted upon by the committee to whom referred, ordered printed and placed upon the desks of the members of the House and Senate by Tuesday, the sixth week of the session, and that said bills be made a special order after reported until disposed of.

Mr. Wood offered the following resolution, which was adopted:

Resolved, That Hon. E. E. Dotson be added to the Committee on Retrenchment.

Mr. Clayton moved that Rule 34 be suspended, and that the resolution relative to appropriations be taken up and adopted.

Mr. Mackey moved that the resolution be printed and made a special order for Tuesday at 10 o'clock.

The motion did not prevail.

The question on the suspension of Rule 34 prevailed, and the resolution was adopted.

Mr. Newbold offered the following resolution:

Resolved, That the Secretary of State is hereby requested to furnish the House with the following information, viz.:

What was the amount paid by the State for printing the bills of the Seventeenth General Assembly, and all other printing for one year?

Also, the rate paid for the same.

Mr. Newbold moved to suspend Rule 34, and take up the resolution.

The motion prevailed.

The resolution was taken up and adopted.

Mr. Nagle moved that House File No. 141 be recalled from the Committee on Ways and Means and that the same be referred to the Judiciary Committee.

The motion prevailed.

MESSAGES ON SPEAKER'S TABLE.

Senate File No. 58, a bill for an act in relation to loaning and management of the permanent school fund, was taken up, read a first and second time and referred to the Committee on Ways and Means.

Joint resolution in reference to remitting and abating the internal revenue legacy tax was taken up, read and referred to the Committee on Federal Relations.

Concurrent resolution relative to the appointment of visiting committees to the several State institutions was taken up, read and, on motion of Mr. Newbold, adopted.

Mr. Palmer moved that the resolution be ordered printed.

Mr. Clayton demanded the yeas and nays, which were as follows—

The yeas were:

Messrs. Barnes, Beach, Belfrage, Blair, Bosworth, Bridges, Brown of Dickinson, Caldwell, Carson, Casey, Clayton, Cobbe, Cochran, Dean, Dotson, Ehl, Epperson, Evans, Francis, Gay, Harvey, Hayden, Hays, Homan, Hornaday, Hull, Hutchison of Calhoun, Hutchison of Wapello, Lewis of Mills, Lucas, Lyon, Mackey, Merten, Mueller, Nichols, Palmer, Pearson, Perrin, Prouty, Richey, Seaman, Simpson, Stockton, Stout, Terry, Tilton, Tool, Van Staden, Wagner, Webster, Williams, Wood, and Yoran—53.

The nays were:

Messrs. Baker, Bicknell, Brown of Linn, Downing, Dungan, Egbert, Fisher, Hixson, Hubbell, Jennings, Jordan, King, Lake, Lambert, Laub, Martindale, McDaid, Muncey, Nagle, Newbold, Parker, Patterson, Payne, Porter, Reck, Richardson, Scott, Stephens, Struble, Stutsman, Wadleigh, Whaley, and Wicks—33.

Absent or not voting:

Messrs. Bloom, Colton Coomes, Duncombe, Glasgow, Knight, Lewis of Fayette, McGregor, O'Brien, Richardson of Harrison, Robb, Russell, Wolfe, and Mr. Speaker—14.

So the motion to order printed prevailed.

Leave was granted Mr. Coomes to offer the following resolution:

Resolved, That the motion by which House File No. 141 was taken from the Committee on Ways and Means, and transferred to the Committee on Judiciary, be reconsidered.

And on the adoption demanded the yeas and nays, which were as follows:

The yeas were:

Messrs. Beach, Bicknell, Brown of Dickinson, Brown of Linn, Carson, Clayton, Cobbe, Cochran, Coomes, Dean, Dotson, Gay, Harvey, Hayden, Hutchison of Calhoun, Jordan, King, Laub, Lewis of Mills, Lyon, Martindale, Merten, Mueller, Muncey, Parker, Payne, Pearson, Perrin, Porter, Prouty, Reck, Richey, Scott, Seaman, Stephens, Stutsman, Tilton, Tool, Wagner, Webster, Whaley, Wood, and Yoran—43.

The nays were:

Messrs. Baker, Barnes, Belfrage, Blair, Bosworth, Bridges, Caldwell, Casey, Downing, Dungan, Ehl, Epperson, Evans, Fisher, Francis, Glasgow, Hays, Hixson, Homan, Hornaday, Hubbell, Hull, Hutchison of Wapello, Jennings, Lake, Lambert, Lucas, Mackey, Nagle, Newbold, Nichols, Palmer, Patterson, Richardson of Jackson, Simpson, Stockton, Stout, Struble, Terry, Van Staden, Wadleigh, Wicks, and Williams—43.

Absent or not voting:

Messrs. Bloom, Colton, Duncombe, Knight, Egbert, Lewis of Fayette, McDaid, McGregor, O'Brien, Richardson of Harrison, Robb, Russell, Wolfe, and Mr. Speaker—14.

So the motion to refer did not prevail.

Mr. Seaman moved that House File No. 141 be re-referred from the Committee on Judiciary to the Committee on Retrenchment and Reform.

The motion to refer did not prevail.

Mr. Seaman appealed from the decision of the chair.

Upon the question, shall the House stand by the decision? it was decided in the affirmative.

BILLS ON SECOND READING.

House File No. 79, a bill for an act relating to powers and franchises of the Cedar Rapids and Marion Street Railway Company, was taken up.

The report of the committee recommending a substitute was concurred in.

Mr. Stephens moved that the rule be suspended and the bill be considered engrossed, and read a third time now, which motion prevailed, and the bill was read a third time.

The question being, shall the bill pass?

The yeas were:

Messrs. Baker, Barnes, Beach, Belfrage, Bicknell, Blair, Bosworth, Bridges, Brown of Dickinson, Brown of Linn, Caldwell, Carson, Casey, Clayton, Cobbe, Cochran, Dean, Downing, Dungan, Egbert, Ehl, Epperson, Evans, Fisher, Francis, Gay, Glasgow, Harvey, Hayden, Hays, Hixson, Homan, Hornaday, Hubbell, Hull, Hutchison of Calhoun, Hutchison of Wapello, Jennings, Jordan, King, Lake, Lambert,

Laub, Lewis of Mills, Lucas, Lyon, Mackey, Martindale, McDaid, Merten, Muncey, Nagle, Newbold, Nichols, Parker, Patterson, Payne, Pearson, Perrin, Porter, Prouty, Reck, Richardson of Jackson, Scott, Simpson, Stephens, Stockton, Stout, Struble, Stutsman, Terry, Tilton, Tool, Van Staden, Wadleigh, Wagner, Webster, Whaley, Wicks, Williams, Wood, and Yorán—82.

The nays were—None.

Absent or not voting:

Messrs. Bloom, Colton, Coomes, Dotson, Duncombe, Knight, Lewis of Fayette, McGregor, Mueller, O'Brien, Palmer, Richardson of Harrison, Richey, Robb, Russell, Seaman, Wolfe, and Mr. Speaker—18.

So the bill passed, and the title was agreed to.

Leave of absence was granted Mr. Speaker until Monday, Mr. Richardson of Harrison and Mr. McGregor until Tuesday.

Mr. Clayton moved that House File No. 141 be recalled from the Committee on Judiciary, and that it be re-referred to the Committee on Compensation of Public Officers.

Upon the question on re-referring, Mr. Clayton moved the previous question, which was not seconded.

Upon the motion to re-refer, the yeas and nays were demanded, which were as follows—

The yeas were:

Messrs. Beach, Bosworth, Bridges, Brown of Dickinson, Caldwell, Casey, Clayton, Cobbey, Coomes, Dean, Dotson, Downing, Egbert, Evans, Francis, Gay, Harvey, Hayden, Hixson, Homan, Hull, Hutchison of Calhoun, King, Lewis of Mills, Lyon, Newbold, Nichols, Parker, Patterson, Pearson, Perrin, Porter, Prouty, Reck, Richardson of Jackson, Richey, Scott, Seaman, Stockton, Stout, Stutsman, Terry, Tilton, Tool, Webster, Whaley, and Yorán—47.

The nays were:

Messrs. Baker, Barnes, Bicknell, Blair, Brown of Linn, Cochran, Dungan, Ehl, Epperson, Fisher, Glasgow, Hays, Hornaday, Hubbell, Hutchison of Wapello, Jennings, Jordan, Lake, Lambert, Laub, Lucas, Mackey, McDaid, Merten, Mueller, Muncey, Nagle, Palmer, Payne, Simpson, Stephens, Struble, Van Staden, Wadleigh, Wagner, and Wicks—37.

Absent or not voting:

Messrs. Belfrage, Bloom, Colton, Duncombe, Knight, Lewis of Fayette, Martindale, McGregor, O'Brien, Richardson of Harrison, Robb, Russell, Williams, Wolfe, Wood, and Mr. Speaker—16.

So the motion to refer to the Committee on Compensation of Public Officers prevailed.

Mr. Fisher moved to reconsider the vote by which substitute for House File No. 79 was passed.

The motion prevailed.

On motion of Mr. Fisher the vote was reconsidered by which the bill was ordered engrossed and ordered for a third reading.

The motion prevailed.

Mr. Stephens moved to amend by striking out the "Marion Register" and insert the Des Moines "State Register," and without expense to the State

The motion prevailed.

Mr. Stephens moved that the rule be suspended and the bill be considered engrossed, and read a third time now.

The motion prevailed.

On motion of Mr Stockton, the House adjourned until Monday, at 3 o'clock p. m.

HALL OF HOUSE OF REPRESENTATIVES,
DES MOINES, IOWA, January 26, 1880.

House met pursuant to adjournment, at 3 o'clock p. m., the Speaker in the chair.

Prayer by the Rev. Mr. Porter.

Pending the reading of the journal of Saturday, Mr. Jennings moved that the further reading of the same be dispensed with.

The motion did not prevail.

UNFINISHED BUSINESS.

Substitute for House File No. 79, a bill for an act legalizing the proceedings incorporating the Cedar Rapids and Marion Street Railway Company, was taken up and read a third time, and on the passage of the bill the yeas and nays were as follows—

The yeas were:

Messrs. Baker, Barnes, Beach, Belfrage, Bicknell, Blair, Bloom, Bosworth, Bridges, Brown of Dickinson, Brown of Linn, Caldwell, Carson, Casey, Clayton, Cobbe, Cochran, Coomes, Dean, Dotson, Downing, Duncombe, Dungan, Egbert, Ehl, Epperson, Evans, Fisher, Francis, Gay, Glasgow, Harvey, Hayden, Hays, Hixson, Homan, Hornaday, Hubbell, Hull, Hutchison of Calhoun, Hutchison of Wapello, Jennings, Jordan, King, Lake, Lambert, Laub, Lewis of Fayette, Lewis of Mills, Lucas, Lyon, Mackey, Martindale, McDaid, Merten, Mueller, Muncey, Nagle, Newbold, Nichols, Palmer, Parker, Patterson, Payne, Pearson, Perrin, Porter, Prouty, Reck, Richardson of Jackson, Richey, Robb, Scott, Seaman, Simpson, Stephens, Stockton, Stout, Struble, Stutsman, Terry, Tilton, Tool, Van Staden, Wadleigh, Wagner, Webster, Whaley, Wicks, Williams, Wolfe, Wood, Yoran, and Mr. Speaker—94.

The nays were—None.

Absent or not voting:

Messrs. Colton, Knight, McGregor, O'Brien, Richardson of Harrison, and Russell—6.

So the bill passed and the title was agreed to.

PETITIONS.

Mr. Stout presented a petition from citizens of Grundy county, in reference to the constitutional amendment prohibiting the sale of intoxicating liquors.

Referred to Committee on Constitution Amendments.

Mr. Bloom presented the petition of George Boal and others, of Johnson county, and Judge John Shane, of the Eighth Judicial District, in relation to reducing the cost of the reports of Supreme Court decisions.

Referred to Committee on Judiciary.

Mr. Russell presented a petition of the citizens of Dallas county for repeal of the wine and beer clause.

Referred to the Committee on Suppression of Intemperance.

REPORTS OF COMMITTEES.

Mr Parker, from the Committee on Judiciary, submitted the following report:

MR. SPEAKER—Your Committee on Judiciary, to whom was referred House File No. 45, a bill for an act to enable notaries public to perform official acts in counties other than those in which they reside, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the substitute of the committee be adopted, and when adopted that it do pass.

J. M. PARKER, *Chairman.*

Ordered passed on file.

Mr. Coomes, from the Committee on Retrenchment and Reform, submitted the following report:

MR. SPEAKER—Your Committee on Retrenchment and Reform, to whom was referred House File No. 90, a bill for an act to repeal chapter 91 of the laws of the Seventeenth General Assembly, and to repeal section 3829 of the Code and to enact a substitute therefor, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that it be referred to the Committee on Suppression of Intemperance.

OLL COOMES, *Chairman.*

Ordered passed on file.

Also:

MR. SPEAKER—Your Committee on Retrenchment and Reform, to whom was referred House File No. 124, a bill for an act to amend section 12, chapter 2, title 1 of the Code of 1873, in regard to compensation and mileage of members of the General Assembly of the State of Iowa, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that it be referred to the committee on Compensation of Public Officers.

OLL COOMES, *Chairman.*

Ordered passed on file.

Also:

MR. SPEAKER—Your Committee on Retrenchment and Reform, to whom was referred House File No. 91, a bill for an act to prevent the making of certain contracts for attorneys' fees, beg leave to report that they have had the same under consideration and have instructed

me to report the same back to the House with the recommendation that it be indefinitely postponed, for the reason that a bill has already passed the House on that subject.

OLL COOMES, *Chairman*.

Ordered passed on file.

Also:

MR. SPEAKER—Your Committee on Retrenchment and Reform, to whom was referred House File No. 131, a bill for an act to amend section 12, chapter 2, title 1 of the Code, in relation to mileage of members of the General Assembly and compensation of officers and employes of the General Assembly, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that it be referred to the Committee on Compensation of Public Officers.

OLL COOMES, *Chairman*.

Ordered passed on file.

Mr. Newbold, from the Committee on Ways and Means, submitted the following report:

MR. SPEAKER—Your Committee on Ways and Means, to whom was referred House File No. 44, a bill for an act further defining the duties of county officers, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that it do pass.

J. G. NEWBOLD, *Chairman*.

Ordered passed on file.

On motion of Mr. Newbold, House File No. 44, a bill for an act further defining the duties of county officers, with report of committee recommending that it do pass, was taken up, considered, and the report of the committee was adopted.

Mr. Newbold moved that the rule be suspended and the bill be considered engrossed, and read a third time now, which motion prevailed, and the bill was read a third time.

The question being, shall the bill pass?

The yeas were:

Messrs. Baker, Barnes, Beach, Belfrage, Bicknell, Blair, Bloom, Bosworth, Bridges, Brown of Dickinson, Brown of Linn, Caldwell, Carson, Casey, Clayton, Cobbey, Cochran, Coomes, Dean, Dotson, Downing, Duncombe, Dungan, Egbert, Ehl, Epperson, Evans, Fisher, Francis, Gay, Glasgow, Harvey, Hayden, Hays, Hixson, Homan, Hornaday, Hubbell, Hull, Hutchison of Calhoun, Hutchison of Wapello, Jennings, Jordan, King, Lake, Lambert, Laub, Lewis of Fayette, Lewis of Mills, Lucas, Lyon, Mackey, Martindale, McDaid, Merten, Mueller, Muncey, Nagle, Newbold, Nichols, Palmer, Parker, Patterson, Payne, Pearson, Perrin, Porter, Prouty, Reck, Richardson of Jackson, Richey, Robb, Russell, Scott, Seaman, Simpson, Stephens, Stockton, Stout, Struble, Stutsman, Terry, Tilton, Tool, Van Staden, Wadleigh, Wagner, Webster, Whaley, Wicks, Williams, Wolfe, Wood, Yoran, and Mr. Speaker—95.

The nays were—None.

Absent or not voting:

Messrs. Colton, Knight, McGregor, O'Brien, and Richardson of Harrison—5.

So the bill passed, and the title was agreed to.

Mr. Stout, from the Committee on County and Township Organization, submitted the following report:

MR. SPEAKER—Your Committee on County and Township Organization, to whom was referred House File No. 59, a bill for an act to amend chapter one (1), title four (4) of the Code of 1873, beg leave to report that they have had the same under consideration and have adopted a substitute therefor, and have instructed me to report the substitute back to the House with the recommendation that it do pass.

A. V. STOUT, *Acting Chairman.*

Ordered passed on file.

Also:

MR. SPEAKER—Your Committee on County and Township Organization, to whom was referred House File No. 80, a bill for an act to amend section 288, chapter one (1), title four (4), beg leave to report that they have had the same under consideration and have adopted a substitute therefor, and have instructed me to report the substitute back to the House with the recommendation that it do pass.

A. V. STOUT, *Acting Chairman.*

Ordered passed on file.

Also:

MR. SPEAKER—Your Committee on County and Township Organization, to whom was referred House File No. 1, a bill for an act prohibiting any person from holding more than two consecutive terms of certain county and school district offices, amendatory of chapter 1, title 5 of the Code of 1873, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that it do not pass.

A. V. STOUT, *Chairman.*

Ordered passed on file.

INTRODUCTION OF BILLS.

Mr. Duncombe introduced House File No. 162, a bill for an act to regulate admission to practice as attorney and counselor in the courts of this State.

Pending the reading of the bill, on motion of Mr. King, further reading of same was dispensed with.

The bill was referred to the Committee on Judiciary, and ordered printed.

Mr. Nichols introduced House File No. 163, a bill for an act relieving personal property, including live stock, from double taxation, and authorizing the board of supervisors to make additions to the tax-paying list.

Read first and second time and referred to the Committee on Ways and Means.

Mr. Jennings introduced House File No. 164, a bill for an act to amend sections 797, 801 and 823 and to repeal section 814 of the Code of Iowa, title 6, chapter 1.

Read a first and second time and referred to the Committee on Judiciary.

Mr. Lake introduced House File No. 165, a bill for an act to give a change of the place of trials in civil cases.

Read a first and second time and referred to the Committee on Judiciary.

Mr. Caldwell introduced House File No. 166, a bill for an act to reduce salaries of State and county officers.

Read a first and second time and referred to the Committee on Compensation of Public Officers.

Mr. Martindale introduced House File No. 167, a bill for an act providing for the establishment of highways in certain cases.

Read a first and second time and referred to Committee on Roads and Highways.

Mr. Hornaday introduced House File No. 168, a bill for an act to repeal section 3513, chapter 1, title 21 of the Code and to enact a substitute therefor.

Read a first and second time and referred to Committee on Judiciary.

Mr. Fisher introduced House File No. 169, a bill for an act in relation to the recovery of costs in certain cases.

Read a first and second time and referred to Committee on Judiciary.

Mr. Fisher introduced House File No. 170, a bill for an act to reduce and fix the compensation of the members, officers and employes of the General Assembly.

Read a first and second time and referred to the Committee on Compensation of Public Officers.

Mr. Russell introduced House File No. 171, a bill for an act in relation to highway taxes.

Read a first and second time and referred to Committee on Compensation of Public Officers.

Mr. Downing introduced House File No. 172, a bill for an act to repeal sections 2 and 8, chapter 77 of the acts of the Seventeenth General Assembly and enact a substitute therefor, in relation to railroad commissioners.

Read a first and second time and referred to the Committee on Railroads.

Mr. Clayton introduced House File No. 173, a bill for an act in relation to justices' courts.

Read first and second time and referred to the Committee on Judiciary.

Mr. Hutchison of Calhoun introduced House File No. 174, a bill for an act to amend sections 506 and 514 of the Code of 1873, in relation to the jurisdiction of mayors of cities and towns.

Read a first and second time and referred to Committee on Cities and Towns.

Mr. Dotson introduced House File No. 175, a bill for an act to repeal section 591 of chapter 1, title 5 of the Code, in relation to the election of township officers, and to enact a substitute therefor.

Read first and second time, and referred to the Committee on County and Township Organization.

Mr. Simpson introduced House File No. 176, a bill for an act in relation to fire insurance companies.

Read a first and second time and referred to the Committee on Insurance.

Mr. Perrin introduced House File No. 177, a bill for an act to amend chapter 13, title 12 of the Code, in relation to the State Library.

Read a first and second time and referred to the Committee on Library.

Mr. Simpson introduced House File No. 178, a bill for an act to amend chapter 149 of the laws of the Sixteenth General Assembly, in relation to the support of the poor.

Read a first and second time and referred to the Committee on County and Township Organization.

Mr. Blair introduced House File No. 179, a bill for an act to amend section 969 of chapter 2, title 7 of the Code of 1873, relating to working roads.

Read a first and second time and referred to the Committee on Roads and Highways.

Mr. Lyon introduced House File No. 180, a bill for an act to protect depositors in banks and banking institutions.

Read first and second time and referred to Committee on Banks and Banking.

Mr. Hays introduced House File No. 181, a bill for an act repealing section 1, chapter 133 of the acts of the Seventeenth General Assembly.

Read a first and second time and referred to the Committee on Schools.

Mr. McDaid introduced House File No. 182, a bill for an act in relation to writs of error to justices of the peace.

Read a first and second time and referred to the Committee on Judiciary.

RESOLUTION.

Leave was granted Mr. Simpson to offer the following resolution, which was adopted:

Resolved, That the Judiciary Committee be requested to inquire into and report upon the expediency of reorganizing the courts of this State by abolishing the circuit court and substituting county courts with limited jurisdiction in lieu thereof.

CONCURRENT RESOLUTION.

Leave was granted Mr. Bloom to offer the following resolution, which was adopted:

Resolved by the House, the Senate concurring, That the visiting committee to the State University shall also visit and include in their report the State Historical Society, located at Iowa City.

RESOLUTIONS.

Leave was granted Mr. Fisher to introduce the following resolution:
WHEREAS, Taxation has been and now is a heavy burden upon the people of the State; and

WHEREAS, Any increase of taxation is unnecessary and would be unjust to the people of the State; and

WHEREAS, It is clearly demonstrated by the report of the Auditor of

State that the revenues of the State will be amply sufficient to first pay off the war and defense bonds, amounting to three hundred thousand dollars and the interest on the same, and leave sufficient funds for the support of the State institutions and salaries of the State officers, including the necessary expenses of the present session of the General Assembly and other current expenses of the State; therefore

Be it resolved by the House, That the sum of three hundred and twenty-five thousand dollars, or so much thereof as shall be necessary for that purpose, be first appropriated to the payment of the war and defense bonds, and that the present rate of taxation for State purposes, to-wit, two mills on the dollar, shall not be increased.

Mr. Nagle moved that the resolution be referred to the Committee on Ways and Means.

On the motion to refer, Mr. Fisher demanded the yeas and nays, which were as follows—

The yeas were:

Messrs. Baker, Barnes, Bicknell, Bloom, Bosworth, Bridges, Brown, of Dickinson, Caldwell, Carson, Casey, Cobbey, Cochran, Dotson, Downing, Duncombe, Dungan, Egbert, Ehl, Francis, Gay, Glasgow, Harvey, Hayden, Hays, Hixson, Hubbell, Hull, Hutchison of Calhoun, Jordan, Lake, Laub, Lewis of Fayette, Lucas, Martindale, Merten, Muncey, Nagle, Newbold, Payne, Pearson, Perrin, Robb, Russell, Scott, Struble, Terry, Tilton, Tool, Wadleigh, Wagner, Webster, Wicks, Williams, Yoran, and Mr. Speaker—55.

The nays were:

Messrs. Beach, Belfrage, Blair, Brown of Linn, Clayton, Coomes, Dean, Epperson, Evans, Fisher, Homan, Hornaday, Hutchison of Wapello, Jennings, King, Lambert, Lewis of Mills, Lyon, Mackey, McDaid, Mueller, Nichols, Palmer, Parker, Patterson, Porter, Prouty, Reck, Richardson of Jackson, Richey, Seaman, Simpson, Stephens, Stockton, Stout, Van Staden, Whaley, Wolfe, and Wood—40.

Absent or not voting:

Messrs. Colton, Knight, McGregor, O'Brien, and Richardson of Harrison—5.

So the motion to refer prevailed.

Leave was granted Mr. Hays to offer the following resolution, which was adopted:

Resolved, That the Committee on Ways and Means are hereby instructed to ascertain, if possible, and report to this House at their earliest convenience, at what rate of interest the three hundred thousand war and defense bonds of 1861 can be funded, provided said bonds mature and are made payable in fifteen years, with the interest made payable semi-annually.

Leave was granted Mr. Cobbey to offer the following resolution, which was laid over under Rule 34.

Resolved, That the Board of Capitol Commissioners be and are hereby requested, as soon as possible, to furnish this House with an estimate of the amount of money necessary to finish the new capitol building, put in heating apparatus, and complete House and Senate Chambers, Library, and offices for all State officers, and all other departments originally designed.

Leave was granted Mr. King to offer the following resolution, which was laid over under Rule 34.

Resolved, That the Secretary and Auditor of State, jointly, be requested to furnish to this House of Representatives the amount paid to the several trustees, visiting committees, and the clerks of said trustees or committees, if any, of all the State institutions; said statement to be itemized, and show the per diem and mileage of each person and of each institution separately, for the biennial period last past.

INTRODUCTION OF BILLS.

Mr. Fisher introduced House File No. 183, a bill for an act appropriating the sum of \$325,000 for the purpose of reducing and paying off the war and defense bonds of the State, falling due in the year A. D. 1881.

Read first and second time.

Mr. Fisher moved that the bill be referred to the Committee of the Whole House, and that it be ordered printed and made a special order for Friday, at 2 o'clock P. M.

Mr. Yoran moved to amend by referring to the Committee on Ways and Means.

On motion of Mr. Terry the House adjourned until to-morrow morning at 10 o'clock.

HALL OF HOUSE OF REPRESENTATIVES, }
DES MOINES, IOWA, January 27, 1880. }

House met pursuant to adjournment, the Speaker in the chair.

Prayer by Rev. J. Talbott.

Pending the reading of the journal of yesterday, on motion of Mr. Carson further reading was dispensed with.

MESSAGE FROM THE SENATE.

The following message was received from the Senate :

MR. SPEAKER—I am directed to inform your honorable body that the Senate has passed the following bills, in which the concurrence of the House is asked:

Senate File No. 18, a bill for an act to repeal section 3074, chapter 2, title 18 of the Code, relating to exemption of earnings of debtor or of his family for personal service, and to enact a substitute therefor.

Senate File No. 17, a bill for an act further defining the duties of county officers, and providing penalty for failure to report.

Also, that the Senate has concurred in House resolution fixing the hours for keeping the post-office open on Sundays.

A. T. McCARGAR, *Secretary*.

The question pending on the motion to amend the resolution to refer House File No. 183 from Committee of the Whole, and fixing time for making same a special order, Mr. Coomes moved the previous question, which was seconded.

The question being, shall the main question be now put? prevailed.

On the motion to amend by referring said bill to Committee on Ways and Means, Mr. King demanded the yeas and nays, which were as follows—

The yeas were:

Messrs. Bicknell, Blair, Bloom, Bosworth, Brown of Dickinson, Caldwell, Carson, Casey, Clayton, Cochran, Coomes, Dotson, Downing, Duncombe, Dungan, Egbert, Ehl, Francis, Gay, Glasgow, Harvey, Hayden, Hays, Hixson, Hutchison of Calhoun, Jordan, Lake, Lewis of Mills, Lucas, Mackey, Martindale, Merten, Mueller, Muncey, Nagle, Newbold, Palmer, Payne, Perrin, Porter, Reck, Robb, Russell, Seaman, Simpson, Stockton, Stout, Struble, Terry, Tool, Wadleigh, Wagner, Webster, Whaley, Wicks, Williams, Wolfe, Yorán, and Mr. Speaker—59.

The nays were:

Messrs. Baker, Barnes, Belfrage, Bridges, Brown of Linn, Cobbey, Dean, Epperson, Evans, Fisher, Homan, Hornaday, Hubbell, Hull, Hutchison of Wapello, Jennings, King, Lambert, Laub, Lewis of Fayette, Lyon, McDaid, Nichols, Parker, Patterson, Pearson, Prouty, Richey, Scott, Stephens, Stutsman, Tilton, Van Staden, and Wood—34.

Absent or not voting:

Messrs. Beach, Colton, Knight, McGregor, O'Brien, Richardson of Harrison, and Richardson of Jackson—7.

So the motion to amend prevailed.

The motion as amended was adopted.

PETITIONS.

The Speaker presented the remonstrance of J. G. Bixford in reference to the passage of a bill to regulate the practice of medicine.

Read and referred to the Committee on Medicine and Surgery.

Also, petition in relation to the impeachment of Judge Granger.

Referred to the Committee on Judiciary.

Mr. Cochran presented the petition of the citizens of Warren county for repeal of wine and beer exception.

Referred to the Committee on Suppression of Intemperance.

Mr. Nichols presented a petition from the West Liberty Temperance Club to repeal the wine and beer exception.

Referred to the Committee on Suppression of Intemperance.

REPORTS OF COMMITTEES.

Mr. Wood, from the Committee on Compensation of Public Officers, submitted the following report:

MR. SPEAKER—Your Committee on Compensation of Public Officers, to whom was referred House File No. 141, a bill for an act to abolish the office of short-hand reporter and to provide for taking testimony in civil cases, beg leave to report that they have had the same under con-

sideration and have instructed me to report the same back to the House with the recommendation that it do pass with the following amendment: That after the word "court," in the tenth line of section 2, be inserted the following words: "But in no case to exceed five dollars per day."

This bill ordered printed.

WOOD, *Chairman*.

Ordered passed on file.

Mr. Parker, from the Committee on Judiciary, submitted the following report:

MR. SPEAKER—Your Committee on Judiciary, to whom was referred the remonstrance of the bar of the first judicial district of Iowa, in relation to short-hand reporters, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that it be referred to the Committee on Compensation of Public Officers.

J. M. PARKER, *Chairman*.

Ordered passed on file.

Also:

MR. SPEAKER—Your Committee on Judiciary, to whom was referred House File No. 129, a bill for an act to repeal chapter 171, of the acts of the Seventeenth General Assembly, relating to changes of venue in criminal cases, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that it be indefinitely postponed.

J. M. PARKER, *Chairman*.

Ordered passed on file.

Also:

MR. SPEAKER—Your Committee on Judiciary, to whom was referred House File No. 132, a bill for an act to repeal sections 1948, 1949, 1950, 1951, 1952, 1953, and 1954 of the Code, relating to transfer and index books, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that it be indefinitely postponed.

J. M. PARKER, *Chairman*.

Ordered passed on file.

Also:

MR. SPEAKER—Your Committee on Judiciary to whom was referred House File No. 53, a bill for an act providing for the appraisalment of property sold on chattel mortgage, and for fees of the officer conducting the sale, additional to chapter 4, title 20 of the Code, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the substitute of the committee be adopted, and when adopted, that it do pass.

J. M. PARKER, *Chairman*.

Ordered passed on file.

Also:

MR. SPEAKER—Your Committee on Judiciary, to whom was referred House File No. 21, a bill for an act to require parties in suits in circuit and district courts to file copies of all pleadings for the use of

the opposite parties, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that it be amended as follows: Before the word "copy" in the 7th line insert the word "legible," and after the word "thereof" in the same line insert the words "without costs," and in the 14th line strike out all of the word "words"; and when so amended it do pass.

J. M. PARKER, *Chairman.*

Ordered passed on file.

Also:

MR. SPEAKER—Your Committee on Judiciary, to whom was referred House File No. 54, a bill for an act providing for appeals from the findings of the commissioners of insanity and to amend section 1401 of chapter 2 of title 2 of the Code, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that it be amended by striking out "5" in section 2 and inserting "10" in lieu thereof, and when so amended that it do pass.

J. M. PARKER, *Chairman.*

Ordered passed on file.

Also:

MR. SPEAKER—Your Committee on Judiciary, to whom was referred House File No. 23, a bill for an act to repeal section 1946 of the Code and to enact a substitute in lieu thereof, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that it be indefinitely postponed.

J. M. PARKER, *Chairman.*

Ordered passed on file.

Also:

MR. SPEAKER—Your Committee on Judiciary, to whom was referred House File No. 118, a bill for an act to amend section 2372 of the Code of Iowa, beg leave to report that they have had the same under consideration, and have instructed me to report the same back to the House with the recommendation that it do pass.

J. M. PARKER, *Chairman.*

Ordered passed on file.

Also:

MR. SPEAKER—Your Committee on Judiciary, to whom was referred House File No. 94, a bill for an act to amend section 2975 of the Code, relating to garnishment proceedings, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the house with the recommendation that it do pass.

J. M. PARKER, *Chairman.*

Ordered passed on file.

Also:

MR. SPEAKER—Your Committee on Judiciary, to whom was referred House File No. 64, a bill for an act to legalize the levy of certain taxes in the county of Mills, in the State of Iowa, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation

that the substitute reported by the committee be adopted, and when adopted that it do pass.

J. M. PARKER, *Chairman*.

Ordered passed on file.

Also:

MR. SPEAKER—Your Committee on Judiciary, to whom was referred House File No. 93, a bill for an act to provide for writs of error in criminal cases from inferior courts, beg leave to report that they have had the same under consideration, and have instructed me to report the same back to the House with the recommendation that it be indefinitely postponed.

J. M. PARKER, *Chairman*.

Ordered passed on file.

Also:

MR. SPEAKER—Your Committee on Judiciary, to whom was referred House File No. 28, a bill for an act to amend chapter 165, of the public acts of the Seventeenth General Assembly, relating to capital punishment, beg leave to report that they have had the same under consideration, and have instructed me to report the same back to the House with the recommendation that the substitute of the committee be adopted, and when adopted that it pass.

J. M. PARKER, *Chairman*.

Ordered passed on file.

On motion of Mr. Fisher, House File No. 28, a bill for an act to amend chapter 165, acts of the Seventeenth General Assembly, with report of committee recommending a substitute, was taken up, considered, and the report of the committee was adopted.

Mr. Fisher moved that the rule be suspended and the bill be considered engrossed, and read a third time now, which prevailed, and the bill was read a third time.

The question being, shall the bill pass? the yeas and nays were as follows—

The yeas were:

Messrs. Baker, Barnes, Belfrage, Bicknell, Blair, Bloom, Bosworth, Bridges, Brown of Dickinson, Brown of Linn, Caldwell, Carson, Casey, Clayton, Cochran, Coomes, Dean, Dotson, Downing, Duncombe, Dungan, Egbert, Ehl, Epperson, Evans, Fisher, Francis, Gay, Glasgow, Harvey, Hays, Hixson, Homan, Hornaday, Hubbell, Hull, Hutchison of Calhoun, Hutchison of Wapello, Jennings, Jordan, King, Lake, Lambert, Laub, Lewis of Fayette, Lewis of Mills, Lucas, Lyon, Mackey, Martindale, McDaid, Merten, Mueller, Muncey, Nagle, Newbold, Nichols, Parker, Patterson, Payne, Pearson, Perrin, Porter, Prouty, Reck, Richardson of Jackson, Richey, Robb, Russell, Scott, Simpson, Stephens, Stockton, Stout, Struble, Stutsman, Terry, Tilton, Tool, Van Staden, Wadleigh, Wagner, Webster, Whaley, Wicks, Williams, Wolfe, Wood, and Yorán—89.

The nays were.

Messrs. Palmer and Seaman—2.

Absent or not voting:

Messrs. Beach, Cobbey, Colton, Hayden, Knight, McGregor, O'Brien, Richardson of Harrison, and Mr. Speaker—9.

So the bill passed, and the title was agreed to.

Leave of absence granted Mr. Colton, on account of sickness.

Mr. Carson, from the Committee on Federal Relations, submitted the following report:

MR. SPEAKER—Your Committee on Federal Relations, to whom was referred memorial and joint resolution from the Senate relating to remitting and abating the internal legacy tax, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that it be adopted.

GEO. CARSON, *Chairman.*

Ordered passed on file.

Mr. Newbold moved that the joint resolution relating to internal revenue legacy tax be now taken up.

The motion prevailed.

The resolution was taken up and adopted.

Mr. Stout, from the Committee on County and Township Organization, submitted the following report:

MR. SPEAKER—Your Committee on County and Township Organization, to whom was referred House File No. 19, a bill for an act extending the right to hold the office of county recorder to women, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that it do pass.

A. V. STOUT, *Acting Chairman.*

Ordered passed on file.

RESOLUTION LAID OVER UNDER RULE 34.

Resolution relating to capitol building was taken up and read.

Mr. Cobbey moved to amend by striking out "Capitol Commissioners" and inserting "Committee on Public Buildings."

MESSAGE FROM THE SENATE.

The following message was received from the Senate:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has passed the following resolution, in which the concurrence of the House is asked:

Concurrent resolution in relation to visiting committee to State institutions.

A. T. McCARGAR, *Secretary.*

Resolution relating to the Secretary and Auditor of State jointly to furnish estimate of the trustees of State institutions in reference to mileage and per diem was read and adopted.

INTRODUCTION OF BILLS.

Mr. Clayton introduced House File No. 184, a bill for an act to prevent the spreading of cockle-burs and Canada and other thistles.

Read first and second time and referred to the Committee on Agriculture.

Mr. Stockton introduced House File No. 185, a bill for an act to repeal sections 231, 2761 and 2771 of the Code of 1873, and to enact a substitute therefor.

Read first and second time, and referred to the Committee on Judiciary, and ordered printed.

Mr. Egbert introduced House File No. 186, a bill for an act to provide for an act to amend section 894, title 6, chapter 2 of the Code, in relation to the duties of county auditors.

Read first and second time and referred to the Committee on Judiciary.

Mr. Fisher introduced House File No. 187, a bill for an act to amend section 602 of title 5, chapter 3 of the Code.

Read a first and second time and referred to the Committee on Elections.

Mr. Hutchison of Wapello introduced House File No. 188, a bill for an act to amend section 467 of the Code of 1873, in relation to sidewalks.

Read first and second time and referred to the Committee on Cities and Towns.

Mr. Hutchison of Wapello introduced House File No. 189, a bill for an act in relation to jury trials in cases for violation of ordinances of cities of second class.

Read first and second time and referred to the Committee on Cities and Towns.

Mr. Hutchison of Wapello introduced House File No. 190, a bill for an act in relation to jurisdiction of mayors of cities of the second class.

Read first and second time and referred to Committee on Cities and Towns.

Mr. Hutchison of Wapello introduced House File No. 191, a bill for an act making it a misdemeanor for a mortgagor of real property to tear down the fences or out-buildings, or cut down the timber thereon.

Read first and second time, and referred to the Committee on Judiciary.

RESOLUTION.

Leave was granted Mr. Hutchison of Wapello to offer the following resolution, which was adopted:

Resolved, That the Committee on Public Buildings is hereby authorized to employ a Clerk for said committee, if in its judgment it may be necessary to do so.

INTRODUCTION OF BILLS.

Mr. Struble introduced House File No. 192, a bill for an act to amend chapter 2, title 23 of the Code and limit and fix the compensation of certain county officers.

Read first and second time, and referred to Committee on Compensation of Public Officers.

Mr. King introduced House File No. 193, a bill for an act regulating appeals from justices' courts and defining the jurisdiction of justice of the peace.

Read first and second time, and referred to the Committee on Judiciary.

On motion of Mr. King House File No. 98 was ordered printed.

Mr. Prouty introduced House File No. 194, a bill for an act to amend chapter 2, title 24 of the Code of 1873.

Read first and second time, and referred to the Committee on Judiciary.

Mr. Lambert introduced House File No. 195, a bill for an act to amend sections 871 and 874 of chapter 2, title 6 of the Code, relating to tax sales.

Read first and second time and referred to Committee on Ways and Means.

Mr. Terry introduced House File No. 196, a bill for an act to amend section 3894 of the Code.

Read a first and second time and referred to Committee on Judiciary.

Mr. Glasgow introduced House File No. 197, a bill for an act relating to fire insurance companies.

Read a first and second time and referred to the Committee on Judiciary.

Mr. Gay introduced House File No. 198, a bill for an act providing for an increase of the county poor fund.

Read first and second time, and referred to Committee on Suppression of Intemperance.

Mr. Porter introduced House File No. 199, a bill for an act to repeal chapter 24 of the acts of the Sixteenth General Assembly and enact a substitute therefor.

Read first and second time and referred to the Committee on the Suppression of Intemperance.

Mr. Porter introduced House File No. 200, a bill for an act amendatory to section 218, chapter 9, title 3 of the Code of 1873, in reference to disbarring attorneys.

Read a first and second time, and referred to Committee on Judiciary.

Mr. Newbold introduced House File No. 201, a bill for an act to amend section 1, chapter 58, acts of the Sixteenth General Assembly.

Read a first and second time and referred to Committee on Cities and Towns.

Mr. Newbold moved that House File No. 69 be recommitted to the Committee on County and Township Organization.

The motion prevailed.

On motion of Mr. King, House File No. 1 was recommitted to the Committee on County and Township Organization.

Mr. Bridges introduced House File No. 202, a bill for an act to repeal section 1507, chapter 4, title 11 of the Code of 1873, and chapter 101 of the acts of 1876.

Read first and second time and referred to the Committee on Agriculture.

Mr. Muncey introduced House File No. 203, a bill for an act requiring railroad companies to fence their tracks.

Read first and second time and referred to the Committee on Agriculture.

RESOLUTION.

Leave granted Mr. Tilton to offer the following resolution, which was laid over under Rule 34:

Resolved, That the Capitol Commissioners be requested to furnish this House, as soon as convenient, a statement showing the amount of money necessary to pay for the completion of the capitol building, including roof, doors, windows, etc., according to the present design of the same.

INTRODUCTION OF BILLS.

Mr. Scott introduced House File No. 204, a bill for an act to amend section 824 of the Code, in relation to administering oath to persons assessed.

Read first and second time and referred to the Committee on Judiciary.

Mr. Stout introduced House File No. 205, a bill for an act to provide for a uniformity of text books in the common schools of the State.

Read first and second time, ordered printed, and referred to Committee on Schools.

Mr. Hayden introduced House File No. 206, a bill for an act to amend section 1539, chapter 6, title 11 of the Code, in relation to the sale of intoxicating liquors.

Read a first and second time and referred to Committee on Suppression of Intemperance.

Mr. Clayton introduced House File No. 207, a bill for an act to provide for paying off the State bonds, authorized by chapter 16 of the acts of the extra session of the Eighth General Assembly.

Read first and second time, and referred to Committee on Ways and Means.

Mr. Carson introduced House File No. 208, a bill for an act to amend section 1, of chapter 28, of public acts of the Fifteenth General Assembly, relating to county tax levy.

Read first and second time, and referred to Committee on Ways and Means.

On motion of Mr. Glasgow House Files Nos. 184 and 205 were ordered printed.

RESOLUTIONS.

Mr. Hays offered the following resolution, which was referred to the Committee on Constitutional Amendments:

Be it resolved by the General Assembly of the State of Iowa, That the following amendment to the Constitution of the State of Iowa be and the same is hereby proposed:

To strike out of said Constitution section eleven, article one, relating to trials and misdemeanors in criminal cases.

Resolved, That the foregoing proposed amendment to the Constitution of the State of Iowa be and the same is hereby referred to the legislature to be chosen at the next general election for members of the General Assembly, and that the Secretary of State cause the same to be published for three months, previous to the day of such election, in

two weekly newspapers in each congressional district in the State of Iowa.

Mr. Cobbey offered the following resolution, which was passed on file under Rule 50:

WHEREAS, The appropriations made by the State for the support of her institutions and State expenses are of vast and material interest to the people of the State; and

WHEREAS, Such appropriations cannot be made by the legislature of the State properly and justly without an opportunity being offered them to carefully examine the several bills asking for and making appropriations; therefore

Be it resolved by the General Assembly of the State of Iowa, That all bills asking for appropriations from the State, for any purpose, shall be presented to the General Assembly of the State of Iowa by Friday, the fourth week of the session, and be acted upon by the committee to whom referred, and by them reported to the General Assembly on or before Thursday, the seventh week of the session, and that said bills be made the special order, after reported, until disposed of.

Leave was granted Mr. Seaman to introduce House File No. 209, a bill for an act to amend sections 1971 and 1974 of chapter 3, title 13 of the Code, relating to duties of county auditors.

Read first and second time and referred to the Committee on Judiciary.

MESSAGES ON SPEAKER'S TABLE.

Senate File No. 18, a bill for an act to repeal section 3074, chapter 2, title 18 of the Code.

Read first and second time and referred to the Committee on Judiciary.

Senate File No. 17, a bill for an act further defining the duties of county officers, etc.

Read first and second time, and referred to the Committee on Judiciary.

BILLS ON SECOND READING.

House File No. 161, a bill for an act permitting the Cedar Rapids and Marion Street Railway Company to construct and operate a street railway over a certain highway, with report of committee recommending do pass, was taken up, considered, and the report of the committee was adopted.

Mr. Stephens moved to amend, that all that part of section 4 after the word "corporation" be stricken out, and the following be substituted: "In the 'Iowa State Register,' a newspaper published at Des Moines, Iowa, and the Marion 'Register,' a newspaper published at Marion, Iowa."

The motion to amend prevailed.

Mr. Stephens moved that the rule be suspended and the bill be considered engrossed, and read a third time now, which motion prevailed, and the bill was read a third time.

The question being, shall the bill pass?

The yeas were:

Messrs. Baker, Barnes, Belfrage, Bicknell, Blair, Bloom, Bosworth, Bridges, Brown of Dickinson, Brown of Linn, Caldwell, Carson, Casey, Clayton, Cobbey, Cochran, Coomes, Dean, Dotson, Downing, Duncombe, Dungan, Egbert, Ehl, Epperson, Evans, Fisher, Francis, Gay, Glasgow, Harvey, Hayden, Hays, Hixson, Homan, Hornaday, Hubbell, Hull, Hutchison of Calhoun, Hutchison of Wapello, Jennings, Jordan, King, Lake, Lambert, Laub, Lewis of Fayette, Lewis of Mills, Lucas, Lyon, Mackey, Martindale, McDaid, Merten, Mueller, Muncey, Nagle, Newbold, Nichols, Palmer, Parker, Patterson, Pearson, Perrin, Porter, Prouty, Reck, Richardson of Jackson, Richey, Robb, Russell, Scott, Seaman, Simpson, Stephens, Stockton, Stout, Struble, Stutsman, Terry, Tilton, Tool, Van Staden, Wadleigh, Wagner, Webster, Whaley, Wicks, Williams, Wolfe, Wood, Yorán, and Mr. Speaker—93.

The nays were—None.

Absent or not voting:

Messrs. Beach, Colton, Knight, McGregor, O'Brien, Payne, and Richardson of Harrison—7.

So the bill passed, and the title was agreed to.

House File No. 67, a bill for an act to amend section 1551, chapter 6, title 11, and section 3775, chapter 2, title 23, and section 3829, chapter 3, title 23 of the Code, etc., with report of committee recommending do pass, was taken up, considered, and the report of the committee was adopted.

Mr. Seaman moved to strike out the enacting clause, and demanded the yeas and nays, which were as follows:

The yeas were:

Messrs. Belfrage, Bloom, Bosworth, Bridges, Caldwell, Carson, Casey, Dean, Duncombe, Egbert, Evans, Glasgow, Hays, Hornaday, Lake, Lewis of Fayette, Lucas, Mackey, Mueller, Richardson of Jackson, Seaman, Simpson, Stout, Stutsman, Terry, Tilton, Van Staden, Wadleigh, Williams, and Wolfe—30.

The nays were:

Messrs. Baker, Barnes, Bicknell, Blair, Brown of Dickinson, Brown of Linn, Clayton, Cobbey, Cochran, Coomes, Dotson, Downing, Dungan, Ehl, Epperson, Fisher, Francis, Harvey, Hayden, Hixson, Homan, Hubbell, Hull, Hutchison of Wapello, Jennings, Jordan, King, Lambert, Laub, Lewis of Mills, Lyon, Martindale, McDaid, Merten, Muncey, Nagle, Newbold, Nichols, Palmer, Parker, Patterson, Payne, Pearson, Perrin, Porter, Prouty, Reck, Richey, Robb, Russell, Scott, Stephens, Stockton, Struble, Tool, Wagner, Webster, Whaley, Wicks, Wood, Yorán, and Mr. Speaker—62.

Absent or not voting:

Messrs. Beach, Colton, Gay, Hutchison of Calhoun, Knight McGregor, O'Brien, and Richardson of Harrison—8.

So the motion to strike out the enacting clause did not prevail.

The hour having arrived for the House to adjourn, the Speaker adjourned the House until to-morrow morning at 10 o'clock A. M.

HALL OF HOUSE OF REPRESENTATIVES, }
DES MOINES, IOWA, JANUARY 28, 1880. }

House met pursuant to adjournment, the Speaker in the chair.
Prayer by the Rev. D. H. Hooker.

Pending the reading of the journal of yesterday, on motion of Mr. Mackey, the further reading of the same was dispensed with.

The Speaker announced the visiting committees to State institutions.

VISITING COMMITTEES.

State University—Messrs. Wagner and Russell.

Agricultural College—Messrs. Nichols and Van Staden.

Hospital for Insane at Mt. Pleasant—Messrs. Wicks, Epperson, and Whaley.

Hospital for Insane at Independence—Messrs. Duncombe and Tilson.

Asylum for Deaf and Dumb—Messrs. Hornaday, Beach, and Wadleigh.

Penitentiary at Ft. Madison—Messrs. Hays and Bloom.

Additional Penitentiary at Anamosa—Messrs. Webster and Evans.

College for the Blind—Messrs. Stutsman and Dean.

Soldiers' Orphans' Home—Messrs. Glasgow and Palmer.

Reform School at Eldora—Messrs. Harley and Richey.

Reform School at Mt. Pleasant—Messrs. Lyon and Porter.

Asylum for Feeble-Minded Children—Messrs. Seaman and Hayden.

State Hatching House at Anamosa—Messrs. Fisher and Bellfrage.

Normal School—Messrs. Prouty and Ehl.

UNFINISHED BUSINESS.

House File No. 67, a bill for an act to amend section 1551, chapter 6, title 11, and section 3775, chapter 2, title 23, and section 3829, chapter 3, title 23 of the Code, in relation to attorney's fees for prosecuting persons charged with violating the law respecting the sale of intoxicating liquors, was taken up.

Mr. Harvey moved to amend by adding section 4.

SECTION 4. The increased compensation for attorney's fees by this act provided, shall not in any case be taxed against, or paid by the county.

The motion to amend prevailed.

The bill was ordered engrossed for the third reading.

PETITIONS.

Mr. King presented a petition relating to the establishing of a dental department in the State University.

Referred to Committee on Medicine and Surgery.

Mr. King presented a petition of the citizens of Fort Madison,

Iowa, in reference to establishing a dental department in the State University.

Referred to Committee on Medicine and Surgery.

Mr. Laub presented a petition to legalize the incorporation of the town of Ida Grove, Ida county, Iowa.

Referred to the Committee on Judiciary.

Mr. Duncombe presented the petition of F. Hess, for relief from ex-orbitant taxation.

Referred to the Committee on Ways and Means.

Mr. Duncombe presented the petition of R. M. Wright and 75 others relating to the publication of Supreme Court reports.

Referred to the Committee on Judiciary.

Mr. Wood presented a petition from A. L. Shattuck and 18 others, in relation to the election of county superintendent.

Read and referred to Committee on Schools.

Mr. Bloom presented petition of J. C. Hunter and others, of Johnson county, relating to railroads keeping their lands clear of weeds and to build cattle-guards on crossings.

Referred to Committee on Railroads.

Mr. Harvey presented a petition from Iowa State Temperance Alliance asking for an amendment to the Constitution prohibiting the sale of intoxicating liquors.

Read and referred to Committee on Constitutional Amendments.

Mr. Harvey presented petition of Iowa State Temperance Alliance asking for repeal of wine and beer exceptions.

Referred to the Committee on Suppression of Intemperance.

JOINT RESOLUTION.

Leave was granted Mr. Harvey to offer the following resolution, which was referred to the Committee on Constitutional Amendments:

Proposing to amend the Constitution so as to prohibit the manufacture and sale of intoxicating liquors within this State:

Be it resolved by the General Assembly of the State of Iowa, That the following amendment to the Constitution of the State of Iowa be and the same is hereby proposed, viz.:

To add as section 26, to article 1 of said Constitution, the following:

SECTION 26. No person shall hereafter manufacture, sell, or keep with intent to sell, within this State, any alcoholic, distilled, brewed, fermented or vinous liquors, except for medical and mechanical purposes.

Resolved, further, That the foregoing proposed amendment be and the same is hereby referred to the legislature to be chosen at the next general election for members of the General Assembly, and that the Secretary of State cause the same to be published for three months previous to the day of said election, as provided by law.

PETITIONS.

Mr. Carson presented the petition of the First Baptist Church of Council Bluffs, relating to amendment to Constitution prohibiting sale of intoxicating liquors.

Referred to the Committee on the Suppression of Intemperance.

Mr. Stockton presented the petition of James Vincent, of Fremont county, in reference to Nebraska river improvement.

Referred to the Committee on Agriculture.

Mr. Stockton presented petition of James Vincent, of Fremont county, in reference to drainage of lands.

Referred to Committee on Ways and Means.

Mr. Perrin presented petition of citizens of Chickasaw county, re-monstrating against paying taxes without representation.

Referred to the Committee on Constitutional Amendments.

Mr. Perrin presented the petition of citizens of Chickasaw county asking for fema'e suffrage.

Referred to the Committee on Constitutional Amendments.

Mr. Perrin presented petition of citizens of Chickasaw county in relation to female suffrage at school elections.

Referred to the Committee on Constitutional Amendments.

Mr. Egbert presented the petition of citizens of Davenport in relation to dental department in State University.

Referred to the Committee on Medicine and Surgery.

Mr. Parker presented the petition of citizens of Marshalltown relating to establishing dental department in State University.

Referred to the Committee on Medicine and Surgery.

Mr. Hixson presented the petition of citizens of Appanoose county, relating to reduction of salaries of members of General Assembly.

Referred to the Committee on Retrenchment and Reform.

Mr. Scott presented the petition of citizens of Cedar county, in reference to dental department in State University.

Referred to the Committee on Medicine and Surgery.

Mr. Brown of Linn presented the petition of J. G. Jones in reference to the appointment of board of health.

Referred to the Committee on Medicine and Surgery.

Mr. Brown of Linn presented a petition for the extension of the term of time of water power franchise provided by special act in 1855.

Referred to the Committee on Manufactures.

REPORTS OF COMMITTEES.

Mr. Glasgow, from the Committee on Cities and Towns, submitted the following report:

MR. SPEAKER—Your Committee on Cities and Towns, to whom was referred House File No. 150, a bill for an act to legalize the incorporation of the town of Birmingham, Van Buren county, Iowa, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that it be amended by inserting in first line of section 2, before the word "importance," the word "immediate," and by inserting in the third line of said section, after the word "publication," the words "in the 'Iowa State Register,' a newspaper published at Des Moines, Iowa," and that being so amended the bill do pass.

S. L. GLASGOW, *Chairman*.

Ordered passed on file.

Also:

MR. SPEAKER—Your Committee on Cities and Towns, to whom was referred House File No. 43, a bill for an act authorizing city councils in incorporated cities having a population of ten thousand or over to appoint assistant assessors, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that it do pass.

S. L. GLASGOW, *Chairman*.

Ordered passed on file.

Also:

MR. SPEAKER—Your Committee on Cities and Towns, to whom was referred House File No. 57, a bill for an act to repeal and provide a substitute for section 520, chapter 10, title 4 of the Code of Iowa, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that it do pass.

S. L. GLASGOW, *Chairman*.

Ordered passed on file.

Mr. Parker, from the Committee on Judiciary, submitted the following report:

MR. SPEAKER—Your Committee on Judiciary, to whom was referred House File No. 68, a bill for an act to amend sections 2117, 2119, and 2128 of the Code, beg leave to report that they have had the same under consideration, and have instructed me to report the same back to the House with the recommendation that it do pass.

J. M. PARKER, *Chairman*.

Ordered passed on file.

Also:

MR. SPEAKER—Your Committee on Judiciary, to whom was referred House File No. 15, a bill for an act to regulate the sale of patent right territory, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that it do pass.

J. M. PARKER, *Chairman*.

Ordered passed on file.

Also:

MR. SPEAKER—Your Committee on Judiciary, to whom was referred House File No. 50, a bill for an act to amend section 1998, chapter 8, title 13 of the Code, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the substitute of the committee be adopted and passed.

J. M. PARKER, *Chairman*.

Ordered passed on file.

Also:

MR. SPEAKER—Your Committee on Judiciary, to whom was referred House File No. 104, a bill for an act to protect keepers of livery and feed stables and herders of stock, and to give them a lien, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that it be amended by striking out all after the word "person," in the fifth line of the first section, and inserting, "acting by his

authority," and adding the proviso as follows: "*Provided, however,* this lien shall be subject to all prior liens of record," and when so amended, it do pass.

J. M. PARKER, *Chairman.*

Ordered passed on file.

Mr. Prouty, from the Committee on Elections, submitted the following report:

MR. SPEAKER—Your Committee on Elections, to whom was referred House File No. 187, a bill for an act to amend section 602, chapter 3, title 5 of the Code, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that it do pass.

S. F. PROUTY, *Chairman.*

Ordered passed on file.

Mr. Parker, from the Committee on Judiciary, submitted the following report:

MR. SPEAKER—Your Committee on Judiciary, to whom was referred House File No. 38, a bill for an act to repeal section 1988, chapter 8, title 13 of the Code of Iowa, in relation to homestead exemption, and enact a substitute therefor, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that it be indefinitely postponed.

J. M. PARKER, *Chairman.*

Ordered passed on file.

Mr. Stockton, from the Committee on Constitutional Amendments, submitted the following report:

MR. SPEAKER—Your Committee on Constitutional Amendments, to whom was referred a joint resolution to amend section four (4) of article three (3) of the Constitution of the State of Iowa, by striking therefrom the word "male," beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the following substitute therefor, with the recommendation that the substitute do pass.

STOCKTON, *Chairman.*

Ordered passed on file.

Also:

MR. SPEAKER—Your Committee on Constitutional Amendments, to whom was referred a joint resolution to amend section one (1), article two (2), and section four (4), article three (3), of the Constitution of the State, by striking out the word "male," beg leave to report that they have had the same under consideration, and have instructed me to report the attached substitute, with the recommendation that the substitute do pass.

STOCKTON, *Chairman.*

Ordered passed on file.

Mr. King, from the Committee on Railroads, submitted the following report:

MR. SPEAKER—Your Committee on Railroads, to whom was referred House File No. 25, a bill for an act amendatory to sections 2 and 5, chapter 123 of the acts of the Sixteenth General Assembly of the State of Iowa, in relation to taxes voted by townships in aid of rail-

roads, beg leave to report that they have had the same under consideration, and have instructed me to report the same back to the House with the recommendation that it be indefinitely postponed.

JOHN H. KING, *Chairman.*

Ordered passed on file.

Also:

MR. SPEAKER—Your Committee on Railroads, to whom was referred House File No. 47, a bill for an act to amend section 1261 of the Code, and chapter 65 of the public acts of the Fifteenth General Assembly, beg leave to report that they have had the same under consideration, and have instructed me to report the same back to the House with the recommendation that the accompanying substitute do pass.

JOHN H. KING, *Chairman.*

Ordered passed on file.

Also:

MR. SPEAKER—Your Committee on Railroads, to whom was referred House File No. 172, a bill for an act to repeal sections 2 and 8, chapter 77 of the acts of the Seventeenth General Assembly, and to enact a substitute therefor, in relation to railroad commissioners, beg leave to report that they have had the same under consideration, and have instructed me to report the same back to the House with the recommendation that it be indefinitely postponed.

JOHN H. KING, *Chairman.*

Ordered passed on file.

Also:

MR. SPEAKER—Your Committee on Railroads, to whom was referred House File No. 111, a bill for an act to repeal section one (1), chapter 157 of the acts of the Seventeenth General Assembly, beg leave to report that they have had the same under consideration, and have instructed me to report the same back to the House with the recommendation that it be indefinitely postponed.

J. H. KING, *Chairman.*

Ordered passed on file.

Mr. Struble, from the Committee on Insurance, submitted the following report:

MR. SPEAKER—Your Committee on Insurance, to whom was referred House File No. 158, a bill for an act to legalize the incorporation of the Farmer's Mutual Aid Company, of Tama county, Iowa, beg leave to report that they have had the same under consideration, and have instructed me to report the same back to the House with the recommendation that it be referred to the Committee on Judiciary.

G. R. STRUBLE, *Chairman.*

Ordered passed on file.

Mr. Clayton, from the Committee on Agriculture, submitted the following report:

MR. SPEAKER—Your Committee on Agriculture, to whom was referred House File No. 14, a bill for an act to amend section 2049 of the Code of 1873, in relation to weights of Hungarian and millet seed, beg leave to report that they have had the same under consideration, and amended it by striking out the publication clause, and have in-

structed me to report the same back to the House with the recommendation that it do pass.

B. F. CLAYTON, *Chairman.*

Ordered passed on file.

Mr. Newbold, from the Committee on Ways and Means, submitted the following report:

MR. SPEAKER—Your Committee on Ways and Means, to whom was referred the petition from the citizens of Fayettee county, in relation to the patent known as the Green drive well, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that it be referred to the Committee on Appropriations.

J. G. NEWBOLD, *Chairman.*

Ordered passed on file.

Also:

MR. SPEAKER—Your Committee on Ways and Means, to whom was referred the resolution inquiring the rate of interest which the war and defense bonds of 1861 could be refunded, beg leave to report that they have had the same under consideration, and have instructed me to report the same back to the House, as follows, to-wit.: We find that Iowa State bonds running ten or fifteen years could at the present time, in the opinion of your committee, be sold at par, bearing a rate of interest from $4\frac{1}{2}$ to 5 per cent, made exempt from taxation; but your committee cannot possibly guess what rate of interest would be required to float a State bond at par in June, 1881, when our war and defense bonds mature.

J. G. NEWBOLD, *Chairman.*

Ordered passed on file.

Also:

MR. SPEAKER—Your Committee on Ways and Means, to whom was referred House File No. 151, a bill for an act to amend chapter 2, title 14, section 2078 of the Code, in relation to interest on judgments, beg leave to report that they have had the same under consideration, and have instructed me to report the same back to House with the recommendation that it do not pass.

J. G. NEWBOLD, *Chairman.*

Ordered passed on file.

RESOLUTION LAID OVER UNDER RULE 34.

Resolution relating to the Capitol Commissioners furnishing estimate for completion of the capitol building was taken up and adopted.

INTRODUCTION OF BILLS.

Mr. Laub introduced House File No. 210, a bill for an act to legalize certain tax levies and assessments made by Crawford county.

Read first and second time, and referred to the committee on Judiciary.

Mr. Struble introduced House File No. 211, a bill for an act to amend sections 1951 and 1952, chapter 6, title 13 of the Code, relating to transfer books.

Read first and second time and referred to Committee on Cities and Towns.

Mr. Nagle introduced House File No. 212, a bill for an act making appropriations for the Boys' Reform School.

Read first and second time, and referred to the Committee on Appropriations, and ordered printed.

Mr. Harvey introduced House File No. 213, a bill for an act relating to the practice in Supreme Court.

Read first and second time, and referred to the Committee on Judiciary.

Mr. Glasgow introduced House File No. 214, a bill for an act amendatory of the law for the government of cities of the first class.

Read first and second time, and referred to the Committee on Cities and Towns.

Mr. Glasgow introduced House File No. 215, a bill for an act to provide for the extension of the limits of cities of the first class.

Read first and second time and referred to the Committee on Cities and Towns.

Mr. Glasgow introduced House File No. 216, a bill for an act to authorize cities of the first class to acquire and dispose of real property in certain cases.

Read first and second time and referred to Committee on Cities and Towns.

Mr. Laub introduced House File No. 217, a bill for an act to legalize the incorporation of the town of Ida Grove, Ida county, in the State of Iowa.

Read first and second time and referred to the Committee on Judiciary.

Mr. Russell introduced House File No. 218, a bill for an act in relation to evidence in criminal actions.

Read first and second time and referred to Committee on Suppression of Intemperance.

Mr. Payne introduced House File No. 219, a bill for an act to amend chapter 4, title 9 of the Code, in relation to county and district agricultural societies.

Read first and second time and referred to the Committee on Agriculture.

Mr. Casey introduced House File No. 220, a bill for an act defining the jurisdiction of district and circuit courts, and the practice in circuit courts, and repeal of all laws in conflict therewith.

Read first and second time, and referred to the Committee on Judiciary.

Mr. Parker introduced House File No. 221, an act amendatory to section 2, chapter 123 of the acts of the Sixteenth General Assembly, relating to incorporated towns, townships and cities, to aid in the construction of railroads.

Read first and second time and referred to Committee on Railroads.

Mr. Bicknell introduced House File No. 222, a bill for an act to repeal chapter 156 of the acts of the Seventeenth General Assembly and enact a substitute therefor.

Read first and second time, and referred to the Committee on Fish and Game.

Mr. Mackey introduced House File No. 223, a bill for an act to amend section 3833 of the Code.

Read first and second time, and referred to the Committee on Retrenchment and Reform.

Mr. Stout introduced House File No. 224, a bill for an act to correct an error in the proceedings and acts incorporating the town of Rhinebeck, in Grundy county, Iowa.

Read first and second time and referred to the Committee on Cities and Towns.

RESOLUTIONS.

Mr. Lucas offered the following resolution, which was adopted:

Resolved, That the Committee on Compensation of Public Officers and that of Retrenchment and Reform be consolidated for the consideration of bills, and that a quorum consist of the number as now provided, the chairman of each committee to report action taken on bills referred to their several committees.

Mr. Casey offered the following resolution, which was adopted:

Resolved, That so much of the Governor's Message as relates to claims due to persons for supplies furnished the penitentiary at Ft. Madison during Warden Seth H. Craig's administration be referred to the Committee on Claims, and the said committee is hereby instructed to inquire into the justice of such claims, the character and amount thereof and to whom due, and report the same to the House.

Mr. Fisher moved that House File No. 132 be recommitted to the Committee on Judiciary.

The motion prevailed.

Mr. Bloom moved to call up Senate message relative to visiting committee to the State University shall also visit State Historical Society.

The motion prevailed and the message was taken up and concurred in.

Leave granted Mr. Dungan to offer the following resolution, which was adopted:

Resolved, That the Governor's Biennial Message be now taken from the table and the several parts be referred to the appropriate standing committees.

BILLS ON SECOND READING.

House File No. 22, a bill for an act to prohibit the traffic in hogs infested with the swine plague or hog cholera, and to prevent the spread of the same, with report of committee recommending a substitute, was taken up, considered, and the report of the committee was adopted.

Mr. Clayton moved that the rule be suspended, and the bill be considered engrossed, and read a third time now, which motion prevailed, and the bill was read a third time.

The question being, shall the bill pass?

The yeas were:

Messrs. Baker, Beach, Bloom, Bosworth, Bridges, Brown of Dickinson, Brown of Linn, Caldwell, Carson, Casey, Clayton, Cobbey, Cochran, Coomes, Dean, Dotson, Duncombe, Dungan, Egbert, Ehl, Epperson, Evans, Fisher, Francis, Glasgow, Harvey, Hayden, Hays,

Homan, Hornaday, Hubbell, Hull, Hutchison of Calhoun, Hutchison of Wapello, Jennings, Jordan, King, Lake, Lambert, Laub, Lewis of Mills, Lucas, Lyon, Martindale, McDauid, McGregor, Merten, Muncey, Nagle, Newbold, Nichols, Parker, Patterson, Payne, Pearson, Perrin, Porter, Prouty, Reck, Richardson of Harrison, Richey, Robb, Scott, Seaman, Stephens, Stockton, Stout, Struble, Tool, Van Staden, Wagner, Webster, Whaley, Wicks, Williams, Wolfe, Wood, Yoran, and Mr. Speaker—79.

The nays were:

Messrs. Bicknell, Blair, Downing, Hixson, Lewis of Fayette, Mackey, Palmer, Richardson of Jackson, Russell, Simpson, Stutsman, Terry, Tilton, and Wadleigh—14.

Absent or not voting:

Messrs. Barnes, Belfrage, Colton, Gay, Knight, Mueller, and O'Brien—7.

So the bill passed, and the title was agreed to.

Leave of absence was granted Mr. Belfrage, on account of sickness.

Mr. Newbold moved to reconsider the vote by which House File No. 22 was passed.

The motion prevailed.

Mr. Newbold moved that the bill be recommitted to the Committee on Agriculture, and that the same be ordered printed.

The motion prevailed.

House File No. 6, a bill for an act to repeal section 1923 of the Code, was taken up, with the report of the committee recommending that it do pass, with amendments, and the report was concurred in.

The bill was ordered engrossed for a third reading

House File No. 13, a bill for an act entitled an act to amend chapter 12 of title 12 of the Code of 1873, with report of committee recommending that it be indefinitely postponed, was taken up, considered, and the report of the committee was adopted.

House File No. 86, a bill for an act to amend section 506 of the Code of 1873, relating to the fees of the mayor of cities and incorporated towns, with report of committee recommending do pass, with amendments, was taken up, considered, and the report of the committee was adopted.

The bill was ordered engrossed to be read a third time.

House File No. 34, a bill for an act to amend section 3806 of the Code, with report of committee recommending that it be indefinitely postponed, was taken up, considered, and the report of the committee was adopted.

House File No. 33, a bill for an act entitled an act to amend section 3055 of the Code of 1873, with report of committee recommending it do pass, was taken up, considered, and the report of the committee was adopted.

The bill was ordered engrossed to be read a third time.

House File No. 31, a bill for an act reducing the interest on the school fund, with report of committee recommending it do pass with amendments, was taken up, considered, and the report of the committee was adopted.

On motion the bill was ordered engrossed for a third reading.

House File No. 45, a bill for an act to repeal section 258, chapter 12,

title 3 of the Code, etc., with report of committee recommending it do pass with substitute, was taken up, considered, and the report of the committee was adopted.

On motion the bill was ordered engrossed for a third reading.

House File No. 90, a bill for an act to repeal chapter 91 of the laws of the Seventeenth General Assembly, etc., with report of committee recommending that it be referred to the Committee on Suppression of Intemperance, was taken up, and the report of the committee was adopted.

RESOLUTION.

Leave was granted Mr. Clayton to offer the following resolution, which was adopted:

Resolved, That all bills reported favorably by the various committees, except those of a local nature, be ordered printed and placed upon the desk of each member.

BILLS ON SECOND READING.

House File No. 124, a bill for an act amendatory to section 12, chapter 2, title 1 of the Code, etc., with report of committee recommending that it be referred to the Committee on Compensation of Public Officers, was taken up, and the report of the committee was adopted.

House File No. 91, a bill for an act to prevent making certain contracts for attorney fees, with report of committee recommending that it be indefinitely postponed, was taken up, considered, and the report of the committee adopted.

House File No. 131, a bill for an act to amend section 12, chapter 2, title 1 of the Code, in relation to mileage of members of the General Assembly, with report of committee recommending it be referred to the Committee on Compensation of Public Officers, was taken up, and the report of the committee adopted.

House File No. 141, a bill for an act to abolish the office of shorthand reporter and to provide for taking testimony in certain cases, with report of committee recommending that it do pass with amendments, was taken up, considered, and the report of the committee adopted.

Action was deferred on the bill, and the same was ordered printed.

House File No. 129, a bill for an act to repeal chapter 171 of the acts of the Seventeenth General Assembly, relating to changes of venue, with report of committee recommending that it be indefinitely postponed, was taken up, considered, and on motion of Mr. Harvey the House refused to concur in the report of the committee.

Mr. Harvey moved that the rule be suspended and the bill be considered engrossed, and read a third time now, which prevailed, and the bill was read a third time.

The question being, shall the bill pass?

The yeas were:

Messrs. Baker, Barnes, Beach, Bicknell, Blair, Bloom, Bosworth, Bridges, Brown of Dickinson, Brown of Linn, Caldwell, Casey, Clayton, Cobbey, Cochran, Coomes, Dean, Dotson, Downing, Dungan, Egbert, Ehl, Epperson, Evans, Fisher, Francis, Gay, Glasgow, Harvey,

Hayden, Hays, Hixson, Homan, Hornaday, Hubbell, Hull, Hutchison of Calhoun, Hutchison of Wapello, Jennings, Jordan, King, Lambert, Laub, Lewis of Fayette, Lewis of Mills, Lucas, Lyon, Martindale, McDaid, McGregor, Merten, Muncey, Newbold, Nichols, Palmer, Parker, Patterson, Payne, Pearson, Porter, Prouty, Reck, Richardson of Harrison, Richardson of Jackson, Richey, Robb, Russell, Scott, Seaman, Simpson, Stephens, Stockton, Stout, Struble, Stutsman, Terry, Tilton, Tool, Van Staden, Wadleigh, Wagner, Webster, Whaley, Wicks, Williams, Wolfe, Wood, and Yorán—88.

The nays were:

Messrs. Carson, Duncombe, Lake, Mackey, Mueller, Nagle, Perrin, and Mr. Speaker—8.

Absent or not voting:

Messrs. Belfrage, Colton, Knight, and O'Brien—4.

So the bill passed, and the title was agreed to.

Mr. King moved to reconsider the vote by which House File No. 129 was passed.

The motion did not prevail.

Mr. Lake moved to reconsider the vote by which House File No. 67 was ordered engrossed for a third reading.

The motion prevailed.

On motion of Mr. Mueller, the bill was referred to the Committee on Judiciary.

House File No. 53, a bill for an act to provide for the appraisal of property sold on chattel mortgage, and for the fees, etc., with report of committee recommending a substitute do pass, was taken up, considered, and the report of the committee was adopted.

On motion of Mr. Lyon, the bill was ordered printed.

Communication from the Secretary of State relative to the cost of printing of bills of the Seventeenth General Assembly was taken from the Speaker's table, read, and passed on file.

House File No. 21, a bill for an act to require parties pleading to file copy for use of opposite party, etc., with report of committee recommending do pass with amendments, was taken up, considered, and the report of the committee was adopted.

On motion of Mr. Whaley, the House adjourned until to-morrow morning at 10 o'clock.

HALL OF HOUSE OF REPRESENTATIVES, }
DES MOINES, IOWA, January 29, 1880. }

House met pursuant to adjournment, the Speaker in the chair.
Prayer by Rev. J. H. Malcom.

MESSAGE FROM THE SENATE.

The following message was received from the Senate:

MR. SPEAKER—I am directed to inform your honorable body that

the Senate has passed the following bill, in which the concurrence of the House is asked:

Senate File No. 7, a bill for an act to amend sections 1719 and 1808 of the Code of Iowa of 1873, in relation to a tie vote of the electors at the election for school directors.

Also, concurrent resolution relative to adjourning from Friday, January 30, 1880, to Thursday, February 5, at 3 o'clock P. M.

A. T. McCARGAR, *Secretary*.

Pending the reading of the journal of yesterday, on motion of Mr. Dotson the further reading of the same was dispensed with.

UNFINISHED BUSINESS.

House File No. 21, a bill for an act to require parties in suits in circuit and district courts to file copies of all pleadings for the use of the opposite parties, was taken up, and the bill ordered engrossed for third reading.

PETITIONS.

Mr. Dotson presented a petition of citizens of Jasper county in reference to a law prohibiting the traffic in swine that have died of swine plague.

Referred to the Committee on Agriculture.

Mr. Hornaday presented a petition asking repeal of the present law exempting church property from taxation.

Referred to the Committee on Ways and Means.

Mr. Perrin presented a petition of 313 citizens of Davenport asking that the law may be so changed that cities having a population of over 1,500 shall, at election for school officers, divide the city into school wards.

Referred to the Committee on Schools.

Mr. Colton presented the petition of Mrs. Louisa G. Murdock in reference to the Deaf and Dumb Asylum.

Referred to Visiting Committee to Deaf and Dumb Asylum.

Mr. Brown of Linn presented the petition of a number of farmers of the State asking that a law may be passed restraining certain stock from running at large.

Referred to the Committee on Agriculture.

Mr. Wicks presented a petition of A. Graves on behalf of State Millers' Association.

Referred to the Committee on Agriculture.

Mr. Wicks presented the memorial of H. Graves and seventy-four other citizens asking the passage of a law prohibiting the traffic in hogs dying of swine disease.

Referred to the Committee on Agriculture.

Mr. Terry presented the petition of the West Liberty Temperance Club asking repeal of wine and beer exception.

Referred to the Committee on Suppression of Intemperance.

REPORTS OF COMMITTEES.

Mr. Newbold, from the Committee on Ways and Means, submitted the following report:

MR. SPEAKER—Your Committee on Ways and Means, to whom was referred Senate File No. 58, a bill for an act in relation to loaning and managing our permanent school fund, beg leave to report that they have had the same under consideration, and have instructed me to report the same back to the House with the recommendation that it do pass.

J. G. NEWBOLD, *Chairman*.

Ordered passed on file.

Mr. Stockton, from the Committee on Constitutional Amendments, submitted the following report:

MR. SPEAKER—Your Committee on Constitutional Amendments, to whom was referred a joint resolution proposing to amend article 1 of the Constitution of the State of Iowa, by adding to the same a section to be numbered 26, prohibiting the sale or manufacture of intoxicating liquors within this State, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that it do pass.

STOCKTON, *Chairman*.

Ordered passed on file.

To the Honorable House of Representatives of the State of Iowa:
The majority of the Committee on Constitutional Amendments has reported a proposition in favor of prohibiting the manufacture and sale of all spiritous, malt and vinous liquors in this State. As a member of that committee and not concurring with the majority, I shall briefly give my reasons for making a minority report.

1st. In my opinion the twenty-five years' history and experience with unfriendly prohibitory legislation in Iowa, has clearly demonstrated that such laws have not diminished intemperance, neither are they friendly auxiliaries to the promotion of temperance. This question must be governed and controlled by moral suasion and personal influence, as all other great moral and intellectual questions are determined. The court records in every county in the State and the thousands of violations of the law daily occurring, even here at the capital while your honorable body is in session, proves that the prohibitory law does not prohibit. Then after this long and fruitless legislation on a subject that will not yield to, or be controlled by it, I seriously insist that good policy and wisdom alike demand that some other plan should be adopted, and in my opinion a license law can be made to suit all the just demands of temperance, and at the same time be satisfactory to those who feel that they have a personal and natural right to vend or use spiritous liquors—a right regarded by so many as a principle affecting personal liberty and as superior to laws restraining it.

The fact that after twenty-five years of prohibition it is now considered essential to its success and perpetuation that it will have to be inhibited by an amendment attached to the Constitution, is conclusive proof that legislation thus far has failed to accomplish its purpose, or to suit the expectation of its friends. Let us profit by this experience and failure, and enact laws adapted to the wants and demands of the

people. While these prohibitory laws have failed to check the evils of intemperance, they stand as the greatest obstacles in the way of advancing temperance by means of personal and moral efforts. Had the strong and earnest efforts in behalf of prohibitory laws, been directed in favor of personal reformation, Iowa would to-day be a temperance State, and not in need of a constitution to inhibit men from drinking.

2d. The Supreme Court of the United States, and of every State in the Union, has repeatedly held that the power is inherent in a State legislature to regulate or prohibit the traffic in ardent spirits by law. The proposed amendment does not confer upon the legislature any new or additional power; the authority already exists—how it shall be exercised is the difficult problem. This power has been invoked in Iowa for a quarter of a century; we are familiar with the result. The amendment cannot change the habits, thoughts, opinions and tastes of a people. The proposed remedy is as needless as it will prove useless and ineffectual.

If the amendment should be adopted it will not be a self-executing power, and many of the present issues will still remain, and others of more difficulty will arise, and future legislation will be as much perplexed in their solution as the present. If men violate authority in the nature of laws, they will resist the same power when in form of a constitutional provision. Human laws never have and never will by prohibitory penalties settle this issue and make men temperate. As the Constitution cannot grant any additional power to that already existing inherently in the legislative department, it occurs to me that the amendment is merely intended as an excuse to defer the exercise of existing authority, and it is trifling with the question and the people. To my mind we should be influenced by the experience of the past and a desire for the general welfare, and without delay adopt a license law as the better policy—one that will restore harmony and good will, and also promote the interest and advance the cause of temperance in the State.

The question is not one of constitutional authority, but simply as to the wisest policy of exercising legislative power already and now existing, and I cannot give my consent to the report of the majority of the committee, and insist that the evils growing out of the prohibitory law should be remedied at once, and believe the settlement of the question is demanded by the people; and as a minority report would recommend that the proposition to amend the Constitution be indefinitely postponed.

Most respectfully,

J. M. CASEY.

Mr. Coomes, from the Committee on Retrenchment and Reform, submitted the following report:

MR. SPEAKER—Your Committee on Retrenchment and Reform, to whom was referred House File No. 126, a bill for an act to amend sections 874 and 3833 of the Code, relating to fees for printing delinquent tax-lists, beg leave to report that they have had the same under consideration, and have instructed me to report the same back to the House with the recommendation that it do pass.

OLL COOMES, *Chairman.*

Ordered passed on file.

Mr. Clayton, from the Committee on Agriculture, submitted the following report:

MR. SPEAKER—Your Committee on Agriculture, to whom was referred House File No. 135, a bill for an act relating to enclosures in common, and to define the time in which grain grown therein shall be removed therefrom, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that it do not pass.

B. F. CLAYTON, *Chairman.*

Ordered passed on file.

Mr. Bicknell, from the Committee on Roads and Highways, submitted the following report:

MR. SPEAKER—Your Committee on Roads and Highways, to whom was referred House File No. 179, a bill for an act to amend section 969 of chapter 2, title 7 of the Code, relating to working roads and highways, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the substitute of the committee here, with be adopted, and that the same do pass.

A. D. BICKNELL, *Chairman.*

Ordered passed on file.

Mr. Parker, from the Committee on Judiciary, submitted the following report:

MR. SPEAKER—Your Committee on Judiciary, to whom was referred House File No. 159, a bill for an act to amend section 3895, chapter 3, title 4 of the Code, beg leave to report that they have had the same under consideration, and have instructed me to report the same back to the House with the recommendation that it be indefinitely postponed.

J. M. PARKER, *Chairman.*

Ordered passed on file.

Mr. Glasgow, from the Committee on Cities and Towns, submitted the following report:

MR. SPEAKER—Your Committee on Cities and Towns, to whom was referred House File No. 127, a bill for an act to amend section 573, chapter 10, title 4 of the Code, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that it do pass.

S. L. GLASGOW, *Chairman.*

Ordered passed on file.

Also:

MR. SPEAKER—Your Committee on Cities and Towns, to whom was referred House File No. 120, a bill for an act to repeal chapter 25 of the laws of the Fifteenth General Assembly, and chapter 63 of the laws of the Sixteenth General Assembly, relating to lands to be laid out in town or city lots, and providing a substitute therefor, beg leave to report that they have had the same under consideration, and have instructed me to report the same back to the House with the recommendation that it be amended by filling the first blank in section 2 thereof, with the words, "Iowa State Register," and the second blank

in said section with the words, "Iowa State Leader," and upon it being so amended that it do pass.

S. L. GLASGOW, *Chairman.*

Ordered passed on file.

Mr. Egbert, from the Committee on Printing, submitted the following report:

MR. SPEAKER—Your Committee on Printing, to whom was referred House File No. 137, a bill for an act to provide for the publication of the laws, beg leave to report that they have had the same under consideration, and have instructed me to report the same back to the House with the recommendation that it do not pass.

EGBERT, *Chairman.*

Ordered passed on file.

Mr. Russell, from the Committee on County and Township Organization, submitted the following report:

MR. SPEAKER—Your Committee on County and Township Organization, to whom was referred House File No. 175, a bill for an act to repeal section 591, chapter 1, title 5 of the Code, in relation to the election of township officers, and enact a substitute therefor, beg leave to report that they have had the same under consideration, and have instructed me to report the same back to the House with the recommendation that it do pass.

RUSSELL, *Chairman.*

Ordered passed on file.

Also:

MR. SPEAKER—Your Committee on County and Township Organization, to whom was referred House File No. 1, a bill for an act prohibiting any person from holding more than two consecutive terms of certain county and school district offices, amendatory to chapter 1, title 5 of the Code of 1873, beg leave to report that they have had the same under consideration, and have instructed me to report the same back to the house with the recommendation that it do pass.

RUSSELL, *Chairman.*

Ordered passed on file.

Also:

MR. SPEAKER—Your Committee on County and Township Organization, to whom was referred House File No. 171, a bill for an act in relation to highway taxes, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that it do pass.

RUSSELL, *Chairman.*

Ordered passed on file.

INTRODUCTION OF BILLS.

Mr. Brown of Dickinson introduced House File No. 145, a bill for an act to provide for an additional fish commissioner.

Read first and second time and referred to the Committee on Fish and Game.

Mr. Brown of Dickinson introduced House File No. 226, a bill for an act relating to the protection of fish in the State of Iowa.

Read first and second time and referred to the Committee on Fish and Game.

Mr. Lucas introduced House File No. 227, a bill for an act making appropriations for the Iowa State Agricultural College.

Read first and second time and referred to the Committee on Appropriations.

Mr. Lucas introduced House File No. 228, a bill for an act amending sections 1606, 1617 and 1619 of chapter 12 of the Code, in relation to the government of the Iowa Agricultural College and Farm.

Read first and second time, and referred to the Committee on Agricultural College.

Mr. Newbold introduced House File No. 229, a bill for an act entitled an act for the establishment and support of city hospitals.

Read first and second time and referred to the Committee on Medicine and Surgery.

Mr. Martindale introduced House File No. 230, a bill for an act to regulate the height of hedge fences along public highways.

Read first and second time and referred to the Committee on Roads and Highways.

Mr. Bicknell introduced House File No. 231, a bill for an act to amend sections 3507, 3509, 3511 and 3512, and to repeal sections 3510 and 3514 of the Code, in relation to justice of the peace.

Read first and second time and referred to the Committee on Judiciary.

Mr. Bicknell introduced House File No. 232, a bill for an act to repeal chapter 79 of the laws of the Seventeenth General Assembly.

Read first and second time and referred to the Committee on Judiciary.

Mr. Cochran introduced House File No. 233, a bill for an act to amend sections 2, 3, 5, 6 and 9 of chapter 100 of the laws of the Sixteenth General Assembly, relating to mechanics' liens.

Read a first and second time and referred to the Committee on Railroads.

Mr. Stockton introduced House File No. 234, a bill for an act to provide for the election of township clerks, and fixing their term of office.

Read first and second time and referred to the Committee on County and Township Organization.

Mr. Gay introduced House File No. 235, a bill for an act to establish the salary of district attorneys.

Read first and second time and referred to the Committee on Judiciary.

Mr. Perrin introduced House File No. 236, a bill for an act to repeal section 3327 of the Code, and enact a substitute therefor, and to amend section 3792 of the Code, in regard to satisfaction of mortgages.

Read first and second time and referred to the Committee on Judiciary.

Mr. Whaley introduced House File No. 237, a bill for an act to repeal section 4509, chapter 33, title 25 of the Code, in relation to specifying the extent of imprisonment, and to enact a substitute therefor.

Read first and second time and referred to the Committee on Judiciary.

Mr. Struble introduced House File No. 238, a bill for an act to facili-

tate settlements with county treasurers, and to require the performance of certain duties by them when receiving money, and of persons paying money to them.

Read first and second time and referred to the Committee on Judiciary.

Mr. Struble introduced House File No. 239, a bill for an act to require owners of lands to keep them free of Canada thistles, cockle-burs and other noxious weeds.

Read first and second time and referred to the Committee on Agriculture.

Mr. McGregor introduced House File No. 240, a bill for an act making an appropriation for the payment of company "D," 4th regiment Iowa National State Guards.

Read a first and second time, and referred to the Committee on Claims.

Mr. Cobbey introduced House File No. 241, a bill for an act to amend chapter 34 of the acts of the Fifteenth General Assembly, relating to taking private property for works of internal improvement.

Read a first and second time and on motion of Mr. Coomes referred to a special committee of three members, Mr. Cobbey as chairman.

MESSAGES ON SPEAKER'S TABLE.

On motion of Mr. Seaman Senate messages were taken up.

Senate File No. 7, a bill for an act to amend sections 1719 and 1808 of the Code of 1873.

Read a first and second time and referred to the Committee on Schools.

Concurrent resolution relative to taking a recess was taken up and considered.

Mr. Newbold moved to amend by inserting after the word "Thursday" "3 o'clock p. m."

Mr. Duncombe moved to amend the amendment by striking out "Thursday" and inserting "February 10th" in lieu thereof.

Mr. Duncombe moved to lay the resolution on the table, and demanded the yeas and nays.

The yeas were:

Messrs. Bosworth, Brown of Dickinson, Caldwell, Clayton, Cobbey, Coomes, Dean, Dotson, Downing, Duncombe, Evans, Francis, Glasgow, Hixson, Homan, Lambert, Lewis of Fayette, Lewis of Mills, Mackey, McDaid, Merten, Parker, Patterson, Payne, Pearson, Porter, Prouty, Scott, Stockton, Stout, Stutsman, Tilton, Wadleigh, and Webster—34.

The nays were:

Messrs. Baker, Barnes, Beach, Bicknell, Blair, Bloom, Bridges, Brown of Linn, Carson, Casey, Cochran, Dungan, Egbert, Ehl, Epperson, Fisher, Gay, Harvey, Hayden, Hays, Hornaday, Hubbell, Hutchison of Calhoun, Hutchison of Wapello, Jennings, Jordan, King, Laub, Lucas, Lyon, Martindale, McGregor, Mueller, Muncey, Nagle, Newbold, Nichols, Palmer, Perrin, Reek, Richardson of Harrison, Richardson of Jackson, Richey, Robb, Russell, Seaman, Simpson, Stephens, Struble, Terry, Tool, Van Staden, Whaley, Wicks, Williams, Wolfe, Wood, Yorlan, and Mr. Speaker—60.

Absent or not voting:

Messrs. Belfrage, Colton, Knight, Hull, Lake, and O'Brien—6.

So the motion to lay on the table did not prevail.

Mr. Hutchison of Wapello moved the previous question, which was seconded.

The question, shall the main question be now put? was decided in the affirmative.

The question recurring on the amendment to the amendment, did not prevail.

The amendment prevailed, and the resolution as amended was adopted.

JOINT RESOLUTION.

Mr. Stephens offered the following resolution, which was referred to the Committee on Federal Relations:

Be it resolved by the House of Representatives of the State of Iowa, the Senate concurring, in legislature assembled, That,

WHEREAS, A bill has been introduced in the House of Representatives of the Congress of the United States, entitled: "A bill to amend the statutes in relation to the immediate transportation of dutiable goods"; and

WHEREAS, Such bill has been referred to the Committee on Ways and Means of the said House for consideration; and

WHEREAS, The passage of the said bill would be a great and lasting benefit to the State of Iowa and to all the exterior States, by reason of liberating their foreign trade from existing impediments and giving to the ports of entry of such States their constitutional equality with sea-board ports; therefore

The Representatives in Congress and the United States Senators from the State of Iowa are hereby requested to do all in their power to procure the speedy passage of the said bill.

BILLS ON SECOND READING.

House File No. 54, a bill for an act providing for appeals from the finding of the commissioners of insanity, and to amend section 1401, of chapter 2, of title 11 of the Code, with report of committee recommending it do pass, with amendments, was taken up, considered, and the report of the committee was adopted.

On motion the bill was ordered engrossed for a third reading.

House File No. 23, a bill for an act to repeal section 1941 of the Code, etc., with report of committee recommending that it be indefinitely postponed, was taken up, considered and the report of the committee adopted.

House File No. 94, a bill for an act to amend section 2995 of the Code, relating to garnishment proceedings, with report of committee recommending it do pass, was taken up, considered, and the report of the committee was adopted.

On motion the bill was ordered engrossed for a third reading.

House File No. 64, a bill for an act to legalize the levy of certain taxes in the county of Mills, Iowa, with report of committee recom-

mending a substitute, was taken up, considered, and the report of the committee was adopted.

Mr. Lewis of Mills moved that the rule be suspended and the bill be considered engrossed, and read a third time now, which motion prevailed, and bill was read a third time.

The question being, shall the bill pass?

The yeas were:

Messrs. Baker, Barnes, Bicknell, Blair, Bosworth, Bridges, Brown of Dickinson, Brown of Linn, Caldwell, Carson, Casey, Clayton Cobbe, Cochran, Coomes, Dean, Downing, Duncombe, Dungan, Egbert, Ehl, Epperson, Evans, Fisher, Francis, Gay, Glasgow, Harvey, Hayden, Hays, Hixson, Homan, Hornaday, Hubbell, Hutchison of Calhoun, Hutchison of Wapello, Jennings, Jordan, King, Lake, Lambert, Laub, Lewis of Fayette, Lewis of Mills, Lucas, Lyon, Mackey, Martindale, McDaid, McGregor, Merten, Mueller, Muncey, Nagle, Newbold, Nichols, Palmer, Parker, Patterson, Payne, Pearson, Perrin, Porter, Prouty, Reck, Richardson of Harrison, Richardson of Jackson, Richey, Robb, Russell, Scott, Seaman, Simpson, Stephens, Stockton, Stout, Struble, Stutsman, Tilton, Tool, Van Staden, Wadleigh, Wagner, Webster, Whaley, Wicks, Williams, Wolfe, Wood, Yoran, and Mr. Speaker—91.

The nays were—None.

Absent or not voting:

Messrs. Beach, Belfrage, Bloom, Colton, Dotson, Hull, Knight, O'Brien, and Terry—9.

So the bill passed, and the title was agreed to.

MESSAGE FROM THE SENATE.

The following message was received from the Senate:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has concurred in House resolution relative to the Des Moines river lands, with amendments herewith submitted, with the recommendation that it strike out the word "quitclaim" in the third section of the preamble and insert the words "therein described" after the word "lands" in the third section of the preamble, and strike out the words "the unsettled condition of the title to said lands" in the tenth section of the preamble, and strike out the word "only" in the twelfth section of the preamble, and strike out all after the word "suits" in the ninth line of the resolution and insert instead thereof the following: "To the end that the title or titles of any person or persons claiming said lands may be forever settled."

A. T. McCARGAR, *Secretary.*

On motion of Mr. Duncombe, Senate messages were taken up.

House resolution relative to the Des Moines river lands, with Senate amendment, was taken up and the House concurred in the amendment recommended by the Senate.

BILLS ON SECOND READING.

House File No. 93, a bill for an act to provide for writs of error in criminal cases from inferior courts, with report of committee recommending that it be indefinitely postponed, was taken up, considered, and the report of the committee was concurred in.

On motion, the bill was ordered engrossed for a third reading.

House File No. 118, a bill for an act to amend section 2372 of the Code of Iowa, with report of committee recommending it do pass, was taken up, considered, and the report of the committee was adopted.

The bill was ordered engrossed and read a third time.

The Speaker announced the special committee on House File No. 141, Messrs. Cobbey, Coomes, and Simpson.

House File No. 19, a bill for an act extending the right to hold the office of County Recorder to women, with report of committee recommending do pass, was taken up, considered, and the report of the committee was adopted.

The bill was ordered engrossed and read a third time.

Joint resolution proposing to amend the Constitution so as to prohibit the manufacture and sale of intoxicating liquors within this State, was taken up with majority and minority reports and considered.

Pending the reading of the minority report, Mr. Martindale moved that further reading be dispensed with.

Mr. Mueller moved to amend that motion by adding the words "and that the reports be ordered printed."

Mr. Clayton moved that the consideration of resolutions with their majority and minority reports be postponed until Friday, February 13, at 2 o'clock P. M., and that it be made a special order for that hour.

On the question to postpone, the yeas and nays were demanded, which were as follows—

The yeas were:

Messrs. Beach, Bicknell, Bloom, Caldwell, Carson, Casey, Clayton, Cochran, Coomes, Dean, Duncombe, Ehl, Fisher, Glasgow, Hays, Hixson, Homan, Hornaday, King, Lake, Lambert, Laub, Lewis of Mills, Mackey, McGregor, Merten, Mueller, Nagle, Nichols, Patterson, Pearson, Reck, Richardson of Harrison, Richardson of Jackson, Stockton, Struble, Stutsman, Tilton, Van Staden, Wadleigh, Wicks, Williams, Wolfe, and Yoran—44.

The nays were:

Messrs. Baker, Barnes, Blair, Bosworth, Bridges, Brown of Linn, Cobbey, Dotson, Downing, Dungan, Egbert, Epperson, Evans, Francis, Gay, Harvey, Hayden, Hubbell, Hutchison of Calhoun, Hutchison of Wapello, Jennings, Jordan, Lewis of Fayette, Lucas, Lyon, Martindale, McDaid, Muncey, Newbold, Palmer, Parker, Payne, Perrin, Porter, Prouty, Richey, Robb, Russell, Scott, Seaman, Stephens, Stout, Tool, Wagner, Webster, Whaley, Wood, and Mr. Speaker—48.

Absent or not voting:

Messrs. Belfrage, Brown of Dickinson, Colton, Hull, Knight, O'Brien, Simpson, and Terry—8.

So the motion to postpone and make special order did not prevail.

The question recurring on the motion to order printed, it did not

prevail; and on the motion to dispense with the reading of the minority report, it was decided in the negative.

Mr. Seaman moved that the House adjourn.
The motion did not prevail.

REPORT OF COMMITTEE.

Leave was granted Mr. Russell to submit the following report from the Committee on County and Township Organization:

MR. SPEAKER—Your Committee on County and Township Organization, to whom was referred House File No. 59, a bill for an act to amend chapter 1, title 2 of the Code of 1873, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that it be amended so as to read, in the sixth section, "eight" instead of "ten"; also, strike out the publishing clause, and that when so amended it do pass.

RUSSELL, *Chairman.*

Ordered passed on file.

BILLS ON SECOND READING.

Mr. Stockton moved that the further consideration be postponed until February 6, at 10 o'clock A. M.

Mr. Bloom moved to amend by striking out Friday, February 6, and inserting Saturday, February 14.

Mr. Porter moved to amend the amendment by inserting this afternoon and to morrow morning.

The motion to amend the amendment did not prevail.

The question recurring on the amendment, it was lost.

Upon the motion to postpone until Friday, February 6, Mr. Clayton demanded the yeas and nays, which were as follows—

The yeas were:

Messrs. Baker, Barnes, Beach, Bloom, Caldwell, Carson, Casey, Clayton, Cobhey, Coomes, Dean, Duncombe, Egbert, Glasgow, Hornaday, King, Lake, Lambert, Mackey, Mueller, Nagle, Richardson of Harrison, Richardson of Jackson, Simpson, Stockton, Stutsman, Tilton, Van Staden, Wadleigh, Wagner, Williams, and Wolfe—32.

The nays were:

Messrs. Bicknell, Blair, Bosworth, Bridges, Brown of Dickinson, Brown of Linn, Cochran, Dotson, Downing, Dungan, Ehl, Epperson, Evans, Fisher, Francis, Gay, Harvey, Hayden, Hays, Hixson, Homan, Hubbell, Hutchison of Calhoun, Hutchison of Wapello, Jennings, Jordan, Laub, Lewis of Fayette, Lewis of Mills, Lucas, Lyon, Martindale, McDaid, McGregor, Merten, Muncey, Newbold, Nichols, Palmer, Parker, Patterson, Payne, Pearson, Perrin, Porter, Prou'y, Reck, Richey, Robb, Russell, Scott, Seaman, Stephens, Stout, Siruble, Tool, Webster, Whaley, Wicks, Wood, Yorán, and Mr. Speaker—62.

Absent or not voting:

Messrs. Belfrage, Colton, Hull, Knight, O'Brien, and Terry—6.

So the motion to postpone did not prevail

Mr. Mackey moved a call of the House, which was not ordered.

Upon the question to adopt the majority report, the yeas and nays were demanded, which were as follows—

The yeas were:

Messrs. Baker, Barnes, Bicknell, Blair, Bloom, Bosworth, Bridges, Brown of Dickinson, Brown of Linn, Carson, Cobhey, Cochran, Dean, Dotson, Downing, Dungan, Epperson, Evans, Fisher, Francis, Gay, Glasgow, Harvey, Hayden, Hays, Hixson, Homan, Hubbell, Hutchison of Calhoun, Hutchison of Wapello, Jennings, Jordan, King, Lake, Lambert, Laub, Lewis of Fayette, Lewis of Mills, Lucas, Lyon, Martindale, McDaid, Merten, Muncey, Nagle, Newbold, Nichols, Palmer, Parker, Patterson, Payne, Pearson, Perrin, Porter, Prouty, Reck, Richey, Robb, Russell, Scott, Stephens, Stockton, Stout, Struble, Stutsman, Tilton, Tool, Wagner, Webster, Whaley, Wicks, Williams, Wood, Yorán, and Mr. Speaker—75.

The nays were:

Messrs. Beach, Caldwell, Casey, Clayton, Coomes, Duncombe, Egbert Ehl, Hornaday, Mackey, McGregor, Mueller, Richardson of Harrison, Richardson of Jackson, Seaman, Simpson, Van Staden, Wadleigh, and Wolfe—19.

Absent or not voting:

Messrs. Belfrage, Colton, Hull, Knight, O'Brien, and Terry—6.

So the majority report was adopted.

Leave of absence was granted Messrs. Palmer, Patterson, Beach, Hutchison of Calhoun, Brown of Dickinson, and Bicknell.

On motion of Mr. Beach the House adjourned until to-morrow morning at 10 o'clock.

HALL OF HOUSE OF REPRESENTATIVES, }
DES MOINES, IOWA, January 30, 1880. }

House met pursuant to adjournment, Speaker in the chair.
Prayer by Rev. C. S. Ryman.

MESSAGE FROM THE SENATE.

The following message was received from the Senate:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has concurred in House amendment to concurrent resolution relative to adjournment.

A. T. McCARGAR, *Secretary*.

Pending the reading of the journal of yesterday, on motion of Mr. King, the further reading of same was dispensed with.

UNFINISHED BUSINESS.

Joint resolution proposing to amend the Constitution, prohibiting the manufacture and sale of intoxicating liquors, was taken up, with the minority report.

Mr. Harvey moved to lay the minority report on the table.

Mr. Mackey demanded the yeas and nays, which were as follows—

The yeas were:

Messrs. Baker, Barnes, Bicknell, Blair, Bosworth, Bridges, Brown of Linn, Carson, Cochran, Coomes, Dotson, Downing, Dungan, Epper-son, Evans, Fisher, Francis, Gay, Harvey, Hayden, Hays, Hixson, Ho- man, Hubbell, Hutchison of Calhoun, Hutchison of Wapello, Jen- nings, Jordan, King, Lewis of Fayette, Lewis of Mills, Lucas, Lyon, Martindale, McDaid, Merten, Muncey, Nagle, Newbold, Nichols, Par- ker, Patterson, Payne, Pearson, Perrin, Porter, Prouty, Reck, Richard- son of Harrison, Richey, Robb, Scott, Stephens, Stockton, Stout, Stru- ble, Terry, Tool, Wagner, Webster, Wicks, Wood, Yorán, and Mr. Speaker—64.

The nays were:

Messrs. Bloom, Caldwell, Casey, Cobbey, Egbert, Ehl, Glasgow, Hornaday, Lake, Lambert, Mackey, McGregor, Mueller, Seaman, Simpson, Van Staden, Wadleigh, Williams, and Wolfe—19.

Absent or not voting:

Messrs. Beach, Belfrage, Brown of Dickinson, Clayton, Colton, Dean, Duncombe, Hull, Knight, Laub, O'Brien, Palmer, Richardson of Jackson, Russell, Stutsman, Tilton, and Whaley—17.

So the motion to lay on the table prevailed.

Leave of absence was granted Mr. Whaley and Mr. Laub for to- day.

Mr. Glasgow moved to amend section 26 by striking out the words "alcoholic, distilled, brewed, fermented or vinous," and insert in lieu thereof the word "intoxicating."

Mr. Fisher moved the previous question, which was not seconded.

Mr. Parker moved that the resolution and report be postponed until, and be made a special order for Tuesday, February 10th, at 10 o'clock.

Mr. Caldwell moved to amend by striking out the 10th of February and inserting the 16th.

The motion did not prevail.

The motion to postpone until Tuesday, February 10th, prevailed.

The Speaker laid before the House a communication from the Secre- tary of State.

Read and passed on file.

PETITIONS.

Mr. King presented petitions from citizens of Dubuque in reference to establishing dental department in State University.

Read and referred to the Committee on Medicine and Surgery.

Mr. King presented the petitions from citizens of different counties in this State in reference to dental department in State University.

Read and referred to Committee on State University.

Mr. Baker presented a petition from citizens of Decorah and Win- neshiek counties asking the establishment of a dental department in State University.

Read and referred to the Committee on State University.

Mr. Terry presented a petition from citizens of Muscatine in refer- ence to dental department in State University.

Read and referred to Committee on State University.

Mr. Prouty presented a petition from the citizens of Marion county, in reference to the election of marshal, deputy marshal and chief of police in cities of the second class.

Read and referred to the Committee on Cities and Towns.

Mr. Yoran presented a petition from citizens of Anamosa, Jones county, in reference to dental department in State University.

Read and referred to Committee on State University.

Mr. Lambert presented a petition relating to the publication of the new decisions of the Supreme Court of the State of Iowa.

Read and referred to Committee on Judiciary.

Mr. Evans presented a petition of the citizens of Oskaloosa to establish dental department in State University.

Read and referred to the Committee on Medicine and Surgery.

Mr. Nagle presented a petition from the citizens of Hardin county in reference to dental department in State University.

Read and referred to the Committee on State University.

Mr. Scott presented a petition from citizens of Cedar, Muscatine and Scott counties asking for a repeal of the railroad commission law, and to establish the schedule law therefor.

Read and referred to the Committee on Railroads.

Mr. Lyon presented a petition of 27 citizens of Floyd county in reference to a dental department in State University.

Read and referred to the Committee on State University.

Mr. Stout presented a petition from citizens of Grundy county in reference to dental department in State University.

Read and referred to the Committee on State University.

Mr. Carson presented a petition from the bar of Pottawattamie county relating to the publication of Supreme Court decisions.

Read and referred to the Committee on Judiciary.

Mr. Richey presented a petition from the Creston bar in reference to publication of Supreme Court reports.

Read and referred to the Committee on Judiciary.

Mr. Speaker presented the petition from citizens of Black Hawk county asking an appropriation to defend in suits against drive well patent.

Referred to the Committee on Ways and Means.

REPORTS OF COMMITTEES.

Mr. Parker, from the Committee on Judiciary, submitted the following report:

MR. SPEAKER—Your Committee on Judiciary, to whom was referred House File No. 158, a bill for an act to legalize the incorporation of the Farmers' Mutual Aid Company of Tama county, Iowa, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that it do pass.

J. M. PARKER, *Chairman.*

Ordered passed on file.

Also:

MR. SPEAKER—Your Committee on Judiciary, to whom was referred House File No. 9, a bill for an act to repeal sections 181, 182 and 1777

of the Code of 1873, in relation to short-hand reporters, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the substitute of the committee be adopted, and when adopted, that it do pass.

J. M. PARKER, *Chairman.*

Ordered passed on file.

Mr. Perrin, from the Committee on Schools, submitted the following report:

MR. SPEAKER—Your Committee on Schools, to whom was referred House File No. 103, a bill for an act to prevent school officers from employing one of their own number to teach schools, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that it do not pass.

PERRIN, *Chairman.*

Ordered passed on file.

Also:

MR. SPEAKER—Your Committee on Schools, to whom was referred House File No. 107, a bill for an act to amend section 1822, chapter 9, title 12 of the Code of 1873, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that it do pass.

WM. B. PERRIN, *Chairman.*

Ordered passed on file.

Also:

MR. SPEAKER—Your Committee on Schools, to whom was referred substitute for Senate File No. 7, a bill for an act to amend sections 1719 and 1808 of the Code of Iowa of 1873, in relation to a tie vote of the electors at the election of school directors, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that when the amendment is adopted it do pass.

PERRIN, *Chairman.*

Ordered passed on file.

Also:

MR. SPEAKER—Your Committee on Schools, to whom was referred House File No. 71, a bill for an act to repeal part of section 1774, chapter 9, title 12 of the Code, relating to county superintendents, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that it do not pass.

PERRIN, *Chairman.*

Ordered passed on file.

Mr. Glasgow, from the Committee on Cities and Towns, submitted the following report:

MR. SPEAKER—Your Committee on Cities and Towns, to whom was referred House File No. 224, a bill for an act to correct an error in the proceedings and acts incorporating the town of Reinbeck, in Grundy county, Iowa, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that it be amended by adding after

the word "Iowa," in the last line of section 2, the words "without expense to the State," and being so amended, that it do pass.

S. L. GLASGOW, *Chairman.*

Ordered passed on file.

Also:

MR. SPEAKER—Your Committee on Cities and Towns, to whom was referred House File No. 189, a bill for an act in relation to jury trials in cases for violation of ordinances of cities of the second class, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that it be amended by adding after the word "Register," in the last line of section 2, the words "and the 'Iowa State Leader,' newspapers published in Des Moines, Iowa," and being so amended, that it do pass.

S. L. GLASGOW, *Chairman.*

Ordered passed on file.

Also:

MR. SPEAKER—Your Committee on Cities and Towns, to whom was referred House File No. 174, a bill for an act to amend sections 506 and 514 of the Code of 1873 in relation to the jurisdiction of mayors of cities and incorporated towns, and providing fees in certain cases, the same as justices of the peace receive for similar services, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that it be indefinitely postponed.

S. L. GLASGOW, *Chairman.*

Ordered passed on file.

Also:

MR. SPEAKER—Your Committee on Cities and Towns, to whom was referred House File No. 190, a bill for an act in relation to the jurisdiction of mayors of cities of the second class with reference to violation of city ordinances, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that it be amended by adding after the word "Register," in the last line of section 2, the words "and 'Iowa State Leader,' newspapers published in Des Moines, Iowa," and being so amended, that it do pass.

S. L. GLASGOW, *Chairman.*

Ordered passed on file.

Also:

MR. SPEAKER—Your Committee on Cities and Towns, to whom was referred House File No. 188, a bill for an act to amend section 467 of the Code of 1873, in relation to sidewalks, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that it be amended by adding after the word "Register," in the last line of section 2, the words, "and 'Iowa State Leader,' newspapers published in Des Moines, Iowa," and being so amended that it do pass.

GLASGOW, *Chairman.*

Ordered passed on file.

Also:

MR. SPEAKER—Your Committee on Cities and Towns, to whom was referred House File No. 216, a bill for an act to authorize cities of the first class to acquire and dispose of real property in certain cases, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that it be amended by adding after the word "first," in the first line of section 1, the words, "or second," and being so amended that it do pass.

GLASGOW, *Chairman.*

Ordered passed on file.

Leave of absence granted Mr. Prouty for to-day.

INTRODUCTION OF BILLS.

Mr. Scott introduced House File No. 242, a bill for an act to create a State Board of text-book control and to define their duties.

Read first and second time and referred to Committee on Schools.

Mr. Jordan introduced House File No. 243, a bill for an act to provide for the erection and repair of bridges in cities, incorporated towns and townships.

Read first and second time, and referred to the Committee on Judiciary.

Mr. Downing introduced House File No. 244, a bill for an act to amend chapter 3, title 14 of the Code of 1873.

Read first and second time, and referred to the Committee on Judiciary.

Mr. Williams introduced House File No. 245, a bill for an act to amend section 3072, title 18, chapter 2 of the Code, in relation to exemptions

Read a first and second time and referred to Committee on Judiciary.

Mr. Glasgow introduced House File No. 246, a bill for an act relating to the board of directors of school districts.

Read first and second time and referred to the Committee on Schools.

Mr. Nagle introduced House File No. 247, a bill for an act requiring mayors of incorporated towns to vote in certain cases.

Read first and second time and referred to the Committee on Cities and Towns.

Mr. Parker introduced House File No. 248, a bill for an act to repeal section 358 of the Code, and enact a substitute therefor.

Read a first and second time and referred to the Committee on Judiciary.

RESOLUTIONS.

Mr. Mueller offered the following resolution.

Resolved, That the House adjourn at half past eleven to-day.

Mr. Glasgow moved to amend by inserting eleven o'clock in lieu of half past eleven.

The motion to amend prevailed.

The resolution as amended was adopted.

Mr. Stockton offered the following resolution, which was adopted:

Resolved by the House of Representatives, That resolutions proposing amendments to the Constitution of the State by striking the word "male" out of section 1, article 2, and section 4, article 3, be made the special order for 10 A. M., February 6th.

Mr. Dungan moved that the constitutional amendment proposed at last session be considered at the same time.

The motion prevailed.

Mr. Dotson offered the following resolution, which was adopted:

Resolved, That the Committee on County and Township Organization be allowed a clerk.

On motion of Mr. Downing House File No. 72 was ordered printed.

BILLS ON SECOND READING.

On motion of Mr. Struble House File No. 158 was taken up and report of committee was concurred in.

On motion of Mr. Struble the rule was suspended, the bill read a third time and put upon its passage.

The yeas and nays were as follows—

The yeas were:

Messrs. Baker, Barnes, Bicknell, Blair, Bloom, Bosworth, Bridges, Brown of Linn, Caldwell, Carson, Casey, Cobbey, Cochran, Coomes, Dotson, Downing, Dungan, Egbert, Ehl, Epperson, Evans, Fisher, Francis, Gay, Glasgow, Harvey, Hayden, Hays, Hixson, Homan, Hornaday, Hubbell, Hutchison of Calhoun, Hutchison of Wapello, Jennings, Jordan, King, Lake, Lambert, Lewis of Fayette, Lewis of Mills, Lucas, Lyon, Mackey, Martindale, McDaid, McGregor, Merten, Mueller, Muncey, Nagle, Newbold, Nichols, Parker, Patterson, Payne, Pearson, Perrin, Porter, Richardson of Harrison, Richey, Robb, Russell, Scott, Seaman, Simpson, Stephens, Stockton, Stout, Struble, Stutsman, Terry, Tool, Van Staden, Wadleigh, Wagner, Williams, Wood, Yoran, and Mr. Speaker—80.

The nays were—None.

Absent or not voting:

Messrs. Beach, Belfrage, Brown of Dickinson, Clayton, Colton, Dean, Duncombe, Hull, Knight, Laub, O'Brien, Palmer, Prouty, Reck, Richardson of Jackson, Tilton, Webster, Whaley, Wicks, and Wolfe—20.

So the bill passed, and the title was agreed to.

House File No. 38, a bill for an act to repeal section 1988, chapter 8, title 13 of the Code, with report of committee recommending indefinite postponement, was taken up and the report of the committee adopted.

House File No. 25, a bill for an act amendatory to sections 2 and 5, chapter 123 or the acts of the Sixteenth General Assembly, with report of committee recommending indefinite postponement, was taken up, considered, and the report of the committee was adopted.

House File No. 111, a bill for an act to repeal section 1, chapter 157 of the acts of the Seventeenth General Assembly, with report of committee recommending indefinite postponement, was taken up, considered, and the report of the committee was adopted.

House File No. 172, a bill for an act to repeal sections 2 and 8, chapter 77 of the acts of the Seventeenth General Assembly, with report of committee recommending indefinite postponement, was taken up and considered.

Mr. Newbold moved that the bill be passed back on file.

The motion prevailed.

House File No. 151, a bill for an act to amend section 2078, chapter 2, title 14 of the Code, with report of committee recommending do not pass, was taken up and considered, and the House refused to order the bill engrossed for a third reading.

The hour having arrived fixed by joint resolution for adjournment, the Speaker adjourned the House until February 5, 1880, at 3 o'clock P. M.

HALL OF HOUSE OF REPRESENTATIVES, }
DES MOINES, IOWA, February 5, 1880. }

House met pursuant to adjournment at 3 o'clock P. M., the Speaker in the chair.

Prayer by Rev. M. N. Miles.

MESSAGE FROM THE SENATE.

The following message was received from the Senate :

MR. SPEAKER—I am directed to inform your honorable body that the Senate has passed without amendment:

Substitute for House File No. 28, a bill for an act to amend chapter 165, public acts of the Seventeenth General Assembly, relating to capital punishment.

Also, that the Senate has passed House File No. 24, a bill for an act legalizing the incorporation and ordinances of the town of South Springs, Howard county, Iowa, with amendments herewith submitted: Insert after the word "Springs," in the fifth line of section 1, the words, "so far as valid and legal but for such defective organization," and insert after the word "and," in the seventh line of section 1, the words, "all their acts," and insert after the word "valid," in the ninth line of section 1, the words, "to the same extent as if said organization had been made in accordance with law."

A. T. McCARGAR, *Secretary.*

Pending the reading of the journal of yesterday, on motion of Mr. Carson the further reading of the same was dispensed with.

The Speaker presented a report from the Secretary of State.

On motion of Mr. Duncombe the report was ordered printed.

PETITIONS.

Messrs. Wood, Dean, Simpson and Harvey presented petitions asking that the right of suffrage be extended to women.

Referred to the Committee on Constitutional Amendments.

Mr. King presented a petition of citizens of Washington and Jones counties, in reference to dental department in State University.

Referred to the Committee on State University.

Mr. Lake presented a petition asking amendment to section 2590 of the Code.

Referred to the Committee on Judiciary.

Mr. Yoran presented a petition asking a repeal of the present law of the State which exempts church property from taxation.

Referred to Committee on Ways and Means.

Mr. Yoran presented a petition in reference to the publication of Supreme Court reports.

Referred to the Committee on Judiciary.

Mr. Scott presented a petition from citizens of Cedar county, asking the establishment of a dental department in the State University.

Referred to the Committee on State University.

Mr. Patterson presented a petition of citizens of Mitchell county, in reference to an amendment to the militia law of the State of Iowa.

Referred to the Committee on Military Affairs.

Mr. Carson presented a petition of citizens of Pottawattamie county, asking that the law be amended relating to fishways.

Referred to Committee on Fish and Game.

INTRODUCTION OF BILLS.

Mr. Reck introduced House File No. 249, a bill for an act providing for a uniform system of text-books for schools, and giving school districts power to provide text-books.

Read a first and second time and referred to the Committee on Schools.

Mr. Terry introduced House File No. 250, a bill for an act for the protection of stock breeders, and to make the price of the services of a stallion a lien on the foal and mare.

Read first and second time and referred to the Committee on Agriculture.

Mr. Brown of Linn introduced House File No 251, a bill for an act to repeal sections 1446, 1450, 1451, 1452 and 1453, chapter 70, of acts of the Fifteenth General Assembly.

Read first and second time, and referred to the Committee on Agriculture.

MESSAGES ON THE SPEAKER'S TABLE.

House File No. 24 was taken up, with Senate amendment.

On the question shall the House concur in the Senate amendment? the yeas and nays were as follows—

The yeas were:

Messrs. Baker, Barnes, Bicknell, Bloom, Bosworth, Bridges, Brown of Linn, Caldwell, Carson, Casey, Cochran, Colton, Coomes, Dean, Dotson, Downing, Duncombe, Dungan, Egbert, Francis, Glasgow, Harvey, Hayden, Hays, Homan, Hull, Hutchison of Wapello, Jennings, Jordan, King, Lake, Lambert, Lewis of Fayette, Lewis of Mills,

Lucas, Martindale, McDaid, Merten, Mueller, Muncey, Nichols, O'Brien, Palmer, Parker, Patterson, Payne, Pearson, Perrin, Reck, Richardson of Harrison, Richardson of Jackson, Richey, Robb, Russell, Scott, Seaman, Simpson, Stephens, Stockton, Struble, Terry, Tilton, Tool, Wagner, Wolfe, Wood, Yorán, and Mr. Speaker—68.

The nays were—None.

Absent or not voting:

Messrs. Beach, Belfrage, Blair, Brown of Dickinson, Clayton, Cobbe, Ehl, Epperson, Evans, Fisher, Gay, Hixson, Hornaday, Hubbell, Hutchison of Calhoun, Knight, Laub, Lyon, Mackey, McGregor, Nagle, Newbold, Porter, Prouty, Stout, Stutsman, Van Staden, Wadleigh, Webster, Whaley, Wicks, and Williams—32.

So the House concurred in the Senate amendment.

Leave of absence was granted Mr. Van Staden until Saturday; also Messrs. Williams, Fisher and Mackey.

BILLS ON SECOND READING.

House File No. 141 was taken up, with report of committee recommending that it do pass, with amendment.

Mr. Glasgow moved that the consideration of the bill be postponed until the 17th of February.

The motion prevailed.

House File No. 53, a bill for an act providing for the appraisal of property sold on chattel mortgage, and for the fees of the officers conducting the sale, with report of committee recommending it do pass, was taken up, considered, and the report of the committee was adopted.

Ordered engrossed for third reading.

House File No. 57, a bill for an act to repeal section 520 of chapter 10 of title 4 of the Code of Iowa, with report of committee recommending it do pass, was taken up, considered, and the report of the committee was adopted.

Ordered engrossed for third reading.

House File No. 15, a bill for an act to regulate the sale of patent right territory, with report of committee recommending it do pass, was taken up, considered, and the report of the committee was adopted.

Ordered engrossed for third reading.

House File No. 50, a bill for an act to repeal sections 1998 and 1999, chapter 8, title 13 of the Code, and enact a substitute therefor, with report of committee recommending a substitute, was taken up, considered, and the report of the committee was adopted.

Ordered engrossed for third reading.

House File No. 150, a bill for an act to legalize the incorporation of the town of Birmingham, Van Buren county, Iowa, with report of committee recommending do pass with amendments, was taken up, considered, and the report of the committee adopted.

Ordered engrossed for third reading.

House File No. 43, a bill for an act authorizing city councils in incorporated cities having a population of ten thousand inhabitants, with report of committee recommending do pass, was taken up, considered, and the report of the committee adopted.

Mr. Stockton moved to strike out the word "selected" and insert "appointed."

Motion prevailed.

Mr. Harvey moved to recommit to the Committee on Cities and Towns.

House File No. 7, a bill for an act to amend sections 1719 and 1808 of the Code of 1873, with report of committee recommending do pass, with amendment, was taken up, considered, and the report of the committee was adopted.

Ordered engrossed for third reading.

House File No. 187, a bill for an act to amend section 602, chapter 3, title 5 of the Code, with report of committee recommending do pass, was taken up, considered, and the report of the committee was not adopted, and the House refused to order the bill engrossed for third reading.

House File No. 47, a bill for an act to amend chapter 65 of the public acts of the Fifteenth General Assembly, with report of committee recommending do pass, was taken up, considered, and the report of the committee was adopted.

Ordered engrossed for third reading.

House File No. 143, a bill for an act amendatory to section 2049 of the Code of 1873, with report of committee recommending do pass, with amendments, was taken up, considered, and the report of the committee was adopted.

Mr. Stockton moved that the further consideration of the bill be postponed until Thursday, February 11.

The motion prevailed.

House File No. 104, a bill for an act to protect keepers of livery stables and herders and stock feeders, with report of committee recommending do pass with amendment, was taken up, considered, and the report of the committee was adopted.

Ordered engrossed for third reading.

House File No. 68, a bill for an act to amend sections 2117, 2118 and 2119 of the Code, with report of committee recommending do pass, was taken up, considered, and the report of the committee was adopted.

Mr. Duncombe moved that the rule be suspended and the bill be considered engrossed, and read a third time now, which prevailed, and the bill was read a third time.

The question being, shall the bill pass?

The yeas were:

Messrs. Baker, Barnes, Bicknell, Blair, Bloom, Bosworth, Bridges, Brown of Linn, Caldwell, Carson, Casey, Cochran, Colton, Coomes, Dean, Dotson, Downing, Duncombe, Dungan, Egbert, Francis, Glasgow, Harvey, Hayden, Hays, Homan, Hubbell, Hull, Hutchison of Wapello, Jennings, Jordan, King, Lake, Lambert, Laub, Lewis of Fayette, Lewis of Mills, Lucas, Martindale, McDaid, Merten, Mueller, Muncey, Nichols, O'Brien, Palmer, Parker, Patterson, Payne, Pearson, Perrin, Reck, Richardson of Harrison, Richardson of Jackson, Richey, Robb, Russell, Scott, Seaman, Simpson, Stephens, Stockton, Struble, Terry, Tilton, Tool, Wagner, Wolfe, Wood, Yoran, and Mr. Speaker—71.

The nays were—None.

Absent or not voting:

Messrs. Beach, Belfrage, Brown of Dickinson, Clayton, Cobbey, Ehl, Epperson, Evans, Fisher, Gay, Hixson, Hornaday, Hutchison of Calhoun, Knight, Lyon, Mackey, McGregor, Nagle, Newbold, Porter, Prouty, Stout, Stutsman, Van Staden, Wadleigh, Webster, Whaley, Wicks, and Williams—29.

So the bill passed, and the title was agreed to.

Senate File No. 58, a bill for an act in relation to loaning and management of the permanent school fund, with report of committee recommending do pass, was taken up, considered, and the report of the committee was adopted.

On motion of Mr. Duncombe, the bill was referred to the Committee on Judiciary.

House File No. 126, a bill for an act to amend sections 874 and 3833 of the Code, relating to fees for printing delinquent tax list, with report of committee recommending do pass, was taken up, considered, and the report of the committee was adopted.

On motion of Mr. King, the bill was referred to the Committee on Printing.

House File No. 135, a bill for an act relating to enclosure in common and to define the time in which grain grown therein shall be removed therefrom, with report of committee recommending do not pass, was taken up, considered, and the report of the committee was adopted.

House File No. 179, a bill for an act to amend section 969 of the Code, in regard to working roads and highways, with report of committee recommending substitute, was taken up, considered, and the report of the committee was adopted.

Bill was ordered engrossed for a third reading.

On motion of Mr. Lake, House File No. 118, a bill for an act to amend section 2372 of the Code, was taken up and read a third time.

The question being, shall the bill pass?

The yeas were:

Messrs. Baker, Barnes, Bicknell, Bloom, Bosworth, Bridges, Brown of Linn, Caldwell, Carson, Casey, Cochran, Colton, Coomes, Dean, Dotson, Downing, Duncombe, Dungan, Egbert, Francis, Glasgow, Harvey, Hayden, Hays, Homan, Hubbell, Hull, Hutchison of Wapello, Jennings, Jordan, King, Lake, Lambert, Laub, Lewis of Fayette, Lewis of Mills, Lucas, Martindale, McDauid, Merten, Mueller, Muncey, Nichols, O'Brien, Palmer, Parker, Patterson, Payne, Pearson, Perrin, Reck, Richardson of Harrison, Richardson of Jackson, Richey, Robb, Scott, Seaman, Simpson, Stephens, Stockton, Struble, Terry, Tilton, Tool, Wagner, Wolfe, Wood, and Yoran—68.

The nays were:

Messrs. Blair, Russell, and Mr. Speaker—3.

Absent or not voting:

Messrs. Beach, Belfrage, Brown of Dickinson, Clayton, Cobbey, Ehl, Epperson, Evans, Fisher, Gay, Hixson, Hornaday, Hutchison of Calhoun, Knight, Lyon, Mackey, McGregor, Nagle, Newbold, Porter, Prouty, Stout, Stutsman, Van Staden, Wadleigh, Webster, Whaley, Wicks, and Williams—29.

So the bill passed, and the title was agreed to.

House File No. 159, a bill for an act to amend section 3895, chapter 3, title 4 of the Code, with report of committee recommending that it be indefinitely postponed, was taken up, considered, and the report of the committee was adopted.

House File No. 127, a bill for an act to amend section 513, chapter 10, title 4 of the Code, with report of committee recommending it do pass, was taken up, considered, and the report of the committee was adopted.

Bill was ordered engrossed for a third reading.

House File No. 120, a bill for an act to provide that lands to be laid out in city lots, etc., with report of committee recommending amendments, was taken up, considered, and the report of the committee was adopted.

Mr. Struble moved that the rule be suspended and the bill be considered engrossed and read a third time now, which prevailed, and the bill was read a third time.

The question being, shall the bill pass?

The yeas were:

Messrs. Baker, Barnes, Bicknell, Blair, Bloom, Bosworth, Bridges, Brown of Linn, Caldwell, Carson, Casey, Cochran, Colton, Coomes, Dean, Dotson, Downing, Duncombe, Dungan, Egbert, Francis, Glasgow, Harvey, Hayden, Hays, Homan, Hubbell, Hull, Hutchison of Wapello, Jennings, Jordan, King, Lake, Lambert, Laub, Lewis of Fayette, Lewis of Mills, Lucas, Martindale, McDaid, Merten, Mueller, Muncey, Nichols, O'Brien, Palmer, Parker, Patterson, Payne, Pearson, Perrin, Reck, Richardson of Harrison, Richardson of Jackson, Richey, Robb, Russell, Scott, Seaman, Simpson, Stephens, Stockton, Struble, Terry, Tilton, Tool, Wagner, Wolfe, Wood, and Yoran—70.

The nays were—None.

Absent or not voting:

Messrs. Beach, Belfrage, Brown of Dickinson, Clayton, Cobbey, Ehl, Epperson, Evans, Fisher, Gay, Hixson, Hornaday, Hutchison of Calhoun, Knight, Lyon, Mackey, McGregor, Nagle, Newbold, Porter, Prouty, Stout, Stutsman, Van Staden, Wadleigh, Webster, Whaley, Wicks, Williams, and Mr. Speaker--30.

So the bill passed, and the title was agreed to.

House File No. 137, a bill for an act to provide for the publication of the laws, with report of committee recommending it be indefinitely postponed, was taken up, considered, and the report of the committee was adopted.

House File No. —, a bill for an act to repeal section 591, chapter 1, title 4 of the Code, etc., with report of committee recommending it do pass, was taken up, considered, and the report of the committee was adopted.

Pending consideration of the bill, on motion of Mr. Palmer, the House adjourned until to-morrow morning at 10 o'clock.

HALL OF HOUSE OF REPRESENTATIVES, }
DES MOINES, IOWA, February 6, 1880. }

House met pursuant to adjournment, the Speaker in the chair.
Prayer by the Rev. D. R. Lucas.

MESSAGE FROM THE SENATE.

The following message was received from the Senate:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has passed the following bills, in which the concurrence of the House is asked:

Senate File No. 37, a bill for an act to repeal chapter 113 of the acts of the Seventeenth General Assembly, entitled an act in relation to the no voting of presidents of school boards of independent school districts.

Senate File No. 53, a bill for an act to protect the dairy interests, and for the punishment of fraud connected therewith.

Also, concurrent resolution relative to joint convention for the purpose of electing Wardens for the penitentiaries, State Printer and State Binder.

A. T. McCARGAR, *Secretary.*

Pending the reading of the journal of yesterday, on motion of Mr. Stephens, the further reading of the same was dispensed with.

The Speaker presented a communication from the Auditor of State. Read and passed on file.

On motion of Mr. Duncombe, ordered printed.

UNFINISHED BUSINESS.

House File No. 175, a bill for an act to repeal section 591, chapter 1, title 5 of the Code, with report of committee recommending it do pass, was taken up, considered, and the report of the committee was adopted.

Ordered engrossed for a third reading.

PETITIONS.

Mr. Dean presented a petition from citizens asking the taxation of church property.

Read and referred to the Committee on Ways and Means.

Mr. Hull presented a petition from citizens of Winnebago county, for the relief of P. H. Peterson.

Referred to the Committee on Judiciary.

Mr. Jennings presented a petition from the citizens of Boone county, asking the amendment of section 1555 of the Code of 1873.

Referred to the Committee on Suppression of Intemperance.

Messrs Nichols and Robb presented petitions from citizens of West Liberty and Albia, in reference to woman suffrage.

Referred to Committee on Constitutional Amendments.

Mr. Hutchison of Wapello presented a petition from the Women's Christian Temperance Union of Wapello county, in reference to constitutional amendment to prohibit manufacture and sale of intoxicating liquors.

Placed on file.

Mr. Hutchison of Wapello and Mr. Laub presented petitions in reference to wine and beer exception and constitutional amendment.

Referred to the Committee on Suppression of Intemperance.

Messrs. Egbert, Baker, Cochran, Muncey, Francis, King, Dungan, Payne, Simpson and Bicknell presented petition from their various counties in reference to woman suffrage.

Referred to the Committee on Constitutional Amendments.

Mr. Lake presented a petition from citizens of Clinton county in reference to license law.

Referred to the Committee on Cities and Towns.

Mr. Muncey presented a petition from 67 citizens of Chickasaw county, asking for an appropriation to aid in prosecuting drive-well suits.

Referred to the Committee on Ways and Means.

Mr. Muncey presented a petition of the tax-payers of Buchanan county, in reference to the jurisdiction of justices of the peace.

Referred to the Committee on Judiciary.

Mr. Francis presented a petition of 39 citizens of Madison county for repeal of wine and beer exception.

Referred to the Committee on Suppression of Intemperance.

Mr. Stutsman presented a petition of citizens of Charles City, in reference to granting the right of suffrage to women.

Referred to the Committee on Judiciary.

Mr. Bicknell presented a petition of members of the bar of Humboldt county, in reference to publication of Supreme Court reports.

Referred to the Committee on Judiciary.

Mr. Yoran presented a petition from citizens of his county asking that the right of suffrage be extended to women.

Referred to the Committee on Judiciary.

Mr. Perrin presented a petition from Chickasaw county, in reference to publication of Supreme Court reports.

Referred to the Committee on Judiciary.

Mr. Perrin presented a petition from citizens of Chickasaw county asking for the passage of an act by which boundaries of independent school districts can be changed.

Referred to the Committee on Schools.

Mr. Scott presented a petition from attorneys and other citizens of Cedar county, in reference to the publication of Supreme Court reports.

Referred to the Committee on Judiciary.

REPORTS OF COMMITTEES.

Mr. Parker, from the Committee on Judiciary, submitted the following report:

MR. SPEAKER—Your Committee on Judiciary, to whom was referred House File No. 200, a bill for an act amendatory to section 218, chapter 9, title 3 of the Code of 1873, in reference to disbarring attorneys,

beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that it be indefinitely postponed.

J. M. PARKER, *Chairman.*

Ordered passed on file.

Also:

MR. SPEAKER—Your Committee on Judiciary, to whom was referred House File No. 129, a bill for an act to regulate admission to practice as attorneys and counselors in the courts of this State, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that it be amended as follows: In the second line of section 5, after the words "United States," add "or any foreign State." In the sixth line, strike out "one" and insert "three"; and add to section 5 the following: "*Provided*, that in case the practice of such applicant shall have been less than three years, he may be admitted forthwith by passing the examination provided in this act," and so amended, that the bill do pass.

J. M. PARKER, *Chairman.*

Ordered passed on file.

Mr. Reck, from the Committee on Enrolled Bills, submitted the following report:

MR. SPEAKER—Your Committee on Enrolled Bills respectfully report that they have examined the following memorial and find the same correctly enrolled: A memorial of the General Assembly of the State of Iowa, relating to the Des Moines river lands

A. C. RECK, *Chairman.*

Mr. Parker, from the Committee on Judiciary submitted the following report:

MR. SPEAKER—Your Committee on Judiciary, to whom was referred House File No. 5, a bill for an act in relation to attorneys' fees on notes and other written contracts, beg leave to report that they have had the same under consideration, and have instructed me to report the same back to the House with the recommendation that it be indefinitely postponed, for the reason that a bill of the same kind has passed the House.

J. M. PARKER, *Chairman.*

Ordered passed on file.

Also:

MR. SPEAKER—Your Committee on Judiciary, to whom was referred House File No. 125, a bill for an act to amend section 1923 of the Code of 1873, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that it be indefinitely postponed.

J. M. PARKER, *Chairman.*

Ordered passed on file.

Also:

MR. SPEAKER—Your Committee on Judiciary, to whom was referred House File No. 165, a bill for an act to give a change of the place of trial in civil cases, beg leave to report that they have had the same under consideration, and have instructed me to report the same back to the House with the recommendation that it be indefinitely postponed.

J. M. PARKER, *Chairman.*

Ordered passed on file.

Also:

MR. SPEAKER—Your Committee on Judiciary, to whom was referred House File No. 155, a bill for an act to legalize the sale by the Auditor of Tama county, Iowa, of certain school land, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that it do pass.

J. M. PARKER, *Chairman*.

Ordered passed on file.

Also:

MR. SPEAKER—Your Committee on Judiciary, to whom was referred House File No. 168, a bill for an act to repeal section 3513, chapter 1, title 21 of the Code, and enact a substitute therefor, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that it be indefinitely postponed.

J. M. PARKER, *Chairman*.

Ordered passed on file.

Also:

MR. SPEAKER—Your Committee on Judiciary, to whom was referred House File No. 102, a bill for an act to legalize the incorporation, ordinances and acts of the officers of the town of Malvern, in the county of Mills, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that it do pass.

J. M. PARKER, *Chairman*.

Ordered passed on file.

Mr. Brown of Linn moved to reconsider the vote by which House File No. 15 was ordered engrossed for a third reading.

On motion of Mr. Brown of Linn it was made a special order for Monday, February the 9th, at 11 o'clock.

INTRODUCTION OF BILLS.

Mr. Simpson introduced House File No. 252, a bill for an act to repeal chapter 77, acts of the Seventeenth General Assembly, entitled, an act to repeal chapter 68, acts of the Fifteenth General Assembly, and provide for the establishment of a Board of Railroad Commissioners, and defining their duties and term of office.

Read first and second time, and referred to the Committee on Judiciary.

Mr. Laub introduced House File No. 253, a bill for an act to amend section 379 of the Code.

Read first and second time and referred to the Committee on Judiciary.

Mr. Laub introduced House File No. 254, a bill for an act to change section 3507 of the Code.

Read first and second time, and referred to the Committee on Judiciary.

Mr. Hutchison of Calhoun introduced House File No. 255, a bill for an act to repeal section 1455 of chapter 3, title 11 of the Code of 1873,

relating to assessment of damages by township trustees, and appeals therefrom, and to enact a substitute therefor.

Read first and second time, and referred to Committee on Judiciary.

Mr. Lake introduced House File No. 256, a bill for an act to amend section 2590 of the Code of Iowa.

Read first and second time, and referred to the Committee on Judiciary.

Mr. Lucas introduced House File No. 257, a bill for an act to authorize county auditors to take acknowledgements of deeds and other instruments affecting real estate, being amendatory of section 1955, chapter 6, title 13 of the Code.

Read first and second time.

Mr. Lucas moved that the rule be suspended, the bill be considered engrossed and read a third time now.

The motion did not prevail.

The bill was referred to the Committee on Judiciary.

Mr. Palmer introduced House File No. 258, a bill for an act to establish a State Board of Health in the State of Iowa; to provide for the appointment of a superintendent of vital statistics, and to assign certain duties to local boards of health.

Read a first and second time and referred to the Committee on Medicine and Surgery.

Mr. Palmer introduced House File No. 259, a bill for an act to regulate the practice of medicine and surgery in the State of Iowa.

Read first and second time, and referred to the Committee on Medicine and Surgery.

Mr. Payne introduced House File No. 260, a bill for an act prohibiting municipalities from giving aid to railroads or any other private corporation.

Read a first and second time and referred to the Committee on Railroads.

Mr. Richey introduced House File No. 261, a bill for an act to legalize the action of townships that adopted the herd law under section 1458 of the Code.

Read first and second time and referred to the Committee on County and Township Organization.

Mr. Struble introduced House File No. 262, a bill for an act to repeal section 2080, chapter 3, title 14 of the Code, relating to usury, and providing a substitute therefor.

Read first and second time, and referred to the Committee on Judiciary.

Mr. Struble introduced House File No. 263, a bill for an act to amend chapter 10, title 2 of the Code.

Read first and second time and referred to the Committee on Judiciary.

Mr. Struble introduced House File No. 264, a bill for an act to amend section 291 of the Code, relating to the levy of taxes to pay county bonded indebtedness and to prohibit the excessive levy of taxes.

Read first and second time and referred to the Committee on Judiciary.

CONCURRENT RESOLUTION.

Mr. Harvey offered the following resolution, which, on motion of Mr. Parker, was referred to the Committee on Public Buildings.

Be it resolved by the House of Representatives, the Senate concurring, That the Capitol Commissioners be and they are hereby authorized to arrange with the city of Des Moines for the construction of the sewer along Locust street from the capitol, so that instead of emptying into the Des Moines river at the intersection of said street the sewerage shall be carried by an intercepting sewer along Front street, down the river, and empty into said river opposite the mouth of the Raccoon river: *provided*, the sewer from the capitol to said intercepting sewer shall be built under the direction or with the approval of said commissioners. And *provided further*, That said commissioners shall not expend or incur liability on behalf of the State, in construction of said sewer, any sum in excess of the amount already appropriated for that purpose.

RESOLUTION.

Mr. Payne offered the following resolution, which was not adopted:

Resolved, That this House hold two sessions each day until further ordered.

MESSAGE ON THE SPEAKERS' TABLE.

Concurrent resolution of the Senate relative to meeting in joint convention February 10, 1880, at 3 o'clock P. M., for the purpose of the election of Wardens for the penitentiaries at Ft. Madison and Anamosa, State Printer and State Binder, was taken up and adopted.

Senate File No 37, a bill for an act repealing chapter 113 of the acts of the Seventeenth General Assembly, in relation to the voting of presidents of school boards.

Read a first and second time, and referred to the Committee on Schools.

Senate File No. 53, a bill for an act to protect the dairy interests, and for the punishment of fraud connected therewith.

Read first and second time, and referred to the Committee on Agriculture.

REPORT OF COMMITTEE.

Leave was granted Mr. Wood to submit a report from the Committee on Compensation of Public Officers.

Mr. Wood, from the Committee on Compensation of Public Officers, submitted the following report:

MR. SPEAKER—Your Committee on Compensation of Public Officers, to whom was referred House File No. 123, a bill for an act to reduce and readjust the salaries of State and county officers, beg leave to report that they have had the same under consideration, and have instructed me to report the sections 3764, 3765, 3766 and 3767, relating to State Printer and Binder, back to the House with the recommendation that they be referred to the Committee on Printing.

WOOD, *Chairman.*

Ordered passed on file.

BILLS ON SECOND READING.

House File No. 1, a bill for an act prohibiting any person from holding more than two consecutive terms of certain county and school district offices, with report of committee recommending it do pass, was taken up, considered, and the report of the committee was adopted.

Mr. King moved to amend, and to strike out "county auditor and clerk."

Mr. Glasgow moved to amend the amendment, and strike out "sheriff."

The motion to amend the amendment did not prevail.

The question to strike out "auditor" did not prevail.

Also, the question recurring on the amendment to strike out "county clerk" was decided in the negative.

The hour having arrived for the consideration of the special order, joint resolution relative to a proposed amendment to the Constitution, to strike out the word "relate" in section 1, article 2, also section 4, article 3, was taken up and considered.

The question recurring on the adoption of the report of the committee, it prevailed.

Question, shall the joint resolution reported by the committee be adopted?

Mr. Cobbey moved that the House do now adjourn.

The motion did not prevail.

Mr. Prouty moved that the House take a recess for two hours.

The motion did not prevail.

Mr. Hays moved that the House do now adjourn.

Motion did not prevail.

Mr. Prouty moved the previous question, which was seconded.

The question, shall the main question be now put? prevailed.

Question, shall the resolution be adopted?

The yeas and nays were as follows—

The yeas were:

Messrs. Baker, Bicknell, Blair, Bosworth, Bridges, Carson, Cobbey, Cochran, Coomes, Dean, Dotson, Downing, Dungan, Egbert, Evans, Francis, Harvey, Hayden, Hixson, Homan, Hubbell, Hull, Hutchison of Calhoun, Hutchison of Wapello, Jennings, Jordan, King, Laub, Lewis of Mills, Lucas, Martindale, McDaid, Muncey, Nichols, Parker, Patterson, Payne, Pearson, Perrin, Prouty, Reek, Richey, Robb, Russell, Scott, Stephens, Stockton, Stout, Stutsman, Terry, Tilton, Tool, Webster, Wood, Yoran, and Mr. Speaker—56.

The nays were:

Messrs. Barnes, Bloom, Brown of Linn, Caldwell, Casey, Colton, Glasgow, Hays, Lake, Lambert, Lewis of Fayette, Merten, Mueller, O'Brien, Palmer, Richardson of Harrison, Richardson of Jackson, Seaman, Simpson, Struble, Van Staden, Wagner, and Wolfe—23.

Absent or not voting:

Messrs. Beach, Belfrage, Brown of Dickinson, Clayton, Duncombe, Ehl, Epperson, Fisher, Gay, Hornaday, Knight, Lyon, Mackey, McGregor, Nagle, Newbold, Porter, Wadleigh, Whaley, Wicks, and Williams—21.

So the resolution prevailed

On motion of Mr. Stephens, the House adjourned.

HALL OF HOUSE OF REPRESENTATIVES, }
 Des Moines, Iowa, February 7, 1880. }

House met pursuant to adjournment, Speaker in the chair.
 Prayer by Rev. W. W. Thorpe.

MESSAGE FROM THE SENATE.

The following message was received from the Senate:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has passed House File No. 32, a bill for an act to legalize the acts of the board of trustees of the town of Olin, Jones county, Iowa, with accompanying amendments: Insert after the word "Iowa," in the sixth line of section 2, the words, "and the 'Iowa State Register,' a newspaper published at Des Moines, Iowa"; and that it was further amended by fixing a title at the head of the bill.

Also, the Senate has passed the accompanying substitute for House joint resolution relative to regulating and controlling inter-State commerce.

Also, that the Senate has concurred in House concurrent resolution relative to fixing the time in which appropriation bills shall be presented, with the following amendments: Strike out of the fifth and sixth lines the words, "Thursday, the fourth week of the session," and insert in lieu thereof the words, "the 17th inst." Also, strike from the twelfth and thirteenth lines the words, "Thursday, the sixth week of the session," and insert in lieu thereof the words, "the first day of March."

Also, that the Senate has indefinitely postponed House concurrent resolution relative to the publication of laws of the Eighteenth General Assembly in "Der Demokrat," a newspaper published at Davenport, Iowa.

A. T. McCARGAR, *Secretary*.

Pending the reading of the journal of yesterday, on motion of Mr. Simpson further reading of same was dispensed with.

COMMUNICATION ON SPEAKER'S TABLE.

The Speaker laid before the House a communication from the Governor in reference to the pardon of Wm. Riley, with accompanying documents.

On motion of Mr. Carson, the communication, with accompanying documents, was referred to the Committee on Judiciary.

UNFINISHED BUSINESS.

• Joint resolution proposing to amend section 4, article 3 of the Constitution of the State of Iowa, was taken up.

Leave was granted Messrs. Newbold, Clayton and Wicks to record

their votes "aye" on the proposed amendment to the Constitution, to strike out section 1, article 3, which was adopted yesterday.

And Messrs. Ehl and Mackey to record their votes "no" on the same proposed amendment.

The question recurring on the adoption of the proposed amendment to section 4, article 3 of the Constitution, the yeas and nays were as follows—

The yeas were:

Messrs. Baker, Bicknell, Blair, Bosworth, Bridges, Carson, Clayton, Cobbey, Cochran, Coomes, Dean, Dotson, Downing, Dungan, Evans, Francis, Harvey, Hayden, Hixson, Homan, Hubbell, Hull, Hutchison of Calhoun, Hutchison of Wapello, Jennings, King, Laub, Lewis of Mills, Lucas, Lyon, Martindale, McDaid, Muncey, Newbold, Nichols, Parker, Patterson, Payne, Pearson, Perrin, Prouty, Reck, Richardson of Harrison, Richey, Robb, Russell, Scott, Stephens, Stockton, Stout, Stutsman, Terry, Tilton, Tool, Webster, Wicks, Wood, and Mr. Speaker—58.

The nays were:

Messrs. Barnes, Belfrage, Bloom, Brown of Linn, Caldwell, Casey, Colton, Duncombe, Egbert, Ehl, Fisher, Glasgow, Hays, Jordan, Knight, Lake, Lambert, Lewis of Fayette, Mackey, Merten, Mueller, O'Brien, Palmer, Richardson of Jackson, Seaman, Simpson, Struble, Van Staden, Wagner, Wolfe, and Yorán—31.

Absent or not voting:

Messrs. Beach, Brown of Dickinson, Epperson, Gay, Hornaday, McGregor, Nagle, Porter, Wadleigh, Whaley, and Williams—11.

So the bill passed, and the title was agreed to.

House File No. 1, a bill for an act prohibiting any person from holding more than two consecutive terms of certain county and school district offices, was taken up.

Mr. Stephens moved to amend by adding "County Recorder and Coroner."

Mr. Harvey moved to recommit the bill, with amendment, to the Committee on Judiciary.

Mr. Cobbey moved the previous question, which was not seconded.

Mr. Downing moved that the House do now adjourn.

The motion did not prevail.

Mr. Wood moved the previous question, which was seconded.

Question, shall the main question be now put? was decided in the affirmative.

The question recurring, shall the bill and amendment be referred to the Committee on Judiciary? did not prevail.

On the motion to amend by inserting Recorder and Coroner to section 2, prevailed.

The question recurring on the engrossment of the bill for third reading, the yeas and nays were as follows—

The yeas were:

Messrs. Belfrage, Bosworth, Caldwell, Casey, Cochran, Downing, Duncombe, Fisher, Hays, Hull, Jennings, King, Laub, Lewis of Mills, Mackey, Patterson, Perrin, Richardson of Harrison, Richardson of Jackson, Simpson, Stephens, Stout, Wood, and Mr. Speaker—24.

The nays were:

Messrs. Baker, Barnes, Bicknell, Blair, Bloom, Bridges, Brown of

Linn, Carson, Clayton, Cobbey, Colton, Coomes, Dean, Dotson, Dungan, Ehl, Evans, Francis, Glasgow, Harvey, Hayden, Hixson, Homan, Hubbell; Hutchison of Calhoun, Hutchison of Wapello, Jordan, Knight, Lake, Lambert, Lewis of Fayette, Lucas, Lyon, Martindale, McDaid, Merten, Mueller, Muncey, Newbold, Nichols, O'Brien, Palmer, Parker, Payne, Pearson, Prouty, Reck, Richey, Robb, Russell, Scott, Seaman, Stockton, Struble, Stutsman, Terry, Tilton, Tool, Van Staden, Wagner, Webster, Wicks, Wolfe, and Yoran—64.

Absent or not voting:

Messrs. Beach, Brown of Dickinson, Egbert, Epperson, Gay, Hornaday, McGregor, Nagle, Porter, Wadleigh, Whaley, and Williams—12.

So the bill was lost of engrossment.

On motion of Mr. Wood, the House adjourned.

HALL OF HOUSE OF REPRESENTATIVES, }
DES MOINES, IOWA, February 9, 1880. }

House met pursuant to adjournment, the Speaker in the chair.

Prayer by Rev. A. L. Frisbie.

Pending the reading of the journal of yesterday, Mr. Clayton moved that further reading of the same be dispensed with.

The motion did not prevail.

MESSAGE FROM THE SENATE.

The following message was received from the Senate:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has passed the following bills, in which the concurrence of the House is asked:

Senate File No. 71, a bill for an act to amend section 2741 of the Code, in relation to the trial and appeal of ordinary actions.

Also, Senate File No. 89, a bill for an act to amend sections 3793 and 3797 of the Code, relating to the fees of county treasurers and auditors.

Also, that the Senate has passed House File No. 129, a bill for an act to repeal chapter 171 of the acts of the Seventeenth General Assembly, relating to changes of venue in certain criminal cases, with the following amendment—

Add to bill, section 2: SECTION 2. This bill, being deemed of immediate importance, shall be in force and take effect from and after its publication in the "Iowa State Register" and "Iowa State Leader," newspapers published at Des Moines, Iowa.

A. T. McCARGAR, *Secretary.*

PETITIONS.

The Speaker presented a communication from the Auditor of State in reference to the compensation of county officers.

On motion of Mr. Wood it was ordered printed.

Mr. Brown of Dickinson presented a petition of E. B. Saped and others in reference to publication of Supreme Court reports.

Referred to the Committee on Judiciary.

Mr. Cobbey presented a petition from citizens of the city of Vinton and Vinton township in reference to township officers.

Referred to the Committee on County and Township Organization.

Messrs. Porter and Simpson presented petitions from citizens of their counties in reference to publication of Supreme Court reports.

Referred to the Committee on Judiciary.

Mr. Wicks presented a petition from citizens of Shelby county in reference to damming streams for mill purposes.

Referred to the Committee on Fish and Game.

Mr. Lucas presented a petition from citizens of Story county in reference to constitutional amendment to prohibit the manufacture and sale of intoxicating liquors.

Referred to the Committee on Suppression of Intemperance.

Mr. Bicknell presented a petition from the citizens of Palo Alto county in reference to publication of Supreme Court reports.

Referred to the Committee on Judiciary.

Mr. Bicknell presented a petition from citizens of Emmet county asking for an additional Fish Commissioner.

Referred to the Committee on Fish and Game.

Messrs. Lewis of Fayette, Newbold, Nichols and Mr. Speaker presented petitions from citizens of their respective counties asking an appropriation to assist in defending in suits against the Green drive-well patent.

Referred to the Committee on Appropriations.

Mr. Merten presented a petition from citizens in reference to prohibiting the manufacture and sale of intoxicating liquors.

Referred to the Committee on Suppression of Intemperance.

Mr. McDaid presented a petition in reference to publication of Supreme Court reports.

Referred to the Committee on Judiciary.

Mr. McDaid presented a memorial from county auditors recommending change in certain laws of the State.

Referred to the Committee on Ways and Means.

Mr. King presented a petition from the citizens of Keokuk in reference to establishing dental department in State University.

Referred to the Committee on Medicine and Surgery.

Mr. Wagner presented a petition from citizens of Burlington in reference to dental department in State University.

Referred to the Committee on Medicine and Surgery.

Mr. Palmer presented a petition from citizens of Guthrie county in reference to constitutional amendment to prohibit the manufacture and sale of intoxicating liquors.

Referred to the Committee on Suppression of Intemperance.

Mr. Barnes presented a petition in reference to school officers.

Referred to the Committee on Schools.

REPORTS OF COMMITTEES.

Mr. Cobbey, from the special committee to whom House File No. 241 was referred, submitted the following report:

MR. SPEAKER—Your special committee to whom was referred House File No. 241, a bill for an act to amend chapter 34 of the acts of the Fifteenth General Assembly, beg leave to report that they have had the same under consideration and report the same back to the House with the recommendation that it do pass.

J. E. COBBEY, *Chairman*,
O. COOMES,
S. S. SIMPSON.

Mr. Parker, from the Committee on Judiciary, submitted the following report.

MR. SPEAKER—Your Committee on Judiciary, to whom was referred House File No. 7, a bill for an act to amend section 2951 of the Code, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the substitute of the committee be adopted, and when adopted that it do pass.

J. M. PARKER, *Chairman*.

Ordered passed on file.

Mr. Hutchison, from the Committee on Public Buildings, submitted the following report:

MR. SPEAKER—Your Committee on Public Buildings, to whom was referred resolution adopted by the House January 26, 1880, concerning completion of capitol building and apartments thereof, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the itemized statements herewith accompanying furnished your committee through the Capitol Commissioners, said itemized statements showing the information called for by said resolution.

J. G. HUTCHISON, *Chairman*.

Ordered passed on file.

Also:

MR. SPEAKER—Your Committee on Public Buildings, to whom was referred concurrent resolution in regard to construction of a sewer from the capitol building, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that it do pass.

J. G. HUTCHISON, *Chairman*.

Ordered passed on file.

Mr. Bosworth, from the Committee on Engrossed Bills, submitted the following report:

MR. SPEAKER—Your Committee on Engrossed Bills ask leave to report that they have examined the following bills, and find the same correctly engrossed:

House File No. 6, a bill for an act to repeal section 1923 of the Code, and to enact a substitute therefor.

Also:

House File No. 21, a bill for an act to require parties in suits in cir-

cuit and district courts to file copies of all pleadings for the use of the opposite parties.

Also:

House File No. 31, a bill for an act reducing the interest on the permanent school fund.

Also:

House File No. 54, a bill for an act providing for appeals from the findings of the commissioners of insanity, and to amend section 1401 of chapter 2, title 11 of the Code.

C. C. BOSWORTH, *Chairman.*

Mr. Bicknell, from the Committee on Roads and Highways, submitted the following report:

MR. SPEAKER—Your Committee on Roads and Highways, to whom was referred House File No. 110, a bill for an act requiring railroad companies and supervisors of highways to destroy noxious weeds from the lines of railroads and public highways, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that it do pass.

BICKNELL, *Chairman.*

Ordered passed on file.

Also:

MR. SPEAKER—Your Committee on Roads and Highways, to whom was referred House File No. 95, a bill for an act requiring highway supervisors to keep the highways in their respective districts free of Canada thistles, cockle-burs and other noxious weeds, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that it be indefinitely postponed, there being another bill upon the same subject.

BICKNELL, *Chairman.*

Ordered passed on file.

Also:

MR. SPEAKER—Your Committee on Roads and Highways, to whom was referred House File No. 160, a bill for an act amendatory to acts defining offenses against public policy, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that it be indefinitely postponed, for the reason that there is another bill before the House upon the same subject.

BICKNELL, *Chairman.*

Ordered passed on file.

Mr. Newbold, from the Committee on Ways and Means, submitted the following report:

MR. SPEAKER—Your Committee on Ways and Means, to whom was referred House File No. 46, a bill for an act to repeal that part of section 821, chapter 1, title 6 of the Code, preceding subdivision 1, and provide a substitute therefor, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that it do not pass.

J. G. NEWBOLD, *Chairman.*

Ordered passed on file.

Also:

MR. SPEAKER—Your Committee on Ways and Means, to whom was referred the following petitions from the citizens of Black Hawk, Fayette and Chickasaw counties, asking appropriations to prosecute certain suits in relation to the "Green drive-well patent," beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that it be referred to the Committee on Appropriations.

J. G. NEWBOLD, *Chairman*.

Ordered passed on file.

Mr. Clayton, from the Committee on Agriculture, submitted the following report:

MR. SPEAKER—Your Committee on Agriculture, to whom was referred House File No. 81, a bill for an act to regulate the toll of grist mills in Iowa, beg leave to report that they have had the same under consideration and have adopted a substitute therefor, and have instructed me to report the same back to the House with the recommendation that the substitute bill do pass.

B. F. CLAYTON, *Chairman*.

Ordered passed on file.

Mr. King, from the Committee on Railroads, submitted the following report:

MR. SPEAKER—Your Committee on Railroads, to whom was referred House File No. 221, a bill for an act amendatory to section 2, chapter 123, of the acts of the Sixteenth General Assembly, relating to townships and incorporated towns and cities, to aid in the construction of railroads, beg leave to report that they have had the same under consideration, and herewith present a substitute therefor, and have instructed me to report the same back to the House with the recommendation that the accompanying substitute do pass.

J. H. KING, *Chairman*.

Ordered passed on file.

Also:

MR. SPEAKER—Your Committee on Railroads, beg leave to report that they have had under consideration the question of amending section 8, of chapter 123, laws of the Sixteenth General Assembly, in relation to labor and supplies furnished on contracts to railroad company, and have instructed me to report the accompanying bill, and recommend that it do pass:

House File No. 265, a bill for an act to repeal section 8, chapter 123, of the acts of the Sixteenth General Assembly.

J. H. KING, *Chairman*.

Read a first and second time and passed on file.

INTRODUCTION OF BILLS.

Leave was granted Mr. Lake to introduce House File No. 266, a bill for an act to amend section 3935 of the Code.

Read first and second time and referred to the Committee on Judiciary.

Leave granted Mr. Lake to introduce House File No. 267, a bill for an act to amend section 831 of the Code.

Read first and second time and referred to the Committee on Judiciary.

REPORT OF COMMITTEE.

Mr. Glasgow, from the Committee on Cities and Towns, submitted the following report:

MR. SPEAKER—Your Committee on Cities and Towns, to whom was referred House File No. 215, a bill for an act to provide for the extension of the limits of cities of the first class, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that it be amended by inserting the words, "or second," after the word "first," in the third line of section one. Also, by striking out all the words between "a," in the eleventh line, and "if," in the thirteenth, and inserting in lieu thereof the following: "map of such lands, showing their situation with respect to the existing limits of the city," and that being so amended that it do pass.

S. L. GLASGOW, *Chairman*.

Ordered passed on file.

PETITIONS.

Leave was granted Messrs. Nichols, Perrin, Yoran, Dean, Laub, Stout, Barnes, and Stephens, to present petitions from citizens of different counties of the State, in reference to the constitutional amendment prohibiting the manufacture and sale of intoxicating liquors.

Referred to the Committee on Suppression of Intemperance.

Mr. King moved that the House return to the order of business No. 2, being the presentation of petitions.

The motion prevailed.

Mr. King presented a petition in reference to amending the Constitution of the State prohibiting the manufacture and sale of intoxicating liquors.

Referred to the Committee on Suppression of Intemperance.

Messrs. McDaid, Lyon, Patterson, and Lewis of Fayette, presented petitions from citizens of different counties, in reference to a constitutional amendment prohibiting the manufacture and sale of intoxicating liquors.

Referred to the Committee on Suppression of Intemperance.

Mr. Wadleigh presented a petition from citizens of Clinton, asking the repeal of the prohibitory liquor law and to enact a license law in lieu thereof.

Referred to the Committee on Cities and Towns.

Mr. Harvey presented a petition in reference to manufacturing and sale of intoxicating liquors.

Referred to the Committee on Constitutional Amendments.

Messrs. Barnes, Glasgow, and Mr. Speaker presented petitions in reference to the manufacture and sale of intoxicating liquors.

Referred to the Committee on Suppression of Intemperance.

Mr. Mackey presented a petition from Levi Bowes and 140 other citizens of Keokuk county in reference to teaching the German language in common schools.

Referred to the Committee on Schools.

Messrs. Wadleigh, Parker, Wicks, Russell, Merten, Scott, Wood, Tool and Yoran presented petitions from citizens of their respective counties in reference to constitutional amendment prohibiting the manufacture and sale of intoxicating liquors.

Referred to the Committee on Suppression of Intemperance.

Messrs. Harvey, Merten, Dungan, Jennings, Webster, Muncey, Bicknell, Hixson, Hayden, Porter, Hays, Bosworth, Newbold, Russell, McDaid, Laub, Mackey, Tool, Epperson, Blair, Bridges, Cobbey, Perrin, Struble, Hornaday, Seaman and Francis presented petitions in reference to constitutional amendment prohibiting the manufacture and sale of intoxicating liquors.

Referred to the Committee on Constitutional Amendments.

Messrs. Hutchison and Harvey presented petitions in reference to constitutional amendment prohibiting the manufacture and sale of intoxicating liquors.

Referred to Committee on Constitutional Amendments.

INTRODUCTION OF BILLS.

Mr. Knight introduced House File No. 268, a bill for an act relative to municipal corporations and to limit their liability in certain cases.

Read first and second time and referred to the Committee on Cities and Towns.

Mr. Merten introduced House File No. 269, a bill for an act to amend chapter 9, title 12 of the Code, relating to the duties of county superintendent.

Read a first and second time and referred to the Committee on Schools.

Mr. Hays introduced House File No. 270, a bill for an act to authorize the Attorney-General to collect by suit from railway corporations penalties and forfeitures in certain cases.

Read first and second time and referred to the Committee on Judiciary.

Mr. Egbert introduced House File No. 271, a bill for an act conferring additional powers and amending the charter of cities organized and existing under special charters.

Read a first and second time and referred to the Committee on Cities and Towns.

Mr. Egbert introduced House File No. 272, a bill for an act to provide for the election of assessors for the term of two years in cities organized and existing under special charters.

Read a first and second time and referred to the Committee on Cities and Towns.

Mr. Egbert introduced House File No. 273, a bill for an act to provide for the collection of road poll tax in cities acting under special charters.

Read a first and second time and referred to the Committee on Cities and Towns.

Mr. Egbert introduced House File No. 274, a bill for an act in re-

gard to Soldiers' Orphans' Home and to further provide for the future care of indigent children.

Read a first and second time and referred to the Committee on Orphans' Home.

Mr. Carson introduced House File No. 275, a bill for an act to define and punish the crime of cruel and inhuman treatment of children and to provide for care of such children pending preliminary and final hearing.

Read a first and second time and referred to the Committee on Judiciary, and ordered printed.

Mr. Homan introduced House File No. 276, a bill for an act to amend chapter 2, title 18 of the Code of 1873.

Read first and second time and referred to the Committee on Judiciary.

Mr. Homan introduced House File No. 277, a bill for an act to amend sections 866 and 890 of chapter 2, title 6 of the Code of 1873, relating to the collection of taxes.

Read first and second time, and referred to the Committee on Ways and Means.

Mr. Stephens introduced House File No. 278, a bill for an act to amend section 1402, chapter 2, title 11 of the Code of 1873.

Read first and second time, and referred to the Committee on Judiciary.

Mr. Stephens introduced House File No. 279, a bill for an act to make provision for paying certain claims against the penitentiaries of the State.

Read a first and second time and referred to the Committee on Claims.

Mr. Clayton introduced House File No. 280, a bill for an act establishing a geological and natural history survey of Iowa and defining the purpose and work thereof.

Read first and second time and referred to the Committee on Appropriations, and ordered printed.

Mr. Clayton introduced House File No. 281, a bill for an act to repeal section 1988, and enact a substitute therefor, to limit homestead exemption.

Read first and second time and referred to special committee of which Mr. Fisher is chairman.

Mr. Hutchison introduced House File No. 282, a bill for an act to amend section 897, chapter 2, title 6 of the Code of 1873.

Read first and second time and referred to the Committee on Judiciary.

Mr. Knight introduced House File No. 283, a bill for an act to amend section 1241, chapter 4, title 10 of the Code, relating to taking private property for works of internal improvement.

Read first and second time and referred to the Committee on Railroads.

Mr. Caldwell introduced House File No. 284, a bill for an act to amend section 2094 of the Code, as to time of maturity of commercial paper.

Read first and second time and referred to the Committee on Judiciary.

Mr. Caldwell introduced House File No. 285, a bill for an act to repeal chapter 77, acts of the Seventeenth General Assembly, and to establish reasonable maximum rates of charges for the transportation of freights on the different roads of the State.

Read a first and second time and referred to the Committee on Railroads.

Mr. Evans introduced House File No. 286, a bill for an act for the purpose of protecting the lives and health of coal miners, and providing for State inspection of coal mines.

Read first and second time and referred to the Committee on Mines and Mining, and ordered printed.

Mr. Russell introduced House File No. 287, a bill for an act to amend section 1464 of the Code of 1873, in relation to estrays.

Read first and second time and referred to the Committee on Agriculture.

Mr. Stout introduced House File No. 288, a bill for an act to legalize the organization and acts of the Waterloo Agricultural Works, of Waterloo, Iowa.

Read first and second time and referred to the Committee on Judiciary.

The hour having arrived for the consideration of the special order, House File No. 15, a bill for an act to regulate the sale of patent right territory, on motion of Mr. Clayton, was taken up.

The question recurring on the motion, shall the vote be reconsidered by which the House ordered the bill engrossed for a third reading.

RESOLUTION.

Leave was granted Mr. Stockton to offer the following resolution, which was adopted:

Resolved, That this House adjourn each day at the hour of 12 m. until otherwise ordered.

PETITIONS.

Leave was granted Mr. Tilton and Mr. Robb to present two petitions from Iowa and Monroe counties, petitioning for a constitutional amendment prohibiting the manufacture and sale of intoxicating liquors.

Referred to the Committee on Constitutional Amendments.

On motion of Mr. Merten, the House adjourned until to-morrow morning at 10 o'clock.

HALL OF HOUSE OF REPRESENTATIVES, }
 DES MOINES, IOWA, February 10, 1880. }

House met pursuant to adjournment, the Speaker in the chair.

Prayer by Rev. J. Telleen.

Pending the reading of the journal of yesterday, on motion of Mr. Hays the further reading of the same was dispensed with.

The hour having arrived for consideration of special order, the joint resolution proposing to amend article 1 of the Constitution, it was now taken up.

Mr. Harvey moved to postpone the special order until half-past 10. The motion did not prevail.

Mr. Lake moved to recommit the resolution and amendments to the Committee on Constitutional Amendments.

The motion did not prevail.

The question recurring on the amendment offered by Mr. Glasgow, Mr. Mackey offered to amend the amendment as follows: After the last word in the last line of the amendment made by the gentleman from Des Moines, add the following: *Provided, however,* that nothing herein contained shall prohibit the manufacture and sale of beer, or wine or cider from fruit grown within this State.

PETITIONS.

Mr. Hutchison moved for leave to present a petition from the Woman's Christian Union, bearing on the same subject.

The motion prevailed.

The petition was read and passed on file.

Leave granted Mr. Harvey to present a petition from citizens of Marion county in relation to the manufacture and sale of intoxicating liquors.

Read and passed on file.

On the adoption of the amendment to the amendment the yeas and nays were as follows—

The yeas were:

Messrs. Baker, Barnes, Beach, Belfrage, Bicknell, Bloom, Caldwell, Carson, Casey, Clayton, Colton, Duncombe, Egbert, Ehl, Glasgow, Hornaday, Knight, Lake, Lambert, Mackey, McGregor, Mueller, O'Brien, Richardson of Jackson, Richey, Seaman, Simpson, Van Staden, and Wolfe—30.

The nays were:

Messrs. Blair, Bosworth, Bridges, Brown of Dickinson, Brown of Linn, Cobbey, Cochran, Coomes, Dotson, Downing, Dungan, Epperson, Evans, Fisher, Francis, Harvey, Hayden, Hays, Hixson, Homan, Hubbell, Hull, Hutchison of Calhoun, Hutchison of Wapello, Jennings, Jordan, King, Laub, Lewis of Fayette, Lewis of Mills, Lucas, Lyon, Martindale, McDauid, Merten, Muncey, Nagle, Newbold, Nichols, Palmer, Parker, Patterson, Payne, Pearson, Perrin, Porter, Prouty, Reck,

Richardson of Harrison, Robb, Russell, Scott, Stephens, Stockton, Stout, Struble, Stutsman, Terry, Tilton, Tool, Wadleigh, Wagner, Webster, Whaley, Wicks, Wood, Yoran, and Mr. Speaker—67.

Absent or not voting:

Messrs. Dean, Gay, and Williams—3.

So the motion to amend the amendment did not prevail.

On the adoption of the amendment offered by Mr. Glasgow the yeas and nays were as follows—

The yeas were:

Messrs. Baker, Barnes, Beach, Bicknell, Belfrage, Bridges, Carson, Clayton, Coomes, Egbert, Evans, Glasgow, Jordan, Lake, Lucas, Mueller, Richey, and Seaman—18.

The nays were :

Messrs. Blair, Bloom, Bosworth, Brown of Dickinson, Brown of Linn, Caldwell, Casey, Cobbey, Cochran, Colton, Dotson, Downing, Duncombe, Dungan, Ehl, Epperson, Fisher, Francis, Harvey, Hayden, Hays, Hixson, Homan, Hornaday, Hubbell, Hull, Hutchison of Calhoun, Hutchison of Wapello, Jennings, King, Knight, Lambert, Laub, Lewis of Fayette, Lewis of Mills, Lyon, Mackey, Martindale, McDaid, Merten, Muncey, Nagle, Newbold, Nichols, O'Brien, Palmer, Parker, Patterson, Payne, Pearson, Perrin, Porter, Prouty, Reck, Richardson of Harrison, Richardson of Jackson, Robb, Russell, Scott, Simpson, Stephens, Stockton, Stout, Struble, Stutsman, Terry, Tilton, Tool, Van Staden, Wadleigh, Wagner, Webster, Whaley, Wicks, Wolfe, Wood, Yoran, and Mr. Speaker—78.

Absent or not voting:

Messrs. Dean, Gay, McGregor, and Williams—4.

So the motion to amend did not prevail.

Mr. Lake offered the following substitute as an amendment to the original joint resolution:

JOINT RESOLUTION.

Proposing to amend the Constitution so as authorize the electors of each organized county to regulate or prohibit the manufacture and sale of intoxicating liquors:

Be it enacted by the General Assembly of the State of Iowa, That the following amendment to the Constitution of the State of Iowa be and the same is hereby proposed:

To add as section 26 to article 1 of said Constitution the following:

SECTION 26. The electors of each organized county of the State have the power to regulate or prohibit the manufacture and sale of any alcoholic, distilled, brewed, fermented or vinous liquors within the limits of such county.

Resolved further, That the foregoing proposed amendment be and the same is hereby referred to the legislature to be chosen at the next general election for members of the General Assembly, and that the Secretary of State cause the same to be published for three months previous to the day of said election, as provided by law.

The yeas and nays were demanded which were as follows—

The yeas were:

Messrs. Baker, Barnes, Bloom, Caldwell, Carson, Casey, Clayton,

Colton, Dean, Duncombe, Ehl, Glasgow, Knight, Lake, Lambert, Mackey, McGregor, Mueller, O'Brien, Richardson of Jackson, Seaman, Simpson, Van Staden, Wadleigh, and Wolfe—25.

The nays were:

Messrs. Beach, Belfrage, Bicknell, Blair, Bosworth, Bridges, Brown of Dickinson, Brown of Linn, Cobbey, Cochran, Coomes, Dotson, Downing, Dungan, Egbert, Epperson, Evans, Fisher, Francis, Harvey, Hayden, Hays, Hixson, Homan, Hornaday, Hubbell, Hull, Hutchison of Calhoun, Hutchison of Wapello, Jennings, Jordan, King, Laub, Lewis of Fayette, Lewis of Mills, Lucas, Lyon, Martindale, McDaid, Merten, Muncey, Nagle, Newbold, Nichols, Palmer, Parker, Patterson, Payne, Pearson, Perrin, Porter, Prouty, Reck, Richardson of Harrison, Richey, Robb, Russell, Scott, Stephens, Stockton, Stout, Struble, Stutsman, Terry, Tilton, Tool, Wagner, Webster, Whaley, Wicks, Wood, Yorán, and Mr. Speaker—73.

Absent or not voting:

Messrs. Gay, and Williams—2.

So the motion to amend by substitute did not prevail.

Mr. Simpson offered the following substitute as an amendment to the original joint resolution:

JOINT RESOLUTION.

Proposing to amend the Constitution of the State of Iowa:

Be it resolved by the General Assembly of the State of Iowa, That the following amendment to the Constitution of the State of Iowa be and the same is hereby proposed:

To add as section 26 to article 1 of said Constitution the following:

SECTION 26. The manufacture and sale of all spirituous, vinous and malt liquors, including wine and beer, shall be regulated and controlled by a general license law.

Resolved, further, That the foregoing proposed amendment to the Constitution be and the same is hereby referred to the legislature to be chosen at the next general election for members of the General Assembly, and that the Secretary of State cause the same to be published for three months previous to the day of said election in two weekly newspapers in each congressional district in the State.

Mr. Hornaday moved the previous question.

The motion did not prevail.

Mr. Newbold moved that the time of adjournment be extended until this question is disposed of.

The motion prevailed.

Mr. Prouty moved the previous question, which was seconded.

The question, shall the main question be now put? was decided in the affirmative.

The question being on the adoption of the substitute offered by Mr. Simpson, the yeas and nays were as follows:

The yeas were:

Messrs. Baker, Barnes, Beach, Belfrage, Bloom, Caldwell, Casey, Colton, Dean, Duncombe, Egbert, Ehl, Glasgow, Knight, Lake, Lambert, McGregor, Mueller, O'Brien, Richardson of Jackson, Seaman, Simpson, Van Staden, Wadleigh, and Wolfe—25.

The nays were:

Messrs. Bicknell, Blair, Bosworth, Bridges, Brown of Dickinson, Brown of Linn, Carson, Clayton, Cobbe, Cochran, Coomes, Dotson, Downing, Dungan, Epperson, Evans, Fisher, Francis, Gay, Harvey, Hayden, Hays, Hixson, Homan, Hornaday, Hubbell, Hull, Hutchison of Calhoun, Hutchison of Wapello, Jennings, Jordan, King, Laub, Lewis of Fayette, Lewis of Mills, Lucas, Lyon, Mackey, Martindale, McDaid, Merten, Muncey, Nagle, Newbold, Nichols, Palmer, Parker, Patterson, Payne, Pearson, Perrin, Porter, Prouty, Reck, Richardson of Harrison, Richey, Robb, Russell, Scott, Stephens, Stockton, Stout, Struble, Stutsman, Terry, Tilton, Tool, Wagner, Webster, Whaley, Wicks, Wood, Yoran, and Mr. Speaker—74.

Absent or not voting:

Mr. Williams—1.

So the motion to adopt a substitute did not prevail.

The question recurring on the adoption of the resolution, the yeas and nays were as follows—

The yeas were:

Messrs. Baker, Barnes, Bicknell, Blair, Bosworth, Bridges, Brown of Dickinson, Brown of Linn, Carson, Clayton, Cobbe, Cochran, Coomes, Dean, Dotson, Downing, Dungan, Epperson, Evans, Fisher, Francis, Gay, Harvey, Hayden, Hays, Hixson, Homan, Hornaday, Hubbell, Hull, Hutchison of Calhoun, Hutchison of Wapello, Jennings, Jordan, King, Lake, Lambert, Laub, Lewis of Fayette, Lewis of Mills, Lucas, Lyon, Martindale, McDaid, Merten, Muncey, Nagle, Newbold, Nichols, Palmer, Parker, Patterson, Payne, Pearson, Perrin, Porter, Prouty, Reck, Richardson of Harrison, Richey, Robb, Russell, Scott, Stephens, Stockton, Stout, Struble, Stutsman, Terry, Tilton, Tool, Wagner, Webster, Whaley, Wicks, Wood, Yoran, and Mr. Speaker—78.

The nays were:

Messrs. Beach, Belfrage, Bloom, Caldwell, Casey, Colton, Duncombe, Egbert, Ehl, Glasgow, Knight, Mackey, McGregor, Mueller, O'Brien, Richardson of Jackson, Seaman, Simpson, Van Staden, Wadleigh, and Wolfe—21.

Absent or not voting:

Mr. Williams—1.

So the resolution was adopted.

Leave of absence was granted Mr. Simpson for the balance of the week.

The hour having arrived for adjournment, the Speaker adjourned the House until 3 o'clock p. m.

AFTERNOON SESSION.

3 O'CLOCK P. M..

House met pursuant to adjournment.

House called to order by the Speaker.

On motion of Mr. Stockton, a committee of three was appointed by

the Speaker to notify the Senate that the House was ready to meet them in joint convention.

The Speaker appointed Messrs. Stockton, Merten and Blair as such committee.

Mr. Seaman moved a call of the House, which was ordered.

On motion of Mr. King, further proceedings under the call were dispensed with.

The Door-keeper announced the Honorable Senate, who came into the House and took seats arranged for them.

JOINT CONVENTION.

Lieutenant-Governor Campbell called the convention to order, and announced the object of the joint convention was for the election of State Printer, State Binder, and Wardens of the Penitentiaries, and announced as Teller on the part of the Senate, Senator Wright of Pottawattamie county.

The Speaker appointed as Teller on the part of the House, Mr. Lyon.

On motion of Senator Young, the joint convention proceeded to the election of State Printer, State Binder, and Wardens of the Penitentiaries.

The roll was called, with 126 present.

STATE PRINTER.

For State Printer, Senator Young nominated F. M. Mills, of Polk county.

Mr. Mackey nominated W. W. Witmer, of Polk county.

Mr. Downing nominated P. P. Ingalls, of Polk county.

The roll was called, with the following result:

Whole number of votes cast	128
Of which F. M. Mills received	106
Of which W. W. Witmer received	15
Of which P. P. Ingalls received	6
Of which Mr. Fuller received	1

Mr. F. M. Mills having received a majority of all the votes cast was declared duly elected State Printer.

STATE BINDER.

Senator Hemenway nominated Matt Parrott, of Black Hawk county.

Mr. Bloom nominated James Lee, of Johnson county.

The roll was called, with the following result:

Whole number of votes cast	123
Of which Mr. Parrott received	108
Of which Mr. James Lee received	15

Mr. Parrott having received a majority of all the votes cast was declared duly elected State Binder.

WARDEN OF PENITENTIARY AT FT. MADISON.

Senator Arnold nominated E. C. McMillan, of Marshall county.
Mr. Casey nominated Theodore S. Jackson, of Lee county.
The roll was called, with the following result:

Whole number of votes cast.....	117
Necessary to a choice.....	59
Of which E. C. McMillan received.....	105
Of which Theodore S. Jackson received.....	12

E. C. McMillan having received a majority of all the votes cast was declared duly elected Warden of the Penitentiary at Ft. Madison.

WARDEN OF PENITENTIARY AT ANAMOSA.

Senator Tirrill nominated Ansel E. Martin, of Delaware county.
Senator Mitchell nominated John O. Bard, of Jackson county.
The roll was called, with the following result:

Whole number of votes cast.....	112
Necessary to a choice.....	57
Of which Ansel E. Martin received.....	100
Of which John O. Bard received.....	12

Ansel E. Martin having received a majority of all the votes cast was declared duly elected Warden of the Penitentiary at Anamosa.

HALL OF HOUSE OF REPRESENTATIVES, }
DES MOINES, IOWA, February 10, 1880. }

This is to certify, that at an election by the two houses of the General Assembly of the State of Iowa, in joint convention, on Tuesday, the 10th day of February, A. D. 1880, for the purpose of electing a State Printer, F. M. Mills having received a majority of all the votes cast for said office, was declared duly elected State Printer for the term of two years from and after the expiration of the term of the present incumbent, and until his successor is elected and qualified.

Signed in the presence of the joint convention, this 10th day of February, A. D. 1880.

FRANK T. CAMPBELL,
President of the Senate.
LORE ALFORD,

Speaker of the House of Representatives.

ATTEST:

GEO. F. WRIGHT,
Teller of the Senate.

O. H. LYON,
Teller of the House of Representatives.

HALL OF HOUSE OF REPRESENTATIVES, }
 DES MOINES, IOWA, February 10, 1880. }

This is to certify that at an election by the two houses of the General Assembly of the State of Iowa, in joint convention, on Tuesday, the 10th day of February, A. D. 1880, for the purpose of electing a State Binder, Matt Parrott having received a majority of all the votes cast for said office, was declared duly elected State Binder for the term of two years from and after the expiration of the term of the present incumbent, and until his successor is elected and qualified.

Signed in presence of the joint convention, this 10th day of February, A. D. 1880.

FRANK T. CAMPBELL,
President of the Senate.
 LORE ALFORD,

ATTEST: *Speaker of the House of Representatives.*
 GEO. F. WRIGHT,
Teller of the House of Representatives.
 O. H. LYON,
Teller of the Senate.

HALL OF HOUSE OF REPRESENTATIVES, }
 DES MOINES, IOWA, February 10, 1880. }

This is to certify, that at an election by the two houses of the General Assembly of the State of Iowa, in joint convention, on Tuesday, the 10th day of February, A. D. 1880, for the purpose of electing a Warden for the Penitentiary at Ft. Madison, E. C. McMillan having received a majority of all the votes cast for said office, was declared duly elected Warden of the Penitentiary at Ft. Madison for the term of two years from and after the expiration of the term of the present incumbent, and until his successor is elected and qualified.

Signed in presence of the joint convention, this 10th day of February, A. D. 1880.

FRANK T. CAMPBELL,
President of the Senate.
 LORE ALFORD,

ATTEST: *Speaker of the House of Representatives.*
 GEO. F. WRIGHT,
Teller of the Senate.
 O. H. LYON,
Teller of the House of Representatives.

HALL OF HOUSE OF REPRESENTATIVES, }
 DES MOINES, IOWA, February 10, 1880. }

This is to certify that, at an election by the two houses of the General Assembly of the State of Iowa, in joint convention, on Tuesday, the 10th day of February, A. D. 1880, for the purpose of electing Warden of the Penitentiary at Anamosa, A. E. Martin having received

a majority of all the votes cast for said office, was declared duly elected Warden of the Penitentiary at Anamosa for the term of two years from and after the expiration of the term of the present incumbent, and until his successor is elected and qualified.

Signed in the presence of the joint convention this 10th day of February, A. D. 1880.

FRANK T. CAMPBELL,
President of the Senate.

LORE ALFORD,
Speaker of the House of Representatives.

ATTEST:

GEO. F. WRIGHT,
Teller of the Senate.

O. H. LYON,
Teller of the House of Representatives.

Senator Young moved the joint convention do now dissolve.

The motion prevailed.

House called to order by the Speaker.

Mr. Clayton moved the House do now adjourn.

The motion did not prevail.

Mr. King moved the call of the House, which was ordered.

The roll was called, and the following members were found absent: Messrs. Beach, Belfrage, Brown of Dickinson, Colton, Glasgow, Hutchison of Wapello, Jordan, Knight, Parker, Richey, Stout, Wadleigh, Wagner, and Wicks.

Mr. Wicks moved further proceedings under the call be dispensed with.

The motion did not prevail.

Mr. Fisher moved that the members not answering to their names be excused.

The motion did not prevail.

The Sergeant-at-Arms brought Messrs. Harvey and Richey to the desk, who were excused.

Mr. Wood moved the House do now adjourn.

The motion did not prevail.

Mr. Terry moved that Mr. Nichols be excused for the balance of the day.

The motion did not prevail.

Mr. Epperson moved the House do now adjourn.

The motion did not prevail.

Mr. Clayton moved that further proceedings under the call be dispensed with.

The motion prevailed.

Mr. Hays moved the House do now adjourn.

The motion prevailed, and the Speaker adjourned the House until 10 o'clock A. M. to-morrow.

HALL OF HOUSE OF REPRESENTATIVES, }
 DES MOINES, IOWA, February 11, 1880. }

House met pursuant to adjournment, the Speaker in the chair.
 Prayer by Rev. W. A. Cain.

MESSAGE FROM THE SENATE.

The following message was received from the Senate :

MR. SPEAKER—I am directed to inform your honorable body that the Senate has passed the following bills, in which the concurrence of the House is asked:

Senate File No. 28, a bill for an act to legalize the expenditure of surplus bridge fund of Clinton county, Iowa.

Senate File No. 79, a bill for an act to amend section 925, chapter 1, title 7 of the Code, relating to the location of public highways.

Senate File No. 34, a bill for an act to repeal section 3769 of the Code, and enact a substitute therefor, relating to salaries of judges of the Supreme Court.

Also, the Senate has ordered printed all reports submitted by the visiting committees to the various state institutions.

A. T. McCARGAR, *Secretary.*

Pending the reading of the journal of yesterday, on motion of Mr. Palmer the further reading of the same was dispensed with.

REPORT OF COMMITTEE.

Mr. Reck submitted report from the Committee on Enrolled Bills:

MR. SPEAKER—The Committee on Enrolled Bills respectfully report that they have examined the following bills and find the same correctly enrolled:

Substitute for House File No. 28, a bill for an act to amend chapter 165 of the public acts of the Seventeenth General Assembly, relating to capital punishment.

House File No. 24, a bill for an act to legalize the incorporation of Lime Springs, Howard county, Iowa.

A. C. RECK, *Chairman.*

UNFINISHED BUSINESS.

House File No. 15, a bill for an act to regulate the sale of patent right territory.

Question recurring, shall the vote be reconsidered by which the bill was ordered engrossed for a third reading?

Leave of absence was granted Mr. Richey on account of sickness.

Mr. Clayton moved to refer the bill and motion to the Committee on Judiciary.

The motion did not prevail.

Mr. Clayton moved the previous question, which was seconded.

Question, shall the main question be now put? prevailed.

Question, shall the vote by which the bill was ordered engrossed for third reading be reconsidered?

The yeas and nays were as follows—

The yeas were:

Messrs. Baker, Barnes, Beach, Belfrage, Blair, Brown of Linn, Cobbe, Dean, Downing, Egbert, Hixson, Homan, Hornaday, Hubbell, Hutchison of Calhoun, Hutchison of Wapello, Jennings, Lake, Lucas, Martindale, McGregor, Merten, Mueller, Newbold, Palmer, Pearson, Perrin, Porter, Prouty, Stephens, Tilton, Wadleigh, and Mr. Speaker—34.

The nays were:

Messrs. Bicknell, Bloom, Bosworth, Bridges, Brown of Dickinson, Caldwell, Casey, Clayton, Cochran, Colton, Coomes, Dotson, Duncombe, Dungan, Ehl, Epperson, Evans, Fisher, Francis, Glasgow, Harvey, Hayden, Hays, Hull, Jordan, King, Knight, Lambert, Laub, Lewis of Fayette, Lewis of Mills, Lyon, Mackey, McDaid, Muncey, Nagle, Nichols, O'Brien, Parker, Patterson, Payne, Reck, Richardson of Harrison, Richardson of Jackson, Russell, Scott, Seaman, Stockton, Stout, Struble, Stutsman, Terry, Tool, Van Staden, Wagner, Webster, Whaley, Wicks, Wolfe, Wood, and Yorán—61.

Absent or not voting:

Messrs. Gay, Richey, Robb, Simpson, and Williams—5.

So the motion to reconsider did not prevail.

Mr. Duncombe moved that the rule be suspended, and the bill be considered, engrossed, and read a third time now, which motion prevailed, and the bill was read a third time.

The question being, shall the bill pass?

The yeas were:

Messrs. Belfrage, Bicknell, Bloom, Bosworth, Bridges, Brown of Dickinson, Caldwell, Casey, Clayton, Cobbe, Colton, Coomes, Dotson, Duncombe, Dungan, Egbert, Ehl, Epperson, Evans, Fisher, Francis, Glasgow, Harvey, Hayden, Jordan, King, Knight, Lake, Lambert, Laub, Lewis of Fayette, Lewis of Mills, Lyon, Mackey, Muncey, Nichols, O'Brien, Parker, Patterson, Payne, Porter, Reck, Richardson of Harrison, Richardson of Jackson, Russell, Scott, Seaman, Stephens, Stockton, Stout, Struble, Stutsman, Terry, Tool, Van Staden, Wagner, Webster, Whaley, Wicks, Wolfe, Wood, and Yorán—62.

The nays were:

Messrs. Baker, Barnes, Beach, Blair, Brown of Linn, Carson, Cochran, Dean, Downing, Hays, Hixson, Homan, Hornaday, Hubbell, Hull, Hutchison of Calhoun, Hutchison of Wapello, Jennings, Lucas, Martindale, McDaid, McGregor, Merten, Mueller, Nagle, Newbold, Palmer, Pearson, Perrin, Prouty, Tilton, Wadleigh, and Mr. Speaker—33.

Absent or not voting:

Messrs. Gay, Richey, Robb, Simpson, and Williams—5.

So the bill passed, and the title was agreed to.

PETITIONS.

Mr. Stockton presented a petition from the citizens of Fremont county in reference to regulating railroad tariff.

Referred to the Committee on Railroads.

Mr. Jordan presented a petition from Tuttle & Robertson, asking relief from certain contracts in reference to furnishing stone for State capitol.

Referred to the Committee on Claims.

Mr. Perrin presented a memorial from attorneys of Chickasaw county in reference to place of holding Supreme Court.

Referred to the Committee on Judiciary.

Mr. Duncombe presented a petition in reference to amending game law of the State.

Referred to the Committee on Fish and Game.

Mr. Whaley presented a petition from citizens of Butler county in reference to publication of Supreme Court reports.

Referred to the Committee on Judiciary.

Mr. Terry presented a memorial in reference to legal rates of interest.

Referred to the Committee on Ways and Means.

Mr. Barnes presented a petition in reference to payment of persons for false imprisonment.

Referred to the Committee on Judiciary.

Mr. Lyon presented a petition from citizens of Floyd county in reference to uniform text books.

Referred to the Committee on Schools.

Mr. King presented a petition in reference to dental department in State University.

Referred to the Committee on State University.

Mr. King presented a petition in reference to publication of Supreme Court reports.

Referred to the Committee on Judiciary.

Mr. Casey presented a petition from 34 citizens of Keokuk in reference to teaching the German language in the common schools.

Referred to the Committee on Schools.

Mr. Lake presented a petition from citizens of Clinton county in reference to passage of license laws.

Referred to the Committee on Cities and Towns.

Mr. Seaman presented a petition in reference to protection of farmers against hog cholera.

Referred to the Committee on Agriculture.

Mr. Scott presented a petition from citizens of Cedar and other counties in reference to repeal of the railroad commissioner law.

Referred to the Committee on Railroads.

Mr. Brown of Dickinson presented the petition of E. E. Snow and others in reference to publication of Supreme Court reports.

Referred to the Committee on Judiciary.

Mr. Francis presented a petition from citizens of Madison county in reference to repeal of wine and beer exception.

Referred to the Committee on Suppression of Intemperance.

Mr. Nagle presented a petition in reference to prohibit debtors from

being liable for attorneys' fees and for a repeal of railroad commissioner law.

Referred to the Committee on Railroads.

• Mr. Hutchison of Wapello presented a petition in reference to taxation of church property.

Referred to the Committee on Ways and Means.

Mr. Mackey presented a petition in reference to teaching the German language in common schools.

Referred to the Committee on Schools.

Mr. Mackey presented a petition from W. T. Carris and others, asking repeal of railroad commission law.

Referred to committee.

REPORTS OF COMMITTEES.

Mr. Wood, from the Committee on Compensation of Public Officers, submitted the following report:

MR. SPEAKER—Your Committee on Compensation of Public Officers, to whom was referred House File No. 69, a bill for an act to amend section 304 of the Code of 1873, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that it be referred to the Committee on Printing.

WOOD, *Chairman.*

Ordered passed on file.

Also:

MR. SPEAKER—Your Committee on Compensation of Public Officers, to whom was referred House Files Nos. 124, 131, and 170, bills for an act to amend section 12, chapter 2, title 1 of the Code, in relation to compensation and mileage of members of the General Assembly, and compensation of officers and employes of the General Assembly, beg leave to report that they have had the same under consideration, have provided a substitute therefor, and instructed me to report the same back to the House with the recommendation that it do pass.

WOOD, *Chairman.*

Ordered passed on file.

Mr. Clayton, from the Committee on Agriculture, submitted the following report:

MR. SPEAKER—Your Committee on Agriculture, to whom was referred House File No. 148, a bill for an act to provide for the sale and distribution of proceeds of personal property owned by two or more persons, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that it be referred to the Committee on Judiciary for consideration of its constitutionality.

B. F. CLAYTON, *Chairman.*

Ordered passed on file.

Also:

MR. SPEAKER—Your Committee on Agriculture, to whom was referred Senate File No. 53, a bill for an act to protect the dairy interests and for the punishment of fraud connected therewith, beg leave to report that they have had the same under consideration and have instructed

me to report the same back to the House with the recommendation that it do pass.

B. F. CLAYTON, *Chairman.*

Ordered passed on file.

Also:

MR. SPEAKER—Your Committee on Agriculture, to whom was referred House File No. 63, a bill for an act to facilitate farm drainage, beg leave to report that they have had the same under consideration, and amended it, and have instructed me to report the same back to the House with the recommendation that it do pass as amended.

B. F. CLAYTON, *Chairman.*

Ordered passed on file.

Mr. Yoran, from the Committee on Appropriations, submitted the following report:

MR. SPEAKER—Your Committee on Appropriations, to whom was referred House File No. 101, a bill for an act to appropriate money for the purchase of seed grain for the sufferers from grasshopper ravages, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that it do not pass.

S. M. YORAN, *Chairman.*

Ordered passed on file.

MESSAGE FROM THE GOVERNOR.

The following communication was received from the Governor, by his private secretary, Wm. H. Fleming:

STATE OF IOWA,
EXECUTIVE DEPARTMENT,
DES MOINES, February 11, 1880. }

MR. SPEAKER—I am directed by the Governor to inform the honorable the House of Representatives that he has this day approved, signed and deposited in the office of the Secretary of State, House File No. 28: "An act to amend sections one, two and three of chapter 165, of the public acts of the Seventeenth General Assembly of the State of Iowa, in relation to capital punishment."

WM. H. FLEMING, *Private Secretary.*

REPORTS OF COMMITTEES.

Mr. Parker, from the Committee on Judiciary, submitted the following report:

MR. SPEAKER—Your Committee on Judiciary, to whom was referred House File No. 55, a bill for an act to amend section 394 of the Code, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that it be indefinitely postponed.

J. M. PARKER, *Chairman.*

Ordered passed on file.

Also:

MR. SPEAKER—Your Committee on Judiciary, to whom was referred House File No. 60, a bill for an act fixing the number of grand jurors

at five, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the substitute of the committee be adopted, and when adopted that it do pass.

J. M. PARKER, *Chairman.*

Ordered passed on file.

Also:

MR. SPEAKER—Your Committee on Judiciary, to whom was referred House File No. 217, a bill for an act to legalize the incorporation of the town of Ida Grove, Ida county, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that it do pass.

J. M. PARKER, *Chairman.*

Ordered passed on file.

Also:

MR. SPEAKER—Your Committee on Judiciary, to whom was referred House File No. 121, a bill for an act to provide security for costs, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that it be indefinitely postponed.

J. M. PARKER, *Chairman.*

Ordered passed on file.

Also:

MR. SPEAKER—Your Committee on Judiciary, to whom was referred House File No. 163, a bill for an act relieving personal property from double taxation, etc., beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that it be referred to the Committee on Ways and Means.

J. M. PARKER, *Chairman.*

Ordered passed on file.

Also:

MR. SPEAKER—Your Committee on Judiciary, to whom was referred House File No. 213, a bill for an act relating to practice in the Supreme Court of the State, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that it be indefinitely postponed.

J. M. PARKER, *Chairman.*

Ordered passed on file.

Also:

MR. SPEAKER—Your Committee on Judiciary, to whom was referred House File No. 236, a bill for an act to repeal section 3327 of the Code, and enact a substitute therefor, and to amend section 3792 of the Code, in regard to the satisfaction of mortgages, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that it be indefinitely postponed.

J. M. PARKER, *Chairman.*

Ordered passed on file.

Also:

MR. SPEAKER—Your Committee on Judiciary, to whom was referred

House File No. 186, a bill for an act to amend section 894, chapter 2, title 6 of the Code, in relation to the duties of county auditors, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that it be indefinitely postponed.

J. M. PARKER, *Chairman.*

Ordered passed on file.

Also:

MR. SPEAKER—Your Committee on Judiciary, to whom was referred House File No. 194, a bill for an act to amend chapter 2, title 24 of the Code, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that it be indefinitely postponed.

J. M. PARKER, *Chairman.*

Ordered passed on file.

Also:

MR. SPEAKER—Your Committee on Judiciary, to whom was referred House File No. 196, a bill for an act to amend section 3894 of the Code, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that it do pass.

J. M. PARKER, *Chairman.*

Ordered passed on file.

Also:

MR. SPEAKER—Your Committee on Judiciary, to whom was referred the petition of A. J. Christianson, of Allamakee county, asking the impeachment of Judge C. T. Granger, of the 10th judicial circuit, for non-feasance in office, beg leave to report that they have had the same under careful consideration and have instructed me, by a unanimous vote of the committee, to report the same back to the house with the recommendation that no grounds for further action in the matter can be found in the papers submitted with the petition.

J. M. PARKER, *Chairman.*

Ordered passed on file.

Mr. Russell, from the Committee on County and Township Organization, submitted the following report:

MR. SPEAKER—Your Committee on County and Township Organization, to whom was referred House File No. 62, a bill for an act to extend to women the right to hold the office of county auditor, beg leave to report that they have had the same under consideration, and have instructed me to report the same back to the House with the recommendation that it do pass.

RUSSELL, *Chairman.*

Ordered passed on file.

Also:

MR. SPEAKER—Your Committee on County and Township Organization, to whom was referred House File No. 234, a bill for an act for the election of township clerks and fixing their term of office, and repealing part of section 591 of the Code of 1873, beg leave to report that they have had the same under consideration, and have instructed me to report the same back to the house with the recommendation that it be

indefinitely postponed, for the reason that a bill has already been reported covering the subject for which the bill was drafted.

RUSSELL, *Chairman*.

Ordered passed on file.

Also:

MR. SPEAKER—Your Committee on County and Township Organization, to whom was referred House File No. 27, a bill for an act to amend sections 1948, 1950, 1951, 1952, 1953 and 1954 of chapter 6, title 13, and also section 3797 of chapter 2, title 23 of the Code of 1873, beg leave to report that they have had the same under consideration, and have instructed me to report the same back to the House with the recommendation that it do pass.

RUSSELL, *Chairman*.

Ordered passed on file.

Mr. Newbold, from the Committee on Ways and Means, submitted the following report:

MR. SPEAKER—Your Committee on Ways and Means, to whom was referred House File No. 11, a bill for an act to repeal section 857 of chapter 2, title 6 of the Code and provide a substitute therefor allowing semi-annual payment of taxes; also to amend sections 865, 866, 871 and 874 of said chapter 2, title 6 of the Code, beg leave to report that they have had the same under consideration, and have instructed me to report the same back to the House with the recommendation that it do pass after striking out the words, "other than real estate" in the 11th and 12th lines of section 1; also striking out all after the word "April" in the 3d line of section 3; also striking out the word "duplicates" in the second line of section 6 and insert in lieu thereof the word "books."

J. G. NEWBOLD, *Chairman*.

Ordered passed on file.

Also:

MR. SPEAKER—Your Committee on Ways and Means, to whom was referred House File No. 72, a bill for an act to regulate the return and assessment of moneys and credits and prevent fraud therein, beg leave to report that they have had the same under consideration, and have instructed me to report the same back to the House with the recommendation that it do not pass.

J. G. NEWBOLD, *Chairman*.

Ordered passed on file.

Mr. Prouty, from the Committee on Elections, submitted the following report:

MR. SPEAKER—Your Committee on Elections, to whom was referred House File No. 29, a bill for an act to amend section 589, chapter 1, title 5 of the Code, beg leave to report that they have had the same under consideration, and have instructed me to report the same back to the House with the recommendation that it do not pass.

S. F. PROUTY, *Chairman*.

Ordered passed on file.

Mr. Glasgow, from the Committee on Cities and Towns, submitted the following report:

MR. SPEAKER—Your Committee on Cities and Towns, to whom was referred House File No. 43, a bill for an act authorizing city councils in

incorporated cities having a population of ten thousand inhabitants or over to appoint assistant assessors, beg leave to report that they have had the same under consideration, and have adopted a substitute therefor, and have instructed me to report the same back to the House with the recommendation that the substitute do pass.

S. L. GLASGOW, *Chairman.*

Ordered passed on file.

Mr. Perrin, from the Committee on Schools, submitted the following report:

MR. SPEAKER—Your Committee on Schools, to whom was referred House File No. 99, a bill for an act to abolish the office of district treasurer and to provide for the disbursement of the funds for the support of schools by the county treasurer, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that when the attached amendments are adopted it do pass.

PERRIN, *Chairman.*

Ordered passed on file.

Also:

MR. SPEAKER—Your Committee on Schools, to whom was referred House File No. 30, a bill for an act to repeal chapter 113 of the session laws of the Seventeenth General Assembly, and section 1802 of the Code of 1873, and enact a substitute therefor, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the attached substitute be adopted, and when adopted that it do pass.

PERRIN, *Chairman.*

Ordered passed on file.

Also:

MR. SPEAKER—Your Committee on Schools to whom was referred House File No. 82, a bill for an act to amend section 1774, chapter 9, title 12 of the Code, in relation to county superintendents visiting schools, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that it do pass.

PERRIN, *Chairman.*

Ordered passed on file.

On motion of Mr. Laub, House File No. 217, a bill for an act to legalize the incorporation of the town of Ida Grove, Ida county, in the State of Iowa, with report of committee recommending that it do pass, was taken up, considered, and the report of the committee was adopted.

Mr. Laub moved that the rule be suspended, and the bill be considered, engrossed, and read a third time now, which motion prevailed, and the bill was read a third time.

The question being, shall the bill pass?

The yeas were:

Messrs. Baker, Barnes, Beach, Belfrage, Bicknell, Blair, Bloom, Bosworth, Bridges, Brown of Dickinson, Brown of Linn, Caldwell, Carson, Casey, Clayton, Cobbey, Cochran, Colton, Coomes, Dean, Dotson, Downing, Duncombe, Dungan, Egbert, Ehl, Epperson, Evans, Fisher,

Francis, Glasgow, Harvey, Hayden, Hays, Hixson, Homan, Hornaday, Hubbell, Hull, Hutchison of Calhoun, Hutchison of Wapello, Jennings, Jordan, King, Knight, Lake, Lambert, Laub, Lewis of Fayette, Lewis of Mills, Lucas, Lyon, Mackey, Martindale, McDaid, McGregor, Merten, Mueller, Muncey, Nagle, Newbold, Nichols, O'Brien, Palmer, Parker, Patterson, Payne, Pearson, Perrin, Porter, Prouty, Reck, Richardson of Harrison, Richardson of Jackson, Robb, Russell, Scott, Seaman, Stephens, Stockton, Stout, Struble, Stutsman, Terry, Tilton, Tool, Van Staden, Wadleigh, Wagner, Webster, Whaley, Wicks, Wolfe, Wood, and Yoran—95.

The nays were—None.

Absent or not voting:

Messrs. Gay, Richey, Simpson, Williams and Mr. Speaker—5.

So the bill passed, and the title was agreed to.

On motion of Mr. Stout, House File No. 224, a bill for an act to legalize and correct an error in the proceedings and acts incorporating the town of Reinbeck, Grundy county, Iowa, with report of committee recommending it do pass, was taken up, considered, and the report of the committee was adopted.

Mr. Stout moved that the rule be suspended, and the bill be considered, engrossed, and read a third time now, which motion prevailed.

Mr. Newbold moved that when this House adjourn, it adjourn until two o'clock p. m.

The motion prevailed.

At 12 o'clock m., the Speaker adjourned the House.

AFTERNOON SESSION.

2 O'CLOCK, P. M.

House called to order by the Speaker.

Pending business before the House, House File No. 224, was read a third time.

On the question, shall the bill pass? the yeas and nays were as follows—

The yeas were:

Messrs. Baker, Barnes, Beach, Belfrage, Blair, Bloom, Bosworth, Brown of Dickinson, Brown of Linn, Caldwell, Carson, Casey, Cobbey, Cochran, Coomes, Dotson, Downing, Dungan, Egbert, Ehl, Evans, Glasgow, Hayden, Hays, Hixson, Homan, Hornaday, Hubbell, Hull, Hutchison of Calhoun, Hutchison of Wapello, Jennings, Jordan, King, Knight, Lake, Lambert, Laub, Lewis of Fayette, Lewis of Mills, Lyon, Martindale, McGregor, Merten, Mueller, Muncey, Nagle, Newbold, Nichols, O'Brien, Palmer, Parker, Patterson, Payne, Pearson, Perrin, Porter, Prouty, Reck, Richardson of Harrison, Richardson of Jackson, Russell, Scott, Seaman, Stephens, Stockton, Stout, Struble, Stutsman, Terry, Tool, Van Staden, Wadleigh, Wagner, Webster, Wolfe, Wood, Yoran, and Mr. Speaker—79.

The nays were—None.

Absent or not voting:

Messrs. Bicknell, Bridges, Clayton, Colton, Dean, Duncombe, Epperson, Fisher, Francis, Gay, Harvey, Lucas, Mackey, McDaid, Richey, Robb, Simpson, Tilton, Whaley, Wicks, and Williams—21.

So the bill passed, and the title was agreed to.

Leave of absence was granted Messrs. Wicks and Epperson for today.

The Speaker laid before the House a communication from the Secretary of State.

Read and passed on file.

INTRODUCTION OF BILLS.

Mr. Dungan introduced House File No. 289, a bill for an act to amend section 4073, chapter 13, title 24 of the Code.

Read a first and second time, and referred to the Committee on Judiciary.

Mr. Dungan introduced House File No. 290, a bill for an act in relation to negotiable promissory notes.

Read a first and second time and referred to the Committee on Judiciary.

Mr. Beach introduced House File No. 291, a bill for an act to authorize and empower the Saint Paul & Sioux City Railroad to acquire, construct, maintain and operate certain lines of railroad and granting to said company the right of eminent domain within the State.

Read a first and second time and referred to the Committee on Railroads.

Mr. Lake introduced House File No. 292, a bill for an act to amend section 1361 of the Code of Iowa, relating to boards of Supervisors.

Read a first and second time and referred to the Committee on County and Township Organization.

Mr. Lake introduced House File No. 293, a bill for an act to improve the highways.

Read a first and second time, and referred to the Committee on Roads and Highways.

Mr. Terry introduced House File No. 294, a bill for an act to open and maintain public highways located on or along township or county lines.

Read a first and second time and referred to the Committee on Roads and Highways.

Mr. Terry introduced House File No. 295, a bill for an act to improve the breeds of horses.

Read a first and second time, and referred to the Committee on Agriculture.

Mr. Stephens introduced House File No. 296, a bill for an act to amend section 431 of the Code of 1873.

Read a first and second time and referred to the Committee on Judiciary.

Mr. Stephens introduced House File No. 297, a bill for an act to amend chapter 143 of the acts of the Sixteenth General Assembly, in relation to superior courts.

Read a first and second time and referred to Committee on Judiciary.

Mr. Jordan introduced House File No. 298, a bill for an act to establish the department of industry in the State of Iowa.

Read a first and second time and referred to the Committee on Agriculture.

Mr. Fisher introduced House File No. 299, a bill for an act to amend section 602 of the Code.

Read a first and second time and referred to the Committee on Elections.

Mr. Hutchison of Calhoun introduced House File No. 300, a bill for an act to confirm certain deeds, mortgages and other instruments.

Read a first and second time, and referred to the Committee on Judiciary.

Mr. Hutchison of Calhoun introduced House File No. 301, a bill for an act to quiet possession and confirm titles to certain real estate.

Read a first and second time and referred to the Committee on Judiciary.

Mr. Hutchison of Calhoun introduced House File No. 302, a bill for an act amending sections 2923, 3135, 3146, 2341, 2475, 2529, 2670, 2628, 3513, 2581 and 2365 of the Code of 1873.

Read a first and second time, and referred to the Committee on Judiciary.

Mr. O'Brien introduced House File No. 303, a bill for an act to provide for the improvement of highways in the State of Iowa.

Read a first and second time, and referred to the Committee on Roads and Highways.

Mr. Dotson introduced House File No. 304, a bill for an act amendatory of section 304 of the Code, relating to the publishing of proceedings of the boards of supervisors.

Read a first and second time and referred to the Committee on County and Township Organization.

Mr. Casey introduced House File No. 305, a bill for an act to equalize the good time that may be earned by convicts at the penitentiaries.

Read a first and second time and referred to the Committee on Fort Madison Penitentiary.

Mr. Prouty introduced House File No. 306, a bill for an act to repeal section 532 of the Code of 1873 and to enact a substitute therefor.

Read a first and second time and referred to the Committee on Cities and Towns.

Mr. Prouty introduced House File No. 307, a bill for an act to amend section 518 of the Code of 1873.

Read a first and second time and referred to the Committee on Cities and Towns.

Mr. Prouty introduced House File No. 308, a bill for an act to amend section 906 of the Code of 1873.

Read a first and second time and referred to the Committee on Cities and Towns.

Mr. Duncombe introduced House File No. 309, a bill for an act to provide for the payment of the expenses of defending actions relating to the title of the State school lands.

Read a first and second time and referred to the Committee on Claims.

Mr. Duncombe introduced House File No. 310, a bill for an act to amend chapter 156 of the acts of the Seventeenth General Assembly of Iowa, known as the game law.

Read a first and second time and referred to the Committee on Fish and Game.

Mr. Duncombe introduced House File No. 311, a bill for an act prohibiting any person from holding more than two consecutive terms of the office of county treasurer.

Mr. Duncombe moved the suspension of the rule, the bill be considered engrossed, and read a third time now.

Upon the question to suspend the rules, the yeas and nays were as follows—

The yeas were:

Messrs. Baker, Beach, Belfrage, Bicknell, Bloom, Bridges, Brown of Dickinson, Brown of Linn, Caldwell, Casey, Cobbey, Cochran, Colton, Downing, Duncombe, Dungan, Egbert, Fisher, Hays, Homan, Hornaday, Hubbell, Hull, Hutchison of Calhoun, Jennings, King, Lake, Lambert, Laub, Lewis of Fayette, Lewis of Mills, Mackey, McDaid, McGregor, Nagle, Newbold, Nichols, Palmer, Patterson, Payne, Pearson, Perrin, Porter, Reck, Richardson of Harrison, Richardson of Jackson, Robb, Russell, Scott, Stephens, Stout, Tilton, Van Staden, Wolfe, Wood, Yoran, and Mr. Speaker—57.

The nays were:

Messrs. Barnes, Blair, Bosworth, Carson, Clayton, Coomes, Dean, Dotson, Ehl, Francis, Glasgow, Harvey, Hixson, Hutchison of Wapello, Jordan, Knight, Lucas, Lyon, Martindale, Merten, Mueller, Muncey, O'Brien, Parker, Prouty, Seaman, Stockton, Struble, Stutsman, Terry, Tool, Wadleigh, and Webster—33.

Absent or not voting:

Messrs. Epperson, Evans, Gay, Hayden, Richey, Simpson, Wagner, Whaley, Wicks, and Williams—10.

So the motion to suspend the rules did not prevail.

Mr. Duncombe moved to refer to the Committee on County and Township Organization.

The motion prevailed.

Mr. Lewis of Mills introduced House File No. 312, a bill for an act to repeal section 982, chapter 2, title 7 of the Code of 1873, and to enact a substitute therefor.

Read a first and second time and referred to the Committee on County and Township Organization.

Mr. Hutchison of Wapello introduced House File No. 313, a bill for an act concerning the re-submission of cases to the grand jury upon minutes of testimony already taken.

Read a first and second time and referred to the Committee on Judiciary.

Mr. Hutchison of Wapello introduced House File No. 314, a bill for an act concerning justices of the peace in cities of the first and second class.

Read a first and second time and referred to the Committee on Cities and Towns.

Mr. Hutchison of Wapello introduced House File No. 315, a bill for an act to provide compensation for constables in cities of first and second class in criminal cases, and amending sections 3805, 3806 and 3807 of the Code of 1873.

Read a first and second time and referred to the Committee on Cities and Towns.

Mr. Stockton introduced House File No. 316, a bill for an act to amend sections 4248 and 4273, and to repeal sections 4289 and 4292 of the Code, and enact a substitute therefor.

Read a first and second time and referred to the Committee on Judiciary.

Mr. Stockton introduced House File No. 317, a bill for an act to repeal section 913 of the Code, and enact a substitute therefor, in relation to settlement with county treasurer.

Read a first and second time and referred to the Committee on Judiciary.

Mr. Stockton introduced House File No. 318, a bill for an act to amend section 367 of the Code of 1873.

Read a first and second time and referred to the Committee on County and Township Organization.

Mr. Perrin introduced House File No. 319, a bill for an act to amend section 277, chapter 14, title 3 of the Code, relating to the administration of oaths.

Read a first and second time, and referred to the Committee on Judiciary.

Mr. McDaid introduced House File No. 320, a bill for an act in relation to liens on personal property.

Read a first and second time and referred to the Committee on Judiciary.

Mr. Parker introduced House File No. 321, a bill for an act to regulate assessments for benefit of creditors and the distribution of estates.

Read a first and second time, and referred to the Committee on Judiciary.

Mr. Seaman introduced House File No. 322, a bill for an act to amend section 797, chapter 1, title 6 of the Code.

Read a first and second time, and referred to the Committee on Ways and Means.

Mr. Stutsman introduced House File No. 323, a bill for an act to fix the salaries of district clerks and county treasurer, auditor and recorder.

Read a first and second time and referred to the Committee on Compensation of Public Officers.

Mr. Barnes introduced House File No. 324, a bill for an act to amend section 2077 of the Code, relating to interest.

Read a first and second time and referred to the Committee on Judiciary.

Mr. Robb introduced House File No. 325, a bill for an act to amend sections 1924 and 3792 of the Code of Iowa.

Read a first and second time and referred to the Committee on County and Township Organization.

Mr. Merten introduced House File No. 326, a bill for an act to

amend section 2581, chapter 4, title 17, and section 3513, chapter 1, title 21 of the Code of 1873.

Read a first and second time and referred to the Committee on Judiciary.

Mr. Harvey introduced House File No. 327, a bill for an act to regulate the expenditure of money by incorporated cities.

Read a first and second time and referred to the Committee on Cities and Towns.

Mr. Harvey introduced House File No. 328, a bill for an act to amend section 4712 of the Code of Iowa, relating to pardons.

Read a first and second time, and referred to the Committee on Judiciary.

Mr. Nagle introduced House File No. 329, a bill for an act to legalize the incorporation of the town of Union, in Hardin county.

Read a first and second time and referred to the Committee on Judiciary.

Mr. Muncey introduced House File No. 330, a bill for an act to regulate the practice of medicine and surgery and obstetrics, and to punish offenders.

Read a first and second time and referred to the Committee on Medicine and Surgery.

Mr. Payne introduced House File No. 331, a bill for an act to amend section 12, chapter 2, title 1, and section 3769, chapter 1, title 23 of the Code of 1873, relative to the mileage of members of the General Assembly and Supreme Judges.

Read a first and second time and referred to Committee on Compensation of Public Officers.

Mr. Tool introduced House File No. 332, a bill for an act to amend section 1717 of the Code, to provide for the transfer of funds in the school-house fund unappropriated to either of the other funds.

Read a first and second time, and referred to the Committee on Schools.

Mr. Cochran introduced House File No. 333, a bill for an act to amend chapter 2, title 14 of the Code of 1873, relating to interest.

Read a first and second time and referred to Committee on Banks and Banking.

Mr. Mackey introduced House File No. 334, a bill for an act to amend chapter 9, title 12 of the Code of 1873, in reference to the manner of levying taxes for school-house purposes.

Read a first and second time and referred to the Committee on Schools.

RESOLUTIONS.

Mr. McGregor offered the following resolution:

Resolved, That hereafter until otherwise ordered the House will hold two sessions per day on Mondays, Wednesdays and Fridays, and that during the afternoon sessions of those days nothing shall be in order but bills and resolutions on their second reading.

Mr. King called for a division of the resolution.

Question on adopting the first part prevailed.

The second part, relative to bills on second reading, was not adopted.

Mr. Harvey offered the following resolution:

Resolved, That the chairman of the Committee on Constitutional Amendments be and he is hereby instructed to have presented to the Senate the petitions which have been presented to this House and referred to said committee, relating to the proposed constitutional amendment prohibiting the manufacture and sale of intoxicating liquors.

3 O'CLOCK P. M.

The hour having arrived for bills on third reading, the House proceeded to that order of business.

BILLS ON THIRD READING.

House File No. 33, a bill for an act to amend section 3055 of the Code.

The question being, shall the bill pass?

The yeas were:

Messrs. Barnes, Beach, Bicknell, Blair, Bloom, Brown of Linn, Caldwell, Carson, Casey, Coomes, Downing, Duncombe, Dungan, Ehl, Fisher, Francis, Glasgow, Hayden, Hays, Hixson, Hornaday, Hubbell, Hull, Hutchison of Calhoun, King, Knight, Lake, Laub, Lewis of Fayette, Lewis of Mills, Lucas, McDaid, McGregor, Muncey, Nagle, O'Brien, Parker, Pearson, Porter, Reck, Robb, Russell, Seaman, Stephens, Stockton, Struble, Stutsman, Tilton, Wadleigh, Wagner, Yorán, and Mr. Speaker—52.

The nays were:

Messrs. Bosworth, Bridges, Clayton, Cobbey, Cochran, Dean, Dotson, Egbert, Evans, Harvey, Homan, Hutchison of Wapello, Jennings, Jordan, Lambert, Lyon, Mackey, Martindale, Mueller, Newbold, Nichols, Palmér, Patterson, Payne, Perrin, Prouty, Richardson of Harrison, Richardson of Jackson, Scott, Stout, Terry, Tool, Van Staden, Wolfe, and Wood—37.

Absent or not voting:

Messrs. Baker, Belfrage, Brown of Dickinson, Colton, Epperson, Gay, Merten, Richey, Simpson, Webster, Whaley, Wicks, and Williams—11.

So the bill passed, and the title was agreed to.

House File No. 86, a bill for an act to amend section 506 of the Code.

The question being, shall the bill pass?

The yeas were:

Messrs. Baker, Barnes, Beach, Belfrage, Bicknell, Bloom, Bosworth, Brown of Linn, Caldwell, Carson, Casey, Clayton, Cochran, Colton, Coomes, Dean, Dotson, Duncombe, Dungan, Egbert, Ehl, Fisher, Francis, Glasgow, Harvey, Hayden, Hays, Hixson, Hornaday, Hubbell, Hull, Hutchison of Calhoun, King, Knight, Lambert, Laub, Lewis of Mills, Lucas, Lyon, McDaid, Merten, Nagle, Newbold, O'Brien, Parker, Patterson, Pearson, Perrin, Prouty, Reck, Robb, Scott, Seaman, Stephens, Stockton, Struble, Stutsman, Tilton, Tool, Wadleigh, Wood, and Yorán—62.

The nays were:

Messrs. Blair, Bridges, Cobbe, Downing, Evans, Homan, Hutchison of Wapello, Jennings, Jordan, Lake, Lewis of Fayette, Mackey, Martindale, Mueller, Muncey, Nichols, Palmer, Payne, Porter, Richardson of Harrison, Richardson of Jackson, Russell, Stout, Van Staden, Wagner, Wolfe, and Mr. Speaker—27.

Absent or not voting:

Messrs. Brown of Dickinson, Epperson, Gay, McGregor, Richey, Simpson, Terry, Webster, Whaley, Wicks, and Williams—11.

So the bill passed, and the title was agreed to.

On motion of Mr. Stockton, all bills on third reading not printed before the hour be ordered printed.

House File No. 179, a bill for an act to amend section 969 of the Code, in regard to working roads and highways, was read a third time.

The question being, shall the bill pass? the yeas and nays were as follows—

The yeas were:

Messrs. Baker, Barnes, Beach, Belfrage, Bicknell, Blair, Bloom, Bosworth, Bridges, Brown of Linn, Carson, Cobbe, Cochran, Colton, Coomes, Dean, Dotson, Downing, Duncombe, Dungan, Egbert, Ehl, Evans, Fisher, Francis, Harvey, Hayden, Hixson, Homan, Hornaday, Hubbell, Hull, Hutchison of Calhoun, Hutchison of Wapello, Jennings, Jordan, King, Lake, Lambert, Laub, Lewis of Fayette, Lucas, Lyon, Martindale, Merten, Mueller, Muncey, Newbold, Nichols, Palmer, Parker, Pearson, Perrin, Porter, Prouty, Reck, Richardson of Harrison, Richardson of Jackson, Robb, Scott, Seaman, Stephens, Stockton, Stout, Struble, Stutsman, Tilton, Tool, Wadleigh, Wagner, Webster, Wolfe, Wood, and Mr. Speaker—74.

The nays were:

Messrs. Brown of Dickinson, Caldwell, Casey, Clayton, Epperson, Gay, Glasgow, Hays, Knight, Lewis of Mills, Mackey, McDaid, McGregor, Nagle, O'Brien, Patterson, Payne, Richey, Russell, Simpson, Terry, Van Staden, Whaley, Wicks, Williams, and Yorlan—26.

Absent or not voting—None.

So the bill passed, and the title was agreed to.

House File No. 127, a bill for an act to amend section 513, chapter 10, title 4 of the Code.

The question being, shall the bill pass?

The yeas were:

Messrs. Baker, Barnes, Beach, Belfrage, Bicknell, Blair, Bloom, Bosworth, Bridges, Brown of Dickinson, Brown of Linn, Caldwell, Carson, Casey, Clayton, Cobbe, Cochran, Colton, Coomes, Dean, Dotson, Downing, Duncombe, Dungan, Egbert, Ehl, Evans, Fisher, Francis, Glasgow, Harvey, Hayden, Hays, Hixson, Homan, Hornaday, Hubbell, Hull, Hutchison of Calhoun, Hutchison of Wapello, Jennings, Jordan, King, Knight, Lake, Lambert, Laub, Lewis of Fayette, Lewis of Mills, Lucas, Lyon, Mackey, Martindale, McDaid, McGregor, Merten, Mueller, Muncey, Nagle, Newbold, Nichols, O'Brien, Palmer, Parker, Patterson, Payne, Pearson, Perrin, Porter, Prouty, Reck, Richardson of Harrison, Richardson of Jackson, Robb, Russell, Scott, Seaman, Stephens, Stockton, Stout, Struble, Stutsman, Tilton, Tool, Van Staden,

Wadleigh, Wagner, Webster, Wolfe, Wood, Yoran, and Mr. Speaker—92.

The nays were—None.

Absent or not voting:

Messrs. Epperson, Gay, Richey, Simpson, Terry, Whaley, Wicks, and Williams—8.

So the bill passed, and the title was agreed to.

Substitute for Senate File No. 7, a bill for an act to amend sections 1719 and 1808 of the Code, in relation to a tie vote of the electors at an election of school directors.

The question being, shall the bill pass? the yeas and nays were as follows—

The yeas were:

Messrs. Baker, Barnes, Beach, Belfrage, Bicknell, Blair, Bloom, Bosworth, Bridges, Brown of Dickinson, Brown of Linn, Caldwell, Carson, Casey, Clayton, Cobbey, Cochran, Coomes, Dean, Dotson, Downing, Duncombe, Dungan, Ehl, Evans, Fisher, Francis, Glasgow, Harvey, Hayden, Hays, Hixson, Homan, Hornaday, Hubbell, Hull, Hutchison of Calhoun, Hutchison of Wapello, Jennings, Jordan, King, Knight, Lake, Lambert, Laub, Lewis of Fayette, Lewis of Mills, Lucas, Lyon, Mackey, Martindale, McDaid, McGregor, Merten, Mueller, Muncey, Nagle, Newbold, Nichols, O'Brien, Palmer, Parker, Patterson, Payne, Pearson, Perrin, Porter, Prouty, Reck, Richardson of Harrison, Richardson of Jackson, Robb, Russell, Scott, Seaman, Stephens, Stockton, Stout, Struble, Stutsman, Tilton, Tool, Van Staden, Wadleigh, Wagner, Webster, Wolfe, Wood, Yoran, and Mr. Speaker—90.

The nays were:

Messrs. Colton, and Egbert—2.

Absent or not voting:

Messrs. Epperson, Gay, Richey, Simpson, Terry, Whaley, Wicks, and Williams—8.

So the bill passed, and the title was agreed to.

House File No. 104, a bill for an act to protect keepers of livery and feed stables, and herders and feeders of stock, and give them a lien.

The question being, shall the bill pass? the yeas and nays were as follows—

The yeas were:

Messrs. Baker, Barnes, Beach, Belfrage, Bicknell, Blair, Bloom, Bosworth, Bridges, Brown of Dickinson, Brown of Linn, Caldwell, Carson, Casey, Clayton, Cobbey, Cochran, Colton, Coomes, Dean, Dotson, Downing, Duncombe, Dungan, Egbert, Ehl, Evans, Fisher, Francis, Glasgow, Harvey, Hayden, Hays, Hixson, Homan, Hornaday, Hubbell, Hull, Hutchison of Calhoun, Hutchison of Wapello, Jennings, Jordan, King, Knight, Lake, Lambert, Laub, Lewis of Fayette, Lewis of Mills, Lucas, Lyon, Mackey, Martindale, McDaid, McGregor, Merten, Mueller, Muncey, Nagle, Newbold, Nichols, O'Brien, Palmer, Parker, Patterson, Payne, Pearson, Perrin, Porter, Prouty, Reck, Richardson of Harrison, Richardson of Jackson, Robb, Russell, Scott, Seaman, Stephens, Stockton, Stout, Struble, Stutsman, Tilton, Tool, Van Staden, Wadleigh, Wagner, Webster, Wolfe, Wood, Yoran, and Mr. Speaker—92.

The nays were—None.

Absent or not voting:

Messrs. Epperson, Gay, Richey, Simpson, Terry, Whaley, Wicks, and Williams—8.

So the bill passed, and the title was agreed to.

Mr. Mueller moved that the House do now adjourn.

The motion did not prevail.

RESOLUTION.

Leave was granted Mr. King to offer the following resolution as a substitute for the one offered by Mr. Harvey, which on motion was adopted.

Resolved, That leave be given to withdraw the petitions presented to this House relating to constitutional amendment affecting intoxicating liquors.

The resolution as amended was adopted.

Mr. Duncombe moved to take up House File No. 162.

The motion prevailed.

Mr. Newbold moved to refer to the Committee on Judiciary.

The motion prevailed.

Mr. Stephens moved that the House do now adjourn.

The motion did not prevail.

Mr. King moved that House File No. 59 be now taken up.

The motion prevailed.

Mr. Newbold moved to amend by offering a substitute.

Mr. Yoran moved to amend substitute by striking out "two-thirds" and inserting "a majority" in section 5.

The motion prevailed.

On motion of Mr. Mackey the House adjourned.

HALL OF HOUSE OF REPRESENTATIVES, }
DES MOINES, IOWA, February 12, 1880. }

House met pursuant to adjournment, the Speaker in the chair.
Prayer by Rev. Hon. Mr. Downing.

MESSAGE FROM THE SENATE.

The following message was received from the Senate:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has passed House File No. 118, a bill for an act to amend section 2772 of the Code, with the following amendment: Add to the title the words, "In relation to the non-liability for the debts of deceased persons of money made payable by mutual aid and benevolent societies."

A. T. McCARGAR, *Secretary*.

Pending the reading of the journal of yesterday, on motion of Mr. Coomes further reading of the same was dispensed with.

UNFINISHED BUSINESS.

House File No. 59, with amendment to the substitute, was taken up.

Mr. Hornaday moved that the bill and substitute be recommitted to the Committee on County and Township Organization.

The motion did not prevail.

Upon the question to amend the substitute the yeas and nays were as follows—

The yeas were:

Messrs. Baker, Bicknell, Brown of Dickinson, Brown of Linn, Caldwell, Carson, Casey, Clayton, Colton, Coomes, Dean, Dotson, Duncombe, Dungan, Epperson, Hixson, Homan, Hull, Hutchison of Calhoun, Hutchison of Wapello, Jennings, Jordan, Lewis of Fayette, Lewis of Mills, Lucas, Lyon, Mackey, McGregor, Merten, Mueller, Nagle, Nichols, Palmer, Patterson, Perrin, Reck, Richardson of Harrison, Richardson of Jackson, Russell, Scott, Terry, Tilton, Tool, Van Staden, Wagner, Whaley, Wolfe, and Yoran—48.

The nays were—

Messrs. Barnes, Beach, Belfrage, Blair, Bosworth, Bridges, Cobbe, Cochran, Egbert, Ehl, Evans, Fisher, Francis, Glasgow, Harvey, Hayden, Hays, Hornaday, Hubbell, King, Lake, Lambert, Martindale, McDaid, Muncey, Newbold, O'Brien, Parker, Payne, Pearson, Porter, Prouty, Robb, Seaman, Stephens, Stockton, Stout, Struble, Stutsman, Wadleigh, Webster, and Mr. Speaker—43.

Absent or not voting:

Messrs. Bloom, Gay, Knight, Laub, Richey, Simpson, Wicks, Williams, and Wood—9.

So the motion to amend the substitute prevailed.

Mr. King offered the following amendment to section 7:

Provided that nothing in this act shall apply to any county or county seat unless the county seat has been located in one place continuously for twenty years prior to the passage of this act.

The amendment was not adopted.

Mr. Clayton moved to strike out the enacting clause.

The motion did not prevail.

Mr. Mackey moved to indefinitely postpone the bill and substitute, and demanded the yeas and nays.

The yeas and nays were as follows—

The yeas were:

Messrs. Bicknell, Bloom, Bridges, Brown of Dickinson, Brown of Linn, Casey, Clayton, Colton, Coomes, Dean, Hays, Hutchison of Calhoun, Hutchison of Wapello, Jennings, Jordan, Lambert, Lewis of Fayette, Lewis of Mills, Lucas, Lyon, Mackey, McGregor, Merten, Nagle, Nichols, Patterson, Reck, Rickardson of Jackson, Stockton, Terry, Tilton, Tool, Van Staden, Wagner, Whaley, Wolfe, and Wood—37.

The nays were:

Messrs. Baker, Barnes, Beach, Belfrage, Blair, Bosworth, Caldwell, Carson, Cobbe, Cochran, Dotson, Downing, Duncombe, Dungan, Egbert, Ehl, Epperson, Evans, Fisher, Francis, Glasgow, Harvey, Hayden, Hixson, Homan, Hornaday, Hubbell, Hull, King, Lake, Martindale, McDaid, Mueller, Muncey, Newbold, O'Brien, Palmer, Parker, Payne,

Pearson, Perrin, Porter, Prouty, Richardson of Harrison, Robb, Russell, Scott, Seaman, Stephens, Stout, Struble, Stutsman, Wadleigh, Webster, Wicks, Yoran, and Mr. Speaker—57.

Absent or not voting:

Messrs. Gay, Knight, Laub, Richey, Simpson, and Williams—6.

So the motion to indefinitely postpone did not prevail.

MESSAGE FROM THE GOVERNOR.

Message from the Governor by his private secretary, W. H. Fleming:

THE STATE OF IOWA, }
EXECUTIVE DEPARTMENT. }
DES MOINES, February 11, 1880. }

MR. SPEAKER—I am directed by the Governor to inform the honorable the House of Representatives that he has approved, signed and deposited with the Secretary of State:

House File No. 24: "An act to legalize the incorporation and ordinances of the town of Lime Springs, Howard county, Iowa."

WM. H. FLEMING,
Private Secretary.

Mr. Struble moved to recommit the bill and substitute to the Committee on Compensation of Public Officers.

The motion did not prevail.

Mr. Cobbey moved to strike out the words "a majority of the legal voters," in section 5.

Mr. King moved to recommit the bill and substitute to the Committee on County and Township Organization.

Leave was granted Mr. Cobbey to withdraw his amendment.

Question recurring on the recommittal to the Committee on County and Township Organization, it did not prevail.

Question, shall the substitute be adopted? did not prevail.

Mr. Newbold moved to reconsider the vote by which the substitute was lost.

The motion prevailed.

Mr. Yoran moved to postpone for one week, to February 19, and the substitute to be printed, as amended.

The motion prevailed.

PETITIONS.

Mr. Dotson presented a petition from citizens of Colfax in reference to the sale of wine and beer in bottles.

Referred to the Committee on Suppression of Intemperance.

Messrs. Lucas, Jennings, Merten, Muncey, Porter, Hull, Stephens, McDaid, Reck, Clayton, Stout, Stutsman and Tool presented petitions in reference to changing the law as to attorneys' fees and the reduction of salaries.

Referred to the Committee on Retrenchment and Reform.

Mr. Glasgow presented a remonstrance against the passage of the commissioner bill.

Referred to the Committee on Cities and Towns.

Messrs. Glasgow, Beach, Lewis of Fayette, Cochran, Francis, Brown of Dickinson and Struble presented petitions from citizens of their respective counties asking relief from attorneys' fees and other costs in criminal prosecutions, and reduction of salaries.

Referred to the Committee on Retrenchment and Reform.

Mr. Evans presented a petition from citizens asking passage of House File No. 286, in reference to mining.

Referred to the Committee on Mines and Mining.

Messrs. Bridges, Richardson of Jackson, Fisher and Perrin presented petitions asking relief in certain cases from cost in criminal cases, and reduction of salaries.

Referred to the Committee on Retrenchment and Reform.

Mr. Casey presented a petition from druggists of Iowa in reference to House File No. 98.

Referred to the Committee on Medicine and Surgery.

Messrs. Lake and Nagle presented petitions asking relief in certain cases.

Referred to the Committee on Retrenchment and Reform.

Mr. Mueller presented a petition from citizens in reference to teaching German language in public schools.

Referred to the Committee on Schools.

Messrs. Parker and Harvey presented petitions from citizens of Marshall and Polk counties, asking relief in certain cases.

Referred to the Committee on Retrenchment and Reform.

Mr. Harvey presented a petition of citizens of Polk county asking the passage of House File No. 286, in reference to mines and mining.

Referred to the Committee on Mines and Mining.

Mr. Harvey presented a remonstrance from the citizens of Des Moines against the passage of the commissioner bill.

Referred to the Committee on Cities and Towns.

Mr. Richardson of Jackson presented a petition asking that church property be taxed.

Referred to the Committee on Judiciary.

The hour for adjournment having arrived, the Speaker adjourned the House until to-morrow morning at 10 o'clock.

HALL OF HOUSE OF REPRESENTATIVES, }
DES MOINES, IOWA, February 13, 1880. }

House met pursuant to adjournment, Speaker in the chair.

Prayer by Rev. J. S. Jenckes.

MESSAGE FROM THE SENATE.

The following message was received from the Senate:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has concurred in House amendments to substitute for Senate File No. 7, a bill for an act to amend sections 1719 and 1808 of the

Code of 1873, in relation to a tie vote of the electors at the election of school directors.

A. T. McCARGAR, *Secretary*.

Pending the reading of the journal of yesterday, on motion of Mr. Hays, the further reading of same was dispensed with.

PETITIONS.

Mr. Struble and Mr. Speaker presented petitions from citizens of their respective counties, in reference to reduction of salaries and attorneys' fees.

Referred to the Committee on Retrenchment and Reform.

Mr. McDaid presented a petition from citizens of Pocahontas county, in relation to the game law.

Referred to Committee on Fish and Game.

Mr. Hutchison of Wapello presented a petition from citizens of Wapello county, in reference to county agricultural societies.

Referred to the Committee on Agriculture.

Mr. Lambert presented a petition from citizens of Howard county, in reference to class legislation.

Referred to the Committee on Medicine and Surgery.

Mr. Lake presented a petition from citizens of Clinton county, in reference to the repeal of the law prohibiting the sale of intoxicating liquors.

Referred to the Committee on Cities and Towns.

REPORTS OF COMMITTEES.

Mr. Stephens, from the Committee on Claims, submitted the following report:

MR. SPEAKER—Your Committee on Claims, to whom was referred House File No. 139, a bill for an act for the pecuniary relief of John Johnson, of Pocahontas county, Iowa, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that it do not pass.

R. D. STEPHENS, *Chairman*.

Ordered passed on file.

Mr. Robb, from the Committee on Police Regulations, submitted the following report:

MR. SPEAKER—Your Committee on Police Regulations, to whom was referred House File No. 65, a bill for an act to amend section 1457 of the Code of 1873, on the adoption of the herd law, beg leave to report that they have had the same under consideration, and have instructed me to report the same back to the House with the recommendation that it do pass.

J. M. ROBB, *Chairman*.

Ordered passed on file.

Mr. Baker, from the Committee on Domestic Manufactures, submitted the following report:

MR. SPEAKER—Your Committee on Domestic Manufactures, to whom was referred a petition for an act to extend the time of a water-power

franchise, granted by special charter in 1855, beg leave to report that they have had the same under consideration, and have instructed me to report the same back to the House with the accompanying bill, and recommend that the bill do pass: House File No. 335, a bill for an act to extend the term of time of a water-power franchise, granted in 1855, and to amend chapter 103, enacted by the Fifth General Assembly, authorizing the construction of a wing dam in the Cedar river, in Rapids township in Linn county.

W. A. BAKER, *Chairman*.

Read a first and second time and passed on file.

Mr. Glasgow, from the Committee on Cities and Towns, submitted the following report:

MR. SPEAKER—Your Committee on Cities and Towns, to whom was referred House File No. 201, a bill for an act to amend section 1, chapter 58, acts of the Sixteenth General Assembly, beg leave to report that they have had the same under consideration, and have instructed me to report the same back to the House with the recommendation that the substitute which is herewith reported for said bill be adopted, and when adopted that it do pass.

S. L. GLASGOW, *Chairman*.

Ordered passed on file.

Also:

MR. SPEAKER—Your Committee on Cities and Towns, to whom was referred House File No. 268, a bill for an act relative to municipal corporations and to limit their liability in certain cases, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that it be amended by striking out section 4, and by adding to it the two sections which with said bill are herewith reported, and being so amended that the bill do pass.

S. L. GLASGOW, *Chairman*.

Ordered passed on file.

Also:

MR. SPEAKER—Your Committee on Cities and Towns, to whom was referred House File No. 271, a bill for an act conferring additional powers, and amending the charters of cities organized and existing under special charters, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that it do pass.

S. L. GLASGOW, *Chairman*.

Ordered passed on file.

Mr. Perrin, from the Committee on Schools, submitted the following report:

MR. SPEAKER—Your Committee on Schools, to whom was referred House File No. 97, a bill for an act defining who are electors at school elections, beg leave to report that they have had the same under consideration, and have instructed me to report the same back to the House with the recommendation that it be indefinitely postponed.

PERRIN, *Chairman*.

Ordered passed on file.

Also:

MR. SPEAKER—Your Committee on Schools, to whom was referred

House File No. 332, a bill for an act to amend section 1717 of the Code, to provide for the transfer of funds in the school-house fund unappropriated to either of the other funds, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that it do pass.

PERRIN, *Chairman.*

Ordered passed on file.

Mr. Stockton, from the Committee on Constitutional Amendments, submitted the following report:

MR. SPEAKER—Your Committee on Constitutional Amendments, to whom was referred joint resolution in reference to amending the Constitution changing the time of holding the general election, changing, increasing or diminishing the judicial districts of the State, reducing the number of the grand jury or abolishing the same, and abolishing the office of district attorney, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the attached printed substitute with the recommendation that the substitute do pass.

T. R. STOCKTON, *Chairman.*

Ordered passed on file.

Mr. Parker, from the Committee on Judiciary, submitted the following report:

MR. SPEAKER—Your Committee on Judiciary, to whom was referred Senate File No. 58, a bill for an act in relation to loaning and management of the permanent school fund, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that it be indefinitely postponed, for the reason that another bill upon the same subject has passed the House.

J. M. PARKER, *Chairman.*

Ordered passed on file.

Also:

MR. SPEAKER—Your Committee on Judiciary, to whom was referred House File No. 138, a bill for an act to provide an additional ground for attachment, additional to section 2951 of the Code of 1873, beg leave to report that they have had the same under consideration, and have adopted a substitute for the bill, and have instructed me to report the same back to the House with the recommendation that it do pass.

J. M. PARKER, *Chairman.*

Ordered passed on file.

Also:

MR. SPEAKER—Your Committee on Judiciary, to whom was referred House File No. 182, a bill for an act in relation to writs of error to justices of the peace, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that it be indefinitely postponed.

J. M. PARKER, *Chairman.*

Ordered passed on file.

Also:

MR. SPEAKER—Your Committee on Judiciary, to whom was referred

House File No. 152, a bill for an act to amend section 1861, chapter 12, title 12 of the Code of 1873, relating to the permanent school fund loan, beg leave to report that they have had the same under consideration, and have instructed me to report the same back to the House with the recommendation that it be indefinitely postponed, for the reason that a bill upon the same subject has been reported to the House for passage.

J. M. PARKER, *Chairman*.

Ordered passed on file.

Also:

MR. SPEAKER—Your Committee on Judiciary, to whom was referred House File No. 288, a bill for an act to legalize the organization and acts of the Waterloo Agricultural Works, of Waterloo, Iowa, beg leave to report that they have had the same under consideration, and have instructed me to report the same back to the House with the recommendation that it do pass.

J. M. PARKER, *Chairman*.

Ordered passed on file.

Also:

MR. SPEAKER—Your Committee on Judiciary, to whom was referred House File No. 162, a bill for an act to regulate admission to practice as attorneys and counselors in the courts of this State, beg leave to report that they have had the same under consideration, and have instructed me to report the same back to the house with the recommendation that it be amended as follows: In the second line of section 5, after the words "United States," add "or any foreign State"; in the sixth line strike out "one" and insert "three"; and add to section 5 the following: "*provided*, that in case the practice of such applicant shall have been less than three years, he may be admitted forthwith by passing the examination provided in this act," and so amended, the bill do pass.

J. M. PARKER, *Chairman*,

Ordered passed on file.

Also:

MR. SPEAKER—Your Committee on Judiciary, to whom was referred House File No. 106, a bill for an act to define and punish frauds upon hotel, inn and boarding house keepers, beg leave to report that they have had the same under consideration, and have adopted a substitute for the bill, and have instructed me to report the same back to the House with the recommendation that it do pass, when amended as follows: Strike out the word "sufficient," in line 5, section 2, and insert "*prima facie*"; strike out the word "accordingly," in fourth line, section 1, and insert the following: "by a fine not exceeding one hundred dollars, or imprisonment not exceeding thirty days."

J. M. PARKER, *Chairman*.

Ordered passed on file.

Mr. King, from the Committee on Railroads, submitted the following report:

MR. SPEAKER—Your Committee on Railroads, to whom was referred House File No. 260, a bill for an act prohibiting municipalities from giving aid to railroads or any other private corporation, beg leave to

report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that it be indefinitely postponed.

J. H. KING, *Chairman.*

Ordered passed on file.

Also:

MR. SPEAKER—Your Committee on Railroads, to whom was referred House File No. 252, a bill for an act to repeal chapter 77, acts of the Seventeenth General Assembly, entitled "An act to repeal chapter 68, acts of the Fifteenth General Assembly, and provide for the establishment of a board of railroad commissioners, and defining their duties and term of office," beg leave to report that they have had the same under consideration and report the same back to the House with the recommendation that it be indefinitely postponed.

J. H. KING, *Chairman.*

Ordered passed on file.

Also:

MR. SPEAKER—Your Committee on Railroads, to whom was referred House File No. 283, a bill for an act to amend section 1241, chapter 4, title 10 of the Code, relating to taking private property for works of internal improvement, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that it do pass. Ordered printed.

J. H. KING, *Chairman.*

Ordered passed on file.

Mr. Newbold, from the Committee on Ways and Means, submitted the following report:

MR. SPEAKER—Your Committee on Ways and Means, to whom was referred House File No. 163, a bill for an act relieving personal property (including live stock) from double taxation, and authorizing the board of supervisors in certain cases to make additions to the taxpayers' list, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that it do not pass.

J. G. NEWBOLD, *Chairman.*

Ordered passed on file.

Also:

MR. SPEAKER—Your Committee on Ways and Means, to whom was referred House File No. 207, a bill for an act to provide for paying off the State bonds authorized by chapter 16 of the acts of the extra session of the Eighth General Assembly, beg leave to report that they have had the same under consideration, and a majority of said committee have instructed me to report the same back to the House with the recommendation that it be amended by striking out "one mill" and inserting "three-fourths of a mill," and after being so amended, that it do pass.

J. G. NEWBOLD, *Chairman.*

Ordered passed on file.

Also:

MR. SPEAKER—Your Committee on Ways and Means, to whom was referred House Files Nos. 4, 112, 113, 142, 146, 195 and 277, in rela-

tion to the collection of taxes, penalty on delinquent taxes, the time for the sale of real estate for taxes, reducing the penalty on delinquent taxes, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that they do not pass, as the matter contained therein has been covered by other bills reported back to this House.

J. G. NEWBOLD, *Chairman.*

Ordered passed on file.

Also:

MR. SPEAKER—Your Committee on Ways and Means, to whom was referred House File No. 322, a bill for an act to amend section 797, chapter 1, title 6 of the Code, relating to exemptions, beg leave to report that they have had the same under consideration, and have instructed me to report the same back to the House with the recommendation that it do not pass.

J. G. NEWBOLD, *Chairman.*

Ordered passed on file.

Mr. Nichols moved to recommit House File No. 163 to the Committee on Ways and Means.

The motion prevailed.

Mr. Fisher, from a Special Committee, submitted the following report:

MR. SPEAKER—Your Special Committee, to whom was referred House File No. 281, a bill for an act to repeal section 1988 and enact a substitute therefor, to limit homestead exemption, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that it do pass.

FISHER, *Chairman.*

Ordered passed on file.

On motion of Mr. Fisher the bill was made a special order for Monday at 2 o'clock P. M., February 16th.

Mr. Bicknell, from the Committee on Roads and Highways, submitted the following report:

MR. SPEAKER—Your Committee on Roads and Highways, to whom was referred House File No. 130, a bill for an act providing for the protection of the banks of streams, ditches, and gulches within the limits of the highways, and to protect farming lands, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that it be indefinitely postponed.

BICKNELL, *Chairman.*

Ordered passed on file.

Also:

MR. SPEAKER—Your Committee on Roads and Highways, to whom was referred House File No. 84, a bill for an act to give county boards of supervisors the right to improve the highways in certain cases, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that it do pass.

BICKNELL, *Chairman.*

Ordered passed on file.

Also:

MR. SPEAKER—Your Committee on Roads and Highways, to whom was referred House File No. 77, a bill for an act to fix the time for working highways, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that it do pass.

BICKNELL, *Chairman.*

Ordered passed on file.

Mr. Barnes, from the Committee on Medicine and Surgery, submitted the following report:

MR. SPEAKER—Your Committee on Medicine and Surgery, to whom was referred House File No. 258, a bill for an act to establish a State Board of Health in the State of Iowa, to provide for the appointment of a superintendent of vital statistics and to assign certain duties to local boards of health, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that it be amended by striking out the word "nine" (9) in second line of section 1 and that the word "seven" (7) be inserted, and that the word "seven" (7) in fourth line of section 1 be stricken out and the word "five" (5) inserted, and that the word "seven" (7) in seventh line of section 1 be stricken out and the word "five" (5) inserted, and that the word "five" (5) in first line of section 12 be stricken out and the word "three" (3) inserted, and that being so amended that it do pass.

THOS. H. BARNES, *Chairman.*

Also:

MR. SPEAKER—Your Committee on Medicine and Surgery, to whom was referred House File No. 98, a bill for an act to regulate the practice of pharmacy and the sale of medicines and poisons, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that it do pass.

THOS. H. BARNES, *Chairman.*

Ordered passed on file.

Mr. Downing moved that House File No. 130 be recommitted to the Committee on Agriculture.

The motion prevailed.

Mr. Perrin moved that House File No. 82 be recommitted to the Committee on Schools.

The motion prevailed.

Mr. Lyon, from the Committee on Banks and Banking, submitted the following report:

MR. SPEAKER—Your Committee on Banks and Banking, to whom was referred House File No 180, a bill for an act to protect depositors in banks and banking institutions and to punish fraudulent banking, beg leave to report that they have had the same under consideration, and have instructed me to report the same back to the House with the recommendation that it do pass.

O. H. LYON, *Chairman.*

Ordered passed on file.

Mr. Brown, from the Committee on Fish and Game, submitted the following report:

MR. SPEAKER—Your Committee on Fish and Game, to whom was referred House File No. 223, a bill for an act to repeal chapter 156 of the acts of the Seventeenth General Assembly and to enact a substitute therefor, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that it be indefinitely postponed.

BROWN, *Chairman.*

Ordered passed on file.

Messrs. Gay and Belfrage were excused on account of sickness.

Leave of absence was granted Mr. Duncombe until Thursday.

INTRODUCTION OF BILLS.

Mr. Duncombe introduced House File No. 336, a bill for an act to authorize boards of supervisors to compromise judgments in certain cases.

Read a first and second time.

On motion of Mr. Duncombe the rule was suspended, the bill considered engrossed and read a third time.

Mr. Stockton asked to be excused from voting on the bill, which was granted.

Mr. Harvey moved to reconsider the vote by which the rule was suspended and the bill ordered engrossed for a third reading.

The motion did not prevail.

The question being, shall the bill pass? the yeas and nays were as follows—

The yeas were:

Messrs. Baker, Barnes, Bicknell, Bloom, Brown of Dickinson, Brown of Linn, Caldwell, Carson, Casey, Clayton, Cobbe, Cochran, Colton, Coomes, Dean, Dotson, Downing, Duncombe, Dungan, Egbert, Ehl, Epperson, Evans, Fisher, Francis, Glasgow, Hays, Homan, Hornaday, Hubbell, Hull, Hutchison of Calhoun, Hutchison of Wapello, Jennings, King, Knight, Lake, Lambert, Laub, Lewis of Fayette, Lewis of Mills, Lucas, Mackey, Martindale, McDaid, McGregor, Merten, Mueller, Muncey, Nagle, Newbold, O'Brien, Palmer, Parker, Patterson, Pearson, Perrin, Porter, Prouty, Reck, Richardson of Harrison, Richardson of Jackson, Robb, Russell, Scott, Seaman, Stephens, Struble, Stutsman, Terry, Tilton, Tool, Van Staden, Wagner, Webster, Wicks, Wolfe, Yoran, and Mr. Speaker—79.

The nays were:

Messrs. Blair, Bosworth, Bridges, Harvey, Hayden, Jordan, Lyon, Nichols, Payne, Stout, Whaley, and Wood—12.

Absent or not voting:

Messrs. Beach, Belfrage, Gay, Hixson, Richey, Simpson, Stockton, Wadleigh, and Williams—9.

So the bill passed, and the title was agreed to.

Leave of absence was granted Messrs. Hixson and Palmer, on account of sickness, until next Tuesday.

Mr. Jennings introduced House File No. 337, a bill for an act to

repeal section 487 of the Code, and to enact a substitute in lieu thereof.

Read a first and second time and referred to the Committee on Cities and Towns.

Mr. Fisher introduced House File No. 338, a bill for an act regulating descent and the distribution of personal property.

Read a first and second time and referred to the Committee on Judiciary, and ordered printed.

Mr. Egbert introduced House File No. 339, a bill for an act to provide for not less than three nor more than six polling places in school districts containing more than 15,000 inhabitants.

Read a first and second time and referred to the Committee on Schools.

Mr. Egbert introduced House File No. 340, a bill for an act to provide for the erection of buildings, purchasing land and other items, for the Orphans' Home at Davenport, and making appropriations for the same.

Read a first and second time, and referred to the Committee on Appropriations.

Mr. Jordan introduced House File No. 341, a bill for an act to provide for the appointment of a State Entomologist and defining his duties.

Read a first and second time, and referred to the Committee on Agriculture.

Mr. Cobbey introduced House File No. 342, a bill for an act to repeal section 307 of the Code, and to provide for a more general publication of the proceedings of the board of supervisors.

Read a first and second time and referred to the Committee on County and Township Organization, and ordered printed.

Mr. Pearson introduced House File No. 343, a bill for an act to amend section 1114 of the Code of 1873.

Read a first and second time and referred to the Committee on Suppression of Intemperance.

Mr. Pearson introduced House File No. 344, a bill for an act to make appropriations for the State Agricultural Society.

Read a first and second time, and referred to the Committee on Appropriations.

Mr. Pearson introduced House File No. 345, a bill for an act to make additional duties for supervisors of public highways.

Read a first and second time and referred to the Committee on Roads and Highways.

Mr. Hornaday introduced House File No. 346, a bill for an act to repeal chapter 77, of the acts of the Seventeenth General Assembly, and to establish reasonable maximum rates of charges for the transportation of freight and passengers on the different railroads of the State.

Read a first and second time, and referred to the Committee on Railroads, and ordered printed.

Mr. Scott introduced House File No. 347, a bill for an act to repeal chapter 104, laws of the Seventeenth General Assembly, and to enact a substitute therefor, in relation to mutual insurance companies.

Read a first and second time and referred to the Committee on Insurance.

Mr. Coomes introduced House File No. 348, a bill for an act to amend

section 6, chapter 77, laws of the Seventeenth General Assembly, in relation to the compensation of the railroad commissioners and their clerk.

Read a first and second time and referred to Committee on Compensation of Public Officers.

Mr. Stephens introduced House File No. 349, a bill for an act to amend chapter 1, title 3 of the Code, in relation to the time and place of holding the Supreme Court.

Read a first and second time and referred to the Committee on Judiciary.

Mr. Porter introduced House File No. 350, a bill for an act to prohibit, regulate and punish the sale of malt or vinous liquors in or within two miles of incorporated towns and villages having a recorded plat, additional to chapter 6, title 11 of the Code.

Read a first and second time and referred to the Committee on Suppression of Intemperance.

Mr. Lyon introduced House File No. 351, a bill for an act confirming the indentures of apprentices made by the New York Juvenile Asylum to citizens of the State of Iowa.

Read a first and second time and referred to the Committee on Board of Public Charities, and ordered printed.

Mr. Parker introduced House File No. 352, a bill for an act to repeal chapter 2, title 14 of the Code, and to enact a substitute therefor.

Read a first and second time and referred to the Committee on Judiciary.

Mr. Muncey introduced House File No. 353, a bill for an act making an appropriation for the Iowa Hospital for the Insane at Independence.

Read a first and second time and referred to the Committee on Appropriations.

Mr. Reck introduced House File No. 354, a bill for an act giving trustees of townships which have no city or incorporated town within their limits the right to regulate the sale of native wine, beer and malt liquors.

Read a first and second time and referred to the Committee on Suppression of Intemperance.

Mr. Barnes introduced House File No. 355, a bill for an act to amend section 3055 of the Code, relating to indemnifying bonds.

Read a first and second time and referred to the Committee on Judiciary.

Mr. Barnes introduced House File No. 356, a bill for an act punishing sheriffs, constables, marshals, and other officers for neglect of duty.

Read a first and second time, and referred to the Committee on Judiciary.

Mr. Downing introduced House File No. 357, a bill for an act to amend section 1553 of the Code, and to prevent the transportation of intoxicating liquors.

Read a first and second time and referred to the Committee on Suppression of Intemperance.

Mr. Seaman introduced House File No. 358, a bill for an act to amend section 1120 of the Code, in relation to the publication and distribution of the reports of the State Horticultural Society.

Mr. Seaman moved that the rule be suspended, and the bill be considered engrossed, and read a third time now, which prevailed, and the bill was read a third time.

The question being, shall the bill pass?

The yeas were:

Messrs. Baker, Barnes, Bloom, Bosworth, Bridges, Brown of Dickinson, Brown of Linn, Caldwell, Casey, Clayton, Cobbe, Cochran, Colton, Coomes, Dotson, Downing, Duncombe, Dungan, Ehl, Epperson, Evans, Fisher, Francis, Glasgow, Harvey, Hayden, Hubbell, Hull, Hutchison of Calhoun, Hutchison of Wapello, Jordan, King, Knight, Lake, Laub, Lewis of Fayette, Lewis of Mills, Lucas, Lyon, Martindale, McDaid, McGregor, Merten, Mueller, Muncey, Nagle, Newbold, Nichols, O'Brien, Parker, Patterson, Payne, Pearson, Perrin, Porter, Prouty, Reck, Richardson of Harrison, Richardson of Jackson, Robb, Russell, Scott, Seaman, Stephens, Stockton, Stout, Struble, Stutsman, Terry, Tilton, Tool, Van Staden, Wagner, Webster, Whaley, Wicks, Wolfe, Wood, and Yorán—79.

The nays were:

Messrs. Bicknell, Blair, Dean, Hays, Homan, Jennings, Lambert, and Mackey—8.

Absent or not voting:

Messrs. Beach, Belfrage, Carson, Egbert, Gay, Hixson, Hornaday, Palmer, Richey, Simpson, Wadleigh, Williams, and Mr. Speaker—13.
So the bill passed, and the title was agreed to.

Mr. Glasgow introduced House File No. 359, a bill for an act to repeal section 93 of the Code of 1873, and to enact a substitute therefor.

Read a first and second time and referred to the Committee on Judiciary.

Mr. Homan introduced House File No. 360, a bill for an act amendatory to section 2083 of chapter 3, title 14 of the Code of 1873, relating to negotiable paper.

Read a first and second time, and referred to the Committee on Judiciary.

Mr. Perrin introduced House File No. 361, a bill for an act providing for detaching territory from one school district and annexing to adjoining district in certain cases.

Read a first and second time and referred to the Committee on Schools.

Mr. Perrin introduced House File No. 362, a bill for an act to legalize the organization and official acts of the independent district of Ionia, Chickasaw county.

Read a first and second time and referred to the Committee on Judiciary.

Mr. Epperson introduced House File No. 363, a bill for an act to repeal section 1001, chapter 3, title 7 of the Code of 1873 and enact a substitute therefor.

Read a first and second time, and referred to the Committee on Roads and Highways.

Mr. Lewis of Mills introduced House File No. 364, a bill for an act to amend section 3055, chapter 2, title 18 of the Code of 1873, relating to indemnifying bonds.

Read a first and second time and referred to the Committee on Judiciary.

Mr. Payne introduced House File No. 365, a bill for an act concerning fraudulent notes.

Read a first and second time and referred to the Committee on Judiciary.

RESOLUTIONS.

Mr. Stockton offered the following resolution, which was adopted:

Resolved, That the resolutions proposing amendments to the Constitution, now on file, be made a special order for Friday, February 20, at 2 o'clock P. M., and continue a special order for that hour each day until disposed of.

Mr. Bloom offered the following resolution, which was adopted:

Resolved, That a committee of three members from the House be appointed to report by bill the expenses of visiting committees to the State institutions.

Mr. Tool offered the following resolution, which was adopted:

WHEREAS, The patrons of the schools of the State have to pay exorbitant prices for their school books, doubtless double their original cost; and

WHEREAS, Said patrons are, and of a right ought to look to this General Assembly for relief; therefore

Be it resolved, That it is the sense of this House that the Committee on Schools should take special care to devise means and measures that will secure the text-books to the schools of the State at the lowest possible price.

Mr. Payne offered the following resolution, which was lost:

Resolved, That this House hold two sessions each day until otherwise ordered.

Mr. Mackey offered the following resolution, which was not adopted:

Resolved, That the Committee on Ways and Means are hereby requested to inquire into the expediency of changing the present method of levying taxes by the county boards of supervisors, by consolidating the levies for county, bridge, poor, insane, jail and bond purposes into one fund and abolishing the present method of keeping distinct and separate accounts for all such purposes; and that they be requested to report by bill or otherwise, as they may see proper.

The hour having arrived, 12 o'clock M., the Speaker adjourned the House until 2 o'clock P. M.

AFTERNOON SESSION.

2 O'CLOCK P. M.

House called to order by the Speaker.

Leave of absence was granted Mr. Wadleigh until Saturday.

MESSAGES ON THE SPEAKER'S TABLE.

Mr. Hays moved a call of the House, which was seconded.

Pending the call of the House, on motion of Mr. Newbold further reading of the call was dispensed with.

House File No. 32, a bill for an act to legalize the acts of the town of Olin, Jones county, was taken up with Senate amendment.

The question recurring on the adoption of the Senate amendment, the yeas and nays were as follows—

The yeas were:

Messrs. Baker, Barnes, Bicknell, Blair, Bloom, Bosworth, Bridges, Brown of Linn, Caldwell, Carson, Casey, Clayton, Cobbey, Cochran, Colton, Coomes, Dotson, Downing, Dungan, Egbert Ehl, Epperson, Evans, Francis, Hayden, Hays, Homan, Hubbell, Hull, Hutchison of Calhoun, Hutchison of Wapello, Jennings, Jordan, Lake, Lambert, Lewis of Fayette, Lewis of Mills, Lucas, Lyon, Martindale, McDaid, McGregor, Mueller, Muncey, Nagle, Newbold, Nichols, O'Brien, Parker, Patterson, Payne, Pearson, Perrin, Porter, Prouty, Reck, Richardson of Harrison, Richardson of Jackson, Robb, Russell, Scott, Stockton, Struble, Stutsman, Terry, Tilton, Tool, Van Staden, Webster, Whaley, Wolfe, and Mr. Speaker—73.

The nays were—None.

Absent or not voting:

Messrs. Beach, Belfrage, Brown of Dickinson, Dean, Duncombe, Fisher, Gay, Glasgow, Hixson, Hornaday, King, Knight, Laub, Mackey, Merten, Palmer, Richey, Seaman, Simpson, Stephens, Stout, Wadleigh, Wagner, Wicks, Williams, Wood, and Yorán—27.

So the House concurred in the Senate amendment.

On motion of Mr. Muncey, House File No. 143, a bill for an act amendatory to section 2049 of the Code of 1873, in relation to weights of Hungarian and millet seed, was taken up, considered, and the report of the committee was adopted.

Mr. Reck moved to amend by striking out "52" wherever it occurs in the bill and insert "50."

The motion prevailed.

Mr. Clayton moved that the rule be suspended, and the bill be considered engrossed, and read a third time now, which motion prevailed, and the bill was read a third time.

The question being, shall the bill pass?

The yeas were:

Messrs. Baker, Barnes, Bicknell, Blair, Bloom, Bosworth, Bridges, Brown of Linn, Caldwell, Carson, Casey, Clayton, Cobbey, Cochran, Colton, Coomes, Dean, Dotson, Downing, Dungan, Egbert, Ehl, Ep-

person, Evans, Fisher, Francis, Glasgow, Harvey, Hayden, Hays, Homan, Hubbell, Hutchison of Calhoun, Hutchison of Wapello, Jennings, Jordan, King, Lake, Lambert, Laub, Lewis of Fayette, Lewis of Mills, Lucas, Lyon, Mackey, Martindale, McDaid, McGregor, Mueller, Muncey, Nagle, Newbold, Nichols, O'Brien, Parker, Patterson, Pearson, Perrin, Porter, Prouty, Reck, Richardson of Harrison, Richardson of Jackson, Robb, Scott, Stockton, Struble, Stutsman, Terry, Tilton, Tool, Van Staden, Wagner, Webster, Whaley, Wolfe, Wood, Yorán, and Mr. Speaker—79.

The nays were—None.

Absent or not voting:

Messrs. Brown of Dickinson, Beach, Belfrage, Duncombe, Gay, Hixson, Hornaday, Hull, Knight, Merten, Palmer, Payne, Richey, Russell, Seaman, Simpson, Stephens, Stout, Wadleigh, Wicks, and Williams—21.

So the bill passed, and the title was agreed to.

Leave of absence was granted Mr. Beach until Tuesday.

On motion of Mr. Lewis of Mills, House File No. 102, a bill for an act to legalize the incorporation, ordinances, and acts of the officers of the town of Malvern, in the county of Mills, with report of committee recommending do pass, with amendments, was taken up, considered, and the report of the committee was adopted.

Mr. Lewis of Mills moved that the rule be suspended and the bill be considered engrossed, and read a third time now, which motion prevailed, and the bill was read a third time.

The question being, shall the bill pass?

The yeas were:

Messrs. Baker, Barnes, Bicknell, Blair, Bloom, Bosworth, Bridges, Brown of Linn, Caldwell, Carson, Casey, Clayton, Cobbey, Cochran, Colton, Coomes, Dean, Dotson, Downing, Dungan, Egbert, Ehl, Epperson, Evans, Fisher, Francis, Glasgow, Harvey, Hayden, Hays, Homan, Hubbell, Hutchison of Calhoun, Hutchison of Wapello, Jennings, Jordan, King, Lake, Lambert, Laub, Lewis of Fayette, Lewis of Mills, Lucas, Lyon, Mackey, Martindale, McDaid, McGregor, Merten, Mueller, Muncey, Nagle, Newbold, Nichols, O'Brien, Parker, Patterson, Payne, Pearson, Perrin, Porter, Prouty, Reck, Richardson of Harrison, Richardson of Jackson, Robb, Russell, Scott, Stockton, Struble, Stutsman, Terry, Tilton, Tool, Van Staden, Wagner, Webster, Whaley, Wolfe, Wood, Yorán, and Mr. Speaker—82.

The nays were—None.

Absent or not voting:

Messrs. Beach, Belfrage, Brown of Dickinson, Duncombe, Gay, Hixson, Hornaday, Hull, Knight, Palmer, Richey, Seaman, Simpson, Stephens, Stout, Wadleigh, Wicks, and Williams—18.

So the bill passed, and the title was agreed to.

House File No. 129, a bill for an act to repeal chapter 171 of the acts of the Seventeenth General Assembly, relating to changes of venue in criminal cases.

The question being, shall the House concur in the Senate amendments? the yeas and nays were as follows—

The yeas were:

Messrs. Baker, Barnes, Bicknell, Blair, Bloom, Bosworth, Bridges,

Brown of Linn, Caldwell, Carson, Casey, Clayton, Cobbey, Cochran, Colton, Coomes, Dean, Dotson, Downing, Dungan, Egbert, Ehl, Epper-son, Evans, Fisher, Francis, Glasgow, Harvey, Hayden, Hays, Homan, Hubbell, Hutchison of Calhoun, Hutchison of Wapello, Jennings, Jordan, King, Lake, Lambert, Laub, Lewis of Fayette, Lewis of Mills, Lucas, Lyon, Mackey, Martindale, McDaid, McGregor, Merten, Mueller, Muncey, Nagle, Newbold, Nichols, O'Brien, Parker, Patterson, Payne, Pearson, Perrin, Porter, Prouty, Reck, Richardson of Harrison, Rich-ardson of Jackson, Robb, Russell, Scott, Stockton, Struble, Stutsman, Terry, Tilton, Tool, Van Staden, Wagner, Webster, Whaley, Wolfe, Wood, Yoran, and Mr. Speaker—82.

The nays were—None.

Absent or not voting:

Messrs. Beach, Belfrage, Brown of Dickinson, Duncombe, Gay, Hixson, Hornaday, Hull, Knight, Palmer, Richey, Seaman, Simpson, Stephens, Stout, Wadleigh, Wicks, and Williams—18.

So the bill passed, and the title was agreed to.

Senate File No. 89, a bill for an act to amend section 3793 and 3797 of the Code, relating to the fees of county treasurers and auditors.

Read a first and second time and referred to the Committee on Re-trenchment and Reform.

Senate File No. 28, a bill for an act to legalizę the expenditures of Clinton county.

Read a first and second time and referred to the Committee on County and Township Organization.

Senate File No. 34, a bill for an act to repeal section 3769 of the Code and enact a substitute therefor, relating to salaries of judges of Supreme Court.

Read a first and second time and referred to the Committee on Compensation of Public Officers.

Mr. Stockton moved to recall Senate File No. 34 from Committee on Compensation of Public Officers and to refer to the Committee on Ju-diciary.

The motion did not prevail.

Senate File No. 11, a bill for an act to amend section 2741 of the Code, in relation to the trial and appeals of ordinary actions.

Read a first and second time and referred to the Committee on Judiciary.

Senate File No. 79, a bill for an act to amend section 925, chapter 1, title 2 of the Code, relating to the location of public highways.

Read a first and second time and referred to the Committee on Roads and highways.

Joint memorial relating to inter-State commerce.

Mr. Casey moved to refer the memorial to the Committee on Federal Relations.

The motion prevailed.

3 O'CLOCK P. M.

The hour having arrived for bills on their third reading, the House proceeded to that order of business.

BILLS ON THIRD READING.

Substitute for House File No. 53, a bill for an act providing for the appraisement of property, etc., was read a third time.

Upon the question, shall the bill pass? the yeas and nays were as follows—

The yeas were:

Messrs. Baker, Barnes, Bicknell, Blair, Bloom, Bosworth, Bridges, Brown of Linn, Caldwell, Carson, Casey, Clayton, Cobbey, Cochran, Colton, Coomes, Dean, Dotson, Downing, Dungan, Egbert, Ehl, Epperson, Evans, Fisher, Francis, Glasgow, Harvey, Hayden, Hays, Homan, Hubbell, Hutchison of Calhoun, Hutchison of Wapello, Jennings, Jordan, King, Lake, Lambert, Laub, Lewis of Fayette, Lewis of Mills, Lucas, Lyon, Mackey, Martindale, McDaid, McGregor, Merten, Mueller, Muncey, Nagle, Newbold, Nichols, O'Brien, Parker, Patterson, Payne, Pearson, Perrin, Porter, Prouty, Reck, Richardson of Harrison, Richardson of Jackson, Robb, Russell, Scott, Stephens, Stockton, Struble, Stutsman, Terry, Tool, Van Staden, Wagner, Webster, Whaley, Wicks, Wolfe, Wood, and Yorán—82.

The nays were:

Mr. Speaker—1.

Absent or not voting:

Messrs. Beach, Belfrage, Brown of Dickinson, Duncombe, Gay, Hixson, Hornaday, Hull, Knight, Palmer, Richey, Seaman, Stout, Tilton, Wadleigh, Williams, and Simpson—17.

So the bill passed, and the title was agreed to.

Substitute for House File No. 47, a bill for an act to amend chapter 65 of the public acts of the Sixteenth General Assembly, was read a third time.

Upon the question, shall the bill pass? the yeas and nays were as follows—

The yeas were:

Messrs. Baker, Barnes, Bicknell, Blair, Bloom, Bosworth, Bridges, Brown of Linn, Caldwell, Carson, Casey, Clayton, Cobbey, Cochran, Colton, Coomes, Dean, Dotson, Downing, Dungan, Egbert, Ehl, Epperson, Evans, Fisher, Francis, Glasgow, Harvey, Hayden, Hays, Homan, Hubbell, Hutchison of Calhoun, Hutchison of Wapello, Jennings, Jordan, King, Lake, Lambert, Laub, Lewis of Fayette, Lewis of Mills, Lucas, Lyon, Mackey, Martindale, McDaid, McGregor, Merten, Mueller, Muncey, Nagle, Newbold, Nichols, O'Brien, Parker, Patterson, Payne, Pearson, Perrin, Porter, Prouty, Reck, Richardson of Harrison, Richardson of Jackson, Robb, Russell, Scott, Stephens, Stockton, Struble, Stutsman, Terry, Tilton, Tool, Van Staden, Wagner, Webster, Whaley, Wicks, Wolfe, Wood, Yorán, and Mr. Speaker—84.

The nays were—None.

Absent or not voting:

Messrs. Beach, Belfrage, Brown of Dickinson, Duncombe, Gay, Hixson, Hornaday, Hull, Knight, Palmer, Richey, Seaman, Simpson, Stout, Wadleigh, and Williams—16.

So the bill passed, and the title was agreed to.

House File No. 57, a bill for an act to repeal section 520, chapter 10, of title 4 of the Code of Iowa, etc., was read a third time.

On the question, shall the bill pass? the yeas and nays were as follows—

The yeas were:

Messrs. Baker, Barnes, Bicknell, Blair, Bloom, Bosworth, Bridges, Brown of Linn, Caldwell, Carson, Casey, Clayton, Cobbey, Cochran, Colton, Coomes, Dean, Dotson, Downing, Dungan, Egbert, Ehl, Epperson, Evans, Fisher, Francis, Glasgow, Harvey, Hayden, Hays, Homan, Hubbell, Hutchison of Calhoun, Hutchison of Wapello, Jennings, Jordan, King, Lake, Lambert, Laub, Lewis of Fayette, Lewis of Mills, Lucas, Lyon, Mackey, Martindale, McDaid, McGregor, Merten, Mueller, Muncey, Nagle, Newbold, Nichols, O'Brien, Parker, Patterson, Payne, Pearson, Perrin, Porter, Prouty, Reck, Richardson of Harrison, Richardson of Jackson, Robb, Russell, Scott, Stephens, Stockton, Struble, Stutsman, Terry, Tilton, Tool, Van Staden, Wagner, Webster, Whaley, Wicks, Wolfe, Wood, Yoran, and Mr. Speaker—84.

The nays were—None.

Absent or not voting:

Messrs. Beach, Belfrage, Brown of Dickinson, Duncombe, Gay, Hixson, Hornaday, Hull, Knight, Palmer, Richey, Seaman, Simpson, Stout, Wadleigh, and Williams—16.

So the bill passed, and the title was agreed to.

Substitute for House File No. 50, a bill for an act to repeal sections 1998 and 1999, chapter 8, title 13 of the Code, and enact a substitute therefor.

The question being, shall the bill pass? the yeas and nays were as follows:

The yeas were:

Messrs. Baker, Barnes, Bicknell, Blair, Bloom, Bosworth, Bridges, Brown of Linn, Caldwell, Carson, Casey, Clayton, Cobbey, Cochran, Colton, Coomes, Dean, Dotson, Downing, Dungan, Egbert, Ehl, Epperson, Evans, Fisher, Francis, Glasgow, Harvey, Hayden, Hays, Homan, Hubbell, Hutchison of Calhoun, Hutchison of Wapello, Jennings, Jordan, King, Lake, Lambert, Laub, Lewis of Fayette, Lewis of Mills, Lucas, Lyon, Mackey, Martindale, McDaid, McGregor, Merten, Mueller, Muncey, Nagle, Newbold, Nichols, O'Brien, Parker, Patterson, Payne, Pearson, Perrin, Porter, Prouty, Reck, Richardson of Harrison, Richardson of Jackson, Robb, Russell, Scott, Stephens, Stockton, Struble, Stutsman, Terry, Tilton, Tool, Van Staden, Wagner, Webster, Whaley, Wicks, Wolfe, Wood, Yoran, and Mr. Speaker—84.

The nays were—None.

Absent or not voting:

Messrs. Beach, Belfrage, Brown of Dickinson, Duncombe, Gay, Hixson, Hornaday, Hull, Knight, Palmer, Richey, Seaman, Simpson, Stout, Wadleigh, and Williams—16.

So the bill passed, and the title was agreed to.

House File No. 150, a bill for an act to legalize the incorporation of the town of Birmingham, Van Buren county, Iowa, was read a third time.

The question being, shall the bill pass? the yeas and nays were as follows—

The yeas were:

Messrs. Baker, Barnes, Bicknell, Blair, Bloom, Bosworth, Bridges

Brown of Linn, Caldwell, Carson, Casey, Clayton, Cobbey, Cochran, Colton, Coomes, Dean, Dotson, Downing, Dungan, Egbert, Ehl, Epperson, Evans, Fisher, Francis, Glasgow, Harvey, Hayden, Hays, Homan, Hubbell, Hutchison of Calhoun, Hutchison of Wapello, Jennings, Jordan, King, Lake, Lambert, Laub, Lewis of Fayette, Lewis of Mills, Lucas, Lyon, Mackey, Martindale, McDavid, McGregor, Merten, Mueller, Muncey, Nagle, Newbold, Nichols, O'Brien, Parker, Patterson, Payne, Pearson, Perrin, Porter, Prouty, Reck, Richardson of Harrison, Richardson of Jackson, Robb, Russell, Scott, Stephens, Stockton, Struble, Stutsman, Terry, Tilton, Tool, Van Staden, Wagner, Webster, Whaley, Wicks, Wolfe, Wood, Yorlan, and Mr. Speaker—84.

The nays were—None.

Absent or not voting:

Messrs. Beach, Belfrage, Brown of Dickinson, Duncombe, Gay, Hixson, Hornaday, Hull, Knight, Palmer, Richey, Seaman, Simpson, Stout, Wadleigh, and Williams—16.

So the bill passed, and the title was agreed to.

House File No. 175, a bill for an act to repeal section 591, chapter 1, title 5 of the Code, relating to the election of township officers.

On motion of Mr. Russell, it was recommitted to the Committee on County and Township Organization.

On motion of Mr. Merten Senate File No. 53, a bill for an act to protect the dairy interests, and for the punishment of fraud, etc., and with report of committee recommending it do pass, was taken up, considered, and the report of the committee was adopted.

Mr. Mackey moved to indefinitely postpone the bill.

Mr. Parker moved to recommit the bill to the Committee on Agriculture.

Mr. Merten moved to amend the motion to recommit by adding to said motion the words, "and the said committee be instructed to report by next Thursday."

The motion to amend prevailed.

The motion to recommit, as amended, was adopted.

The Senate memorial, relative to inter State commerce, was taken up.

Question being on the motion of Mr. Casey to refer to the Committee on Federal Relations.

The motion did not prevail.

Mr. Newbold moved that the House concur in Senate substitute.

On the question to concur the yeas and nays were as follows—

The yeas were:

Messrs. Baker, Barnes, Bicknell, Blair, Bloom, Bosworth, Bridges, Brown of Linn, Carson, Clayton, Cobbey, Cochran, Colton, Coomes, Dean, Dotson, Downing, Dungan, Egbert, Ehl, Epperson, Evans, Fisher, Francis, Harvey, Hayden, Hays, Homan, Hubbell, Hutchison of Calhoun, Hutchison of Wapello, Jennings, Jordan, King, Lake, Lambert, Laub, Lewis of Fayette, Lewis of Mills, Lucas, Lyon, Mackey, Martindale, McDavid, McGregor, Merten, Mueller, Muncey, Nagle, Newbold, Nichols, Parker, Patterson, Payne, Pearson, Perrin, Porter, Prouty, Reck, Richardson of Harrison, Richardson of Jackson, Robb, Russell, Scott, Seaman, Stephens, Stockton, Struble, Stutsman, Terry,

Tilton, Van Staden, Wagner, Webster, Whaley, Wicks, Wolfe, Wood, and Mr. Speaker—79.

The nays were:

Messrs. Caldwell, Casey, Glasgow, O'Brien, Tool, and Yorán—6.

Absent or not voting:

Messrs. Beach, Belfrage, Brown of Dickinson, Duncombe, Gay, Hixson, Hornaday, Hull, Knight, Palmer, Richey, Simpson, Stout, Wadleigh, and Williams—15.

So the motion to adopt a substitute prevailed.

Mr. Jennings moved that the House do now adjourn.

The motion prevailed and the Speaker adjourned the House until to-morrow morning at 10 o'clock.

HALL OF HOUSE OF REPRESENTATIVES, }
DES MOINES, IOWA, February 14, 1880. }

House met pursuant to adjournment, the Speaker in the chair.

Prayer by Rev. W. F. Harned.

Pending the reading of the journal of yesterday, on motion of Mr. Stockton further reading of the same was dispensed with.

MESSAGE FROM THE SENATE.

The following message was received from the Senate :

MR. SPEAKER—I am directed to inform your honorable body that the Senate has passed the following bill, in which the concurrence of the House is asked:

Senate File No. 121, a bill for an act to amend section 1, chapter 80 of the acts of the Sixteenth General Assembly in relation to the powers and duties of boards of supervisors.

A. T. McCARGAR, *Secretary.*

PETITIONS.

Mr. Epperson presented a remonstrance from citizens of Wapello county in reference to passage of laws granting boards of supervisors any power to levy taxes to aid agricultural societies.

Referred to the Committee on Agriculture.

Mr. Perrin presented a petition from citizens of Davenport in reference to schools.

Referred to the Committee on Schools.

Mr. Harvey presented a petition from citizens of Polk county in reference to destruction of hogs dying with hog cholera.

Referred to the Committee on Agriculture.

REPORTS OF COMMITTEES.

Mr. Coomes, from the Committee on Retrenchment and Reform, submitted the following report:

MR. SPEAKER—Your Committee on Retrenchment and Reform, to whom was referred House File No. 223, a bill for an act to amend section 3833 of the Code of 1873, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that it be indefinitely postponed, for the reason that a bill has already been reported favorably on the same subject.

COOMES, *Chairman.*

Ordered passed on file.

Also:

MR. SPEAKER—Your Committee on Retrenchment and Reform, to whom was referred House File No. 96, a bill for an act to amend section 3791, chapter 2, title 23 of the Code of 1873, in relation to compensation of supervisors, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that it be indefinitely postponed.

COOMES, *Chairman.*

Ordered passed on file.

Mr. Brown, from the Committee on Fish and Game, submitted the following report:

MR. SPEAKER—Your Committee on Fish and Game, to whom was referred House File No. 117, a bill for an act to repeal section 10 of chapter 70 of the laws of the Sixteenth General Assembly, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that it be indefinitely postponed.

W. B. BROWN, *Chairman.*

Ordered passed on file.

Mr. Clayton, from the Committee on Agriculture, submitted the following report:

MR. SPEAKER—Your Committee on Agriculture, to whom was referred Senate File No. 53 a bill for an act to protect the dairy interests and for the punishment of fraud connected therewith, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that it be amended by inserting after the word "which" in the fifth line the following: "a portion of"; also strike out all after the word "oleomargarine" in first section; strike out of second line, third section, "fifty" and "and," and insert "twenty" and "or"; third line, third section, strike out "thirty" and insert "ten," and add to the section, "or both, at the discretion of the court," and when so amended the bill do pass.

B. F. CLAYTON, *Chairman.*

Ordered passed on file.

Also:

MR. SPEAKER—Your Committee on Agriculture, to whom was referred House File No. 203, a bill for an act requiring railroad companies to

construct and maintain fences, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that it be amended by adding to the first section the following: "when such lands are under cultivation"; and strike out of second section the words "owners or", and when so amended the bill do pass.

B. F. CLAYTON, *Chairman.*

Ordered passed on file.

Also:

MR. SPEAKER—Your Committee on Agriculture, to whom was referred House File No. 250, a bill for an act for the protection of stock breeders, and to make the price of the services of a stallion a lien on the foal and mare, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that it be amended so as to make the lien only on the foal, and after being so amended the bill do pass.

B. F. CLAYTON, *Chairman.*

Ordered passed on file.

Also:

MR. SPEAKER—Your Committee on Agriculture, to whom was referred substitute for House File No. 22, a bill for an act to prohibit the traffic in hogs which have died with the swine plague, or other disease, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that it do pass as amended.

B. F. CLAYTON, *Chairman.*

Ordered passed on file.

Also:

MR. SPEAKER—Your Committee on Agriculture, to whom was referred a petition of A. Graves, on behalf of the State Millers' Association, asking the enactment of a law to pay for putting in fish ways, or the repeal of the law, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that it be referred to the Committee on Fish and Game.

B. F. CLAYTON, *Chairman.*

Ordered passed on file.

Mr. Yoran, from the Committee on Appropriations, submitted the following report:

MR. SPEAKER—Your Committee on Appropriations, to whom was referred petitions from Fayette and other counties, praying for an appropriation of money to assist those prosecuted for an infringement of the patent known as Green drive-well, to make defense in their causes, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that action on them be indefinitely postponed.

S. M. YORAN, *Chairman.*

Ordered passed on file.

Also:

MR. SPEAKER—Your Committee on Appropriations, to whom was referred House File No. 344, a bill for an act to make an appropriation

for the State Agricultural Society, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that it do not pass.

S. M. YORAN, *Chairman.*

Ordered passed on file.

Mr. Perrin, from the Committee on Schools, submitted the following report.

MR. SPEAKER—Your Committee on Schools, to whom was referred House File No. 361, a bill for an act providing for detaching territory from one school district and annexing to adjoining districts, in certain cases, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that it do pass.

PERRIN, *Chairman.*

Ordered passed on file.

Also:

MR. SPEAKER—Your Committee on Schools, to whom was referred House File No. 246, a bill for an act relating to the boards of directors of school districts, beg leave to report that they have had the same under consideration, and have instructed me to report the same back to the House with the recommendation that it be amended as follows: after the word "labor" insert "service"; also, strike out the words "or county" and add "that nothing in this act shall prohibit subdirectors or members of school boards from furnishing supplies to the amount of twenty-five dollars"; and being so amended that it do pass.

PERRIN, *Chairman.*

Ordered passed on file.

Mr. Parker, from the Committee on Judiciary, submitted the following report:

MR. SPEAKER—Your Committee on Judiciary, to whom was referred House File No. 362, a bill for an act to legalize the organization and official acts of the independent district of Ionia, Chickasaw county, Iowa, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that it do pass.

J. M. PARKER, *Chairman.*

Ordered passed on file.

Mr. Harvey, from the Committee on Suppression of Intemperance, submitted the following report:

MR. SPEAKER—Your Committee on Suppression of Intemperance, to whom was referred House File No. 90, a bill for an act to repeal chapter 91 of the laws of the Seventeenth General Assembly, and to repeal section 3829 of the Code, and to enact a substitute therefor, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that it do not pass.

J. A. HARVEY, *Chairman.*

Ordered passed on file.

MINORITY REPORT.

Mr. Harvey, from the Committee on Judiciary, submitted the following report:

MR. SPEAKER—Your Committee on Judiciary, to whom was referred House File No. 213, a bill for an act to regulate the practice in the Supreme Court, have had the same under consideration and we, the undersigned members of said committee, being unable to agree with the majority in their report against the passage of said bill, beg leave to report that in our judgment said bill should be passed, and they therefore recommend that said bill do pass, notwithstanding said majority report.

J. A. HARVEY.
J. H. KING.
C. M. NAGLE.
J. M. CASEY.
C. H. MACKEY.

Ordered passed on file.

Mr. Russell, from the Committee on County and Township Organization, submitted the following report:

MR. SPEAKER—Your Committee on County and Township Organization, to whom was referred House File No. 304, a bill for an act amendatory of section 304 of the Code, relating to the publishing of the proceedings of board of supervisors, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that it do pass.

RUSSELL, *Chairman.*

Ordered passed on file.

Also:

MR. SPEAKER—Your Committee on County and Township Organization, to whom was referred House File No. 311, a bill for an act prohibiting any person from holding more than two consecutive terms of the office of county treasurer, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that it do pass.

RUSSELL, *Chairman.*

Ordered passed on file.

Also:

MR. SPEAKER—Your Committee on County and Township Organization, to whom was referred House File No. 312, a bill for an act to repeal section 982, chapter 2, title 7 of the Code of 1873, and enact a substitute therefor, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that it be referred to the Committee on Roads and Highways.

RUSSELL, *Chairman.*

Ordered passed on file.

Also:

MR. SPEAKER—Your Committee on County and Township Organization, to whom was referred House File No. 292, a bill for an act to amend section 1361 of the Code of Iowa, relating to the board of supervisors, beg leave to report that they have had the same under con-

sideration, and have instructed me to report the same back to the House with the recommendation that it do pass.

RUSSELL, *Chairman*.

Ordered passed on file.

Also:

MR. SPEAKER—Your Committee on County and Township Organization, to whom was referred House File No. 122, a bill for an act to repeal sections 3786, 3815 and 3816, chapters 2 and 3, title 23 of the Code, relating to unclaimed fees in the hands of the clerk of the courts and justices of the peace, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that it do pass.

RUSSELL, *Chairman*.

Ordered passed on file.

Also:

MR. SPEAKER—Your Committee on County and Township Organization, to whom was referred House File No. 175, a bill for an act to repeal section 591, chapter 1, title 5 of the Code, relating to the election of township officers, and enact a substitute therefor, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that it be amended by inserting the words "biennially thereafter and" after the word "and," in the fourth line, and that as amended it do pass.

RUSSELL, *Chairman*.

Ordered passed on file.

Mr. Wood, from the Committee on Compensation of Public Officers, submitted the following report:

MR. SPEAKER—Your Committee on Compensation of Public Officers, to whom was referred Senate File No. 34, a bill for an act to repeal section 3769 of the Code and enact a substitute therefor, relating to salaries of the Judges of the Supreme Court, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that it do pass.

WOOD, *Chairman*.

Ordered passed on file.

Also:

MR. SPEAKER—Your Committee on Compensation of Public Officers, to whom was referred House File No. 348, a bill for an act to amend section 6, chapter 77 of the laws of the Seventeenth General Assembly, in relation to the compensation of the Board of Railroad Commissioners and their secretary, beg leave to report that they have had the same under consideration, and have prepared a substitute, and have instructed me to report the same back to the House with the recommendation that the substitute do pass.

WOOD, *Chairman*.

Ordered passed on file.

MINORITY REPORT.

MR. SPEAKER—The undersigned members of the Committee on Agriculture, not being able to concur in the majority report of said committee on the substitute for House File No. 22, have prepared and herewith submit a bill on the same subject, which we ask to be made a substitute for the bill reported by the majority.

Our objections to the majority report or bill are, first and chiefly, that, in our opinion, it will not in any considerable degree accomplish the object sought, *i. e.*, the prevention of the spread of the hog cholera or swine plague.

The traffic in hog-cholera swine, whether they be dead or alive, is conceded to be a fruitful source of the spread and dissemination of said disease among swine; but the majority simply propose to transfer said traffic from one class of citizens to that of another, and in our opinion the consequences will be much the same in the one case as in the other.

The majority report, or bill, prohibits the transportation of cholera hogs over the public highways by one class of citizens while it permits the same by others. But, in the opinion of the minority, the only safety lies in the entire prohibition of the transportation over the public highways of all swine affected with the swine plague, whether they be dead or alive.

Again, the majority bill makes no provision for restraining hogs affected with said disease within the enclosures of the owner, nor does it prevent the owner of such diseased hogs from driving such diseased hogs on the public highways, while the minority are of the opinion that all efforts to prevent the spread of the swine plague will be fruitless unless the owner and all other persons are required to restrain or keep such swine within their own enclosures.

Now, considering that the losses from the ravages of the hog cholera have been \$1,500,000 annually for the last seven years, it is a matter of such importance that it should not be trifled with; and, believing that the majority report will neither accomplish anything nor satisfy any one, we have prepared and herewith submit the following bill, to which our names are attached, and ask that the same be made a substitute for the majority bill.

PLINY NICHOLS.
G. M. BLAIR.
L. HUBBELL.
S. HIXSON.
A. V. STOUT.
W. B. BROWN.
ISAAC MUNCEY.

PETITION.

Leave was granted Mr. Wicks to present a petition from school teachers of Iowa asking that no change be made in present laws regarding district school treasurers.

Read and passed on file.

INTRODUCTION OF BILLS.

Mr. McDaid introduced House File No. 366, a bill for an act to amend section 798, chapter 1, title 6 of the Code of 1873.

Read a first and second time and referred to the Committee on Horticulture and Forestry.

Mr. Clayton introduced House File No. 367, a bill for an act to amend section 1604, chapter 3, title 12 of the Code, in relation to the trustees of the Agricultural College.

Read a first and second time, and referred to the Committee on Agricultural College.

Mr. Harvey introduced House File No. 368, a bill for an act making citizens of incorporated cities and towns competent jurors in certain cases.

Read a first and second time and referred to the Committee on Cities and Towns.

Mr. Stephens introduced House File No. 369, a bill for an act to amend chapter 58 of the acts of the Seventeenth General Assembly, relative to refunding bonded debts.

Read a first and second time and referred to the Committee on Cities and Towns.

Mr. Nichols introduced House File No. 317, a bill for an act to repeal sections 1107 and 1108 of the Code.

Read a first and second time and referred to the Committee on Agriculture.

Mr. Hays introduced House File No. 371, a bill for an act repealing section 2507 of the Code of 1873 and enacting a substitute therefor.

Read a first and second time, and referred to the Committee on Judiciary.

Mr. Scott introduced House File No. 372, a bill for an act to legalize the acts of the Mutual Insurance Company of Springdale, Iowa.

Read a first and second time and referred to the Committee on Insurance.

Mr. Patterson introduced House File No. 373, a bill for an act to amend section 421 of the Code, relative to incorporated towns.

Read a first and second time and referred to the Committee on Cities and Towns.

Mr. Lake introduced House File No. 374, a bill for an act to provide for the payment of fees to officers of cities and incorporated towns.

Read a first and second time and referred to the Committee on Cities and Towns.

Mr. Russell introduced House File No. 375, a bill for an act to provide for the purchase of the right to manufacture and use the Weeks' tax system.

Read a first and second time and referred to special committee—Hutchison of Calhoun, Jennings, Lyon, Newbold, Porter, and Brown of Linn.

Mr. Struble introduced House File No. 376, a bill for an act to amend sections 1951 and 1953 of chapter 6, title 13 of the Code.

Read a first and second time, and referred to the Committee on Judiciary.

Mr. Struble introduced House File No. 377, a bill for an act to amend section 1782 of chapter 9, title 12 of the Code.

Read a first and second time and referred to the Committee on Judiciary.

Mr. Bloom introduced House File No. 378, a bill for an act to define tramping and punish tramps.

Read a first and second time and referred to the Committee on Cities and Towns.

Mr. Pearson introduced House File No. 379, a bill for an act to provide for a re-survey and location of section corners of counties in certain cases.

Read a first and second time and referred to the Committee on County and Township Organization.

Mr. Francis introduced House File No. 380, a bill for an act in relation to the formation of independent school districts.

Read a first and second time and referred to the Committee on Schools.

Mr. Gay introduced House File No. 381, a bill for an act making it a misdemeanor to treat or induce a person to drink alcoholic liquors.

Read a first and second time and referred to the Committee on Suppression of Intemperance.

Mr. Bicknell introduced House File No. 382, a bill for an act to legalize the official acts of the incorporated town of Dakota City, Humboldt county, Iowa.

Read a first and second time and referred to the Committee on Judiciary.

Mr. Lambert introduced House File No. 383, a bill for an act to prevent the mortgaging of crops before the seed is sown.

Read first and second time and referred to the Committee on Judiciary.

Mr. Lewis of Fayette introduced House File No. 384, a bill for an act making an appropriation to defend against actions brought for an alleged infringement of the drive-well patent.

Read a first and second time, and referred to the Committee on Appropriations.

Mr. Newbold introduced House File No. 385, a bill for an act to amend chapter 133, laws of the Seventeenth General Assembly.

Read a first and second time and referred to the Committee on Schools.

Mr. Brown of Dickinson introduced House File No. 386, a bill for an act to amend section 902 of the Code of 1873, relating to tax titles.

Read a first and second time and referred to the Committee on Judiciary.

Mr. Parker introduced House File No. 387, a bill for an act to amend chapter 61 of the laws of the Fifteenth General Assembly.

Read a first and second time, and referred to the Committee on Cities and Towns.

Leave of absence was granted Messrs. Robb and Struble until Tuesday.

Mr. Dungan was granted leave of absence until Thursday.

Mr. Casey introduced House File No. 389, a bill for an act to amend section 2533 of the Code of 1873.

Read a first and second time and referred to the Committee on Judiciary.

RESOLUTION.

Mr. Hutchison of Wapello offered the following resolution, which was adopted:

WHEREAS, There is and has been for several years in this State great complaint about the failure of assessors to assess all the property there is in the State; and

WHEREAS, It was early urged upon this general Assembly by the public prints and all classes of property holders that one of the highest duties should be to improve our revenue laws, so that there will be a more efficient assessment of property, and especially personal property; and

WHEREAS, It is claimed by able statisticians that there is as much personal property in this State in value as there is realty, and yet the report of the Auditor of State shows that the personal property assessment of 1879 was but \$79,618,995, a trifle over one-fourth the assessed value of real estate; and

WHEREAS, It is believed that the question of getting all species of property properly, equally, and fairly assessed is one of the most important, if not the most important, duties of this General Assembly; and

WHEREAS, There is now before the Ways and Means Committee of this House several important bills intending to remedy the defects above set out; therefore

Be it resolved by this House, That the Committee on Ways and Means are hereby instructed to perfect at as early a date as possible and report to this House a bill which will meet, as far as possible, the wants of our revenue laws as stated in the preamble hereto, and as more fully shown on pages 6, 7, and 8 of the last biennial report of the Auditor of State.

Mr. Downing moved that all bills relating to assessment be printed. The motion did not prevail.

Leave was granted Mr. Egbert to introduce House File No. 389, a bill for an act to provide for the exemption of mortgages from taxation.

Read a first and second time, and referred to the Committee on Ways and Means.

JOINT RESOLUTION.

Mr. Lucas offered the following resolution, which was adopted:

WHEREAS, The colleges in the several States for instruction in agriculture and the mechanic arts have facilities for manufacturing with accuracy the standard weights and measures; therefore

Be it resolved by the General Assembly of the State of Iowa, That our Senators in Congress be instructed and our Representatives requested to favor an appropriation from the national treasury sufficient

to furnish all the above named colleges with standards, in order that weights and measures manufactured thereat may be made to conform to such standards, and citizens of the several States be furnished therewith at actual cost.

Mr. Harvey moved to call up the resolution relative to the construction of a sewer from the new capitol.

The motion prevailed.

The resolution was taken up and read.

Leave of absence was granted Mr. Wolfe until Monday; Messrs. Seaman, Stout, Lewis of Fayette, and Hull until Tuesday.

Mr. Hays moved to postpone further consideration of the resolution until Wednesday, February 18, at 10 o'clock.

The motion prevailed.

Mr. Nichols moved that House File No. 11 be made the special order for February 19th, at 10½ o'clock.

The motion prevailed.

Mr. Mackey moved that the House do now adjourn.

Mr. Prouty moved to amend by adding until Monday at 3 o'clock.

The motion to amend did not prevail.

O. the question on adjournment the motion was lost.

On motion of Mr. Clayton, House File No. 362, a bill for an act to legalize the organization and official acts of the independent school district of Ionia, Chickasaw county, Iowa, with report of committee recommending it do pass, was taken up, considered, and the report of the committee was adopted.

Mr. Perrin moved that the rule be suspended and the bill be considered engrossed and read a third time now, which prevailed, and the bill was read a third time.

The question being, shall the bill pass?

The yeas were:

Messrs. Baker, Barnes, Bicknell, Blair, Bloom, Bosworth, Bridges, Brown of Dickinson, Brown of Linn, Caldwell, Carson, Casey, Clayton, Cobbe, Cochran, Colton, Coomes, Dotson, Downing, Dungan, Egbert, Ehl, Epperson, Evans, Fisher, Francis, Glasgow, Harvey, Hayden, Hays, Hixson, Homan, Hornaday, Hubbell, Hutchison of Calhoun, Hutchison of Wapello, Jennings, Jordan, King, Lake, Lambert, Lewis of Mills, Lucas, Lyon, Martindale, McDaid, McGregor, Merten, Mueller, Muncey, Nagle, Newbold, Nichols, O'Brien, Parker, Patterson, Payne, Pearson, Perrin, Porter, Prouty, Reck, Richardson of Jackson, Russell, Scott, Stephens, Stockton, Stutsman, Terry, Tilton, Tool, Van Staden, Wagner, Webster, Whaley, Wicks, Wood, Yoran, and Mr. Speaker—79.

The nays were—None.

Absent or not voting:

Messrs. Beach, Belfrage, Dean, Duncombe, Gay, Hull, Knight, Laub, Lewis of Fayette, Mackey, Palmer, Richardson of Harrison, Richey, Robb, Seaman, Simpson, Stout, Struble, Wadleigh, Williams, and Wolfe—21.

So the bill passed, and the title was agreed to.

Mr. Dotson moved that the House adjourn.

The motion prevailed.

The Speaker adjourned the House until Monday at 10 o'clock A. M.

HALL OF HOUSE OF REPRESENTATIVES, }
 DES MOINES, IOWA, February 16, 1880. }

House met pursuant to adjournment, the Speaker in the chair.
 Prayer by Rev. C. A. Bunker.

MESSAGE FROM THE SENATE.

The following message was received from the Senate:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has passed the following joint resolution, in which the concurrence of the House is asked:

Joint resolution in relation to meandered lakes in the State of Iowa.

A. T. McCARGAR, *Secretary*.

Pending the reading of the journal of yesterday, on motion of Mr. Porter, further reading of the same was dispensed with.

The Speaker announced the following committee to report a bill in relation to mileage of the visiting committees, under resolution of Mr. Bloom: Messrs. Bloom, Cobbey, and Hubbell.

The Speaker laid before the House a communication from the Governor relating to pardons.

Read and passed on file, and ordered printed.

REPORTS OF COMMITTEES.

Mr. Wood, from the Committee on Compensation of Public Officers, submitted the following report:

MR. SPEAKER—Your Committee on Compensation of Public Officers, to whom was referred House Files Nos. 166 and 123, bills for an act to reduce the salaries of certain State officers, beg leave to report that they have had the same under consideration and have prepared a substitute, and have instructed me to report the same back to the House with the recommendation that it do pass.

WOOD, *Chairman*.

Ordered passed on file.

Mr. Clayton, from the Committee on Agriculture, submitted the following report:

MR. SPEAKER—Your Committee on Agriculture, to whom was referred House File No. 287, a bill for an act to amend section 1464 of the Code of 1873, in relation to estrays, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that it do not pass.

B. F. CLAYTON, *Chairman*.

Ordered passed on file.

Mr. Bicknell, from the Committee on Roads and Highways, submitted the following report:

MR. SPEAKER—Your Committee on Roads and Highways, to whom

was referred House File No. 85, a bill for an act in relation to the levy of road tax by township trustees, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that it be indefinitely postponed.

A. D. BICKNELL, *Chairman*.

Ordered passed on file.

Also:

MR. SPEAKER—Your Committee on Roads and Highways, to whom was referred House File No. 167, a bill for an act providing for the establishment of highways in certain cases, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that it be indefinitely postponed, there being another bill before the committee upon the same subject reported favorably.

A. D. BICKNELL, *Chairman*.

Ordered passed on file.

Also:

MR. SPEAKER—Your Committee on Roads and Highways, to whom was referred House File No. 40, a bill for an act authorizing short highways to be established of less than forty feet in width, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that it do pass.

A. D. BICKNELL, *Chairman*.

Ordered passed on file.

Mr. Newbold, from the Committee on Ways and Means, submitted the following report:

MR. SPEAKER—Your Committee on Ways and Means, to whom was referred House File No. 183, a bill for an act appropriating the sum of \$325,000 for the purpose of reducing and paying off the war and defense bonds falling due in the year 1881, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that it be referred to the Appropriation Committee.

J. G. NEWBOLD, *Chairman*.

Ordered passed on file.

Mr. Reck, from the Committee on Enrolled Bills, submitted the following report:

MR. SPEAKER—The Committee on Enrolled Bills respectfully report that they have examined the following bill and find the same correctly enrolled:

House File No. 32, a bill for an act to legalize the acts of the board of trustees of the town of Olin, Jones county, Iowa.

A. C. RECK, *Chairman*.

Mr. Perrin, from the Committee on Schools, submitted the following report:

MR. SPEAKER—Your Committee on Schools, to whom was referred House File No. 339, a bill for an act to provide for not less than three nor more than six polling places in school districts containing more than 15,000 inhabitants, beg leave to report that they have had the same under consideration and have instructed me to report the same

back to the House with the recommendation that the substitute herewith submitted be adopted, and that when adopted it do pass.

PERRIN, *Chairman.*

Ordered passed on file.

INTRODUCTION OF BILLS.

Mr. Mackey introduced House File No. 390, a bill for an act providing for carrying into effect section 3, article 10 of the Constitution of this State, in reference to revising and amending the Constitution of the State.

Read a first and second time and referred to the Committee on Constitutional Amendments, and ordered printed.

Mr. Mackey introduced House File No. 391, a bill for an act providing for the construction and keeping in repair public highways.

Read a first and second time, and referred to the Committee on Roads and Highways.

Mr. Perrin introduced House File No. 392, a bill for an act to repeal section 512, chapter 9, laws of the Seventeenth General Assembly, and enact a substitute therefor, and to amend sections 489 and 493 of the Code.

Read a first and second time and referred to the Committee on Judiciary.

Mr. Stutsman introduced House File No. 393, a bill for an act to repeal section 1763, chapter 9, title 12 of the Code of 1873, in relation to teaching the German language in the public schools.

Read a first and second time, and referred to the Committee on Schools.

Mr. Epperson introduced House File No. 394, a bill for an act to amend chapter 2, title 7 of the Code.

Read a first and second time and referred to the Committee on Roads and Highways.

Mr. Fisher introduced House File No. 395, a bill for an act to require railroad companies holding lands by grant to place evidence of their title on record.

Read a first and second time and referred to the Committee on Railroads.

Mr. Patterson introduced House File No. 396, a bill for an act to amend chapter 2, title 7, section 996 of the Code of 1873, relating to orders of township trustees.

Read a first and second time and referred to the Committee on Schools.

Mr. Newbold introduced House File No. 397, a bill for an act making appropriations for the Iowa Hospital for the Insane at Mt. Pleasant.

Read a first and second time, and referred to the Committee on Appropriations.

RESOLUTION.

Mr. Wicks offered the following resolution, which was adopted:

Resolved, That the Committee on Rules be instructed to report, at as early a day as practicable, a standing order as amendment to the Rules of the House, requiring committees to be called by the Speaker

for reports when the third order of business is reached, if in the opinion of the committee it is deemed advisable, and also prescribing the order in which such committees shall be called.

MESSAGES ON SPEAKER'S TABLE.

House File No. 118, a bill for an act to amend section 2372 of the Code of Iowa, was taken up, with amendments.

The question being, shall the House concur? the yeas and nays were as follows—

The yeas were:

Messrs. Baker, Barnes, Belfrage, Bicknell, Blair, Bloom, Bosworth, Bridges, Brown of Linn, Caldwell, Carson, Casey, Clayton, Cobbey, Colton, Coomes, Dean, Downing, Egbert, Epperson, Evans, Fisher, Francis, Gay, Glasgow, Harvey, Hayden, Hays, Hixson, Homan, Hornaday, Hubbell, Hutchison of Calhoun, Hutchison of Wapello, Jennings, Lake, Lambert, Laub, Lewis of Mills, Lucas, Lyon, Mackey, Martindale, McDaid, McGregor, Merten, Mueller, Muncey, Nagle, Newbold, O'Brien, Patterson, Payne, Pearson, Perrin, Porter, Reck, Richardson of Jackson, Russell, Scott, Stephens, Stockton, Stutsman, Terry, Tilton, Van Staden, Wadleigh, Wagner, Webster, Whaley, Wicks, Wood, Yorán, and Mr. Speaker—74.

The nays were:

Messrs. Jordan, and Parker—2.

Absent or not voting:

Messrs. Beach, Brown of Dickinson, Cochran, Dotson, Duncombe, Dungan, Ehl, Hull, King, Knight, Lewis of Fayette, Nichols, Palmer, Prouty, Richardson of Harrison, Richey, Robb, Seaman, Simpson, Stout, Struble, Tool, Williams, and Wolfe—24.

So the bill passed, and the title was agreed to.

Senate File No. 121, a bill for an act to amend section 1, chapter 80 of the acts of the Sixteenth General Assembly, in relation to the powers and duties of boards of supervisors.

Read a first and second time and referred to the Committee on County and Township Organization.

Joint resolution in regard to meandered lakes in the State of Iowa was taken up, read, and referred to the Committee on Public Lands.

BILLS ON SECOND READING.

House File No. 171, a bill for an act in relation to highway taxes, with report of committee recommending do pass, was taken up, considered, and the report of the committee was adopted.

Ordered engrossed for third reading.

House File No. 174, a bill for an act to amend sections 506 and 514 of the Code of 1873, in relation to the jurisdiction of mayors of cities and incorporated towns, and providing fees in certain cases the same as justices of the peace receive, with report of the committee that the bill be indefinitely postponed, was taken up, considered, and the report of the committee was adopted.

House File No. 103, a bill for an act to prevent school officers from employing one of their own number to teach school, with report of

committee recommending it do not pass, was taken up, considered, and the report of the committee was adopted.

House refused to order engrossed for a third reading.

House File No. 71, a bill for an act to repeal a part of section 1774, chapter 9, title 12 of the Code, relating to county superintendents, with report of committee recommending that the bill be indefinitely postponed, was taken up, considered, and the report of the committee was adopted.

House File No. 151, a bill for an act to amend section 2078, chapter 2, title 14 of the Code, in relation to interest, with report of committee recommending it do not pass, was taken up, considered, and the report of the committee was adopted.

House refused to order the bill engrossed for a third reading.

House File No. 188, a bill for an act to amend section 467 of the Code of 1873, in relation to sidewalks, with report of committee recommending it do pass with amendments, was taken up, considered, and the report of the committee was adopted.

The bill was ordered engrossed for a third reading.

House File No. 9, a bill for an act to repeal sections 181, 182 and 3877 of the Code of 1873, in relation to short-hand reporters, with report of committee recommending substitute do pass, was taken up and considered.

Mr. Coomes moved that the bill be postponed until February 17th, with bills relating to same subject.

The motion prevailed.

House File No. 107, a bill for an act to amend section 1822, chapter 9, title 12 of the Code of 1873, with report of committee recommending it do pass, was taken up, considered, and the report of the committee was adopted.

The bill was ordered engrossed for a third reading.

House File No. 216, a bill for an act to authorize cities of the first class to acquire and dispose of real property in certain cases, with report of committee recommending that it do pass, with amendments, was taken up, considered, and the report of the committee was adopted.

The bill was ordered engrossed for a third reading.

House File No. 189, a bill for an act in relation to jury trial in cases for violation of ordinances of cities of the second class, with report of committee recommending it do pass with amendment, was taken up, considered, and the report of the committee was adopted.

The bill was ordered engrossed for a third reading.

House File No. 190, a bill for an act in relation to the jurisdiction of mayors of cities of the second class, with reference to violations of city ordinances, with report of committee recommending it do pass with amendments, was taken up, considered, and the report of the committee was adopted.

The bill was ordered engrossed for a third reading.

House File No. 7, a bill for an act to amend section 2951, of the Code, with report of committee recommending a substitute do pass, was taken up, considered, and the report of the committee was adopted.

Mr. Stephens moved to amend: Strike out in line five the words, "or execution," and in line seven, "execution or."

Mr. Glasgow moved that the further consideration of the bill be postponed until February 19, and made a special order for that day at ten o'clock.

The motion prevailed.

House File No. 200, a bill for an act amendatory to section 218, chapter 7, title 3 of the Code of 1873, in reference to disbarring attorneys, with report of committee recommending that the bill be indefinitely postponed, was taken up, considered, and the report of the committee was adopted.

House File No. 5, a bill for an act in relation to attorney's fees on notes and other written contracts, with report of committee recommending that the bill be indefinitely postponed, was taken up, considered, and the report of the committee was adopted.

INTRODUCTION OF BILLS.

Leave was granted Mr. Merten to introduce House File No. 398, a bill for an act to encourage normal training.

Read a first and second time and referred to the Committee on Normal Schools.

Leave was granted Mr. Merten to introduce House File No. 399, a bill for an act regulating and fixing the salaries of county superintendents of schools.

Read a first and second time and referred to the Committee on Compensation of Public Officers.

BILLS ON SECOND READING.

House File No. 125, a bill for an act to amend section 1923 of the Code of 1873, with report of committee recommending that the bill be indefinitely postponed, was taken up, considered, and the report of the committee was adopted.

House File No. 165, a bill for an act to give a change of the place of trial in civil cases, with report of committee recommending that the bill be indefinitely postponed, was taken up, considered, and the report of the committee was adopted.

House File No. 168, a bill for an act to repeal section 3513, chapter 1, title 24 of the Code and to enact a substitute therefor, with report of committee recommending that the bill be indefinitely postponed, was taken up, considered, and the report of the committee was adopted.

The hour of adjournment having arrived the Speaker adjourned the House until 2 o'clock P. M.

AFTERNOON SESSION.

2 O'CLOCK P. M.

House called to order by the Speaker.

RESOLUTION.

Leave was granted Mr. Coomes to offer the following resolution, which was adopted:

Resolved, That the Clerk of the House is hereby instructed to have a bulletin board placed in this hall, on which shall be placed each day the numbers of bills on second and third reading.

The hour having arrived for consideration of special order the House proceeded to that order of business.

House File No. 281, a bill for an act to repeal section 1988, chapter 8, title 13 of the Code of 1873, in relation to homestead exemption, and enact a substitute therefor.

Mr. Clayton moved that the special order be postponed until 3 o'clock P. M.

The motion did not prevail.

Mr. Clayton moved to recommit the bill to the same special committee.

The motion prevailed.

Mr. Fisher moved that House File No. 183, a bill for an act appropriating the sum of \$325,000 for the purpose of reducing and paying off the war and defense bonds falling due in the year 1881, be withdrawn from the Committee on Appropriations and referred to the Committee of the Whole House and be acted upon Wednesday at 2 o'clock P. M.

The motion did not prevail.

House File No. 155, a bill for an act to legalize the sale of certain school land by the Auditor of Tama county, Iowa, with report of committee recommending do pass, was taken up, considered, and the report of the committee was adopted.

The bill was ordered engrossed for a third reading.

Substitute for House File No. 221, a bill for an act amendatory to section 2, chapter 123 of the acts of the Sixteenth General Assembly, relating to townships and incorporated towns and cities to aid in the construction of railroads, with report of committee recommending that substitute do pass, was taken up, considered, and the report of the committee was adopted.

The bill was ordered engrossed for a third reading.

House File No. 241, a bill for an act to amend chapter 34 of the acts of the Fifteenth General Assembly, relating to taking private property for work of internal improvement, with report of committee recommending do pass, was taken up, considered, and the report of the committee was adopted.

The bill was ordered engrossed for a third reading.

House File No. 110, a bill for an act requiring railroad companies and supervisors of roads and public highways to eradicate foul and

noxious weeds from the lines of railroads and highways, with report of committee recommending do pass, was taken up, considered, and the report of the committee was adopted.

The bill was ordered engrossed for a third reading.

House File No. 215, a bill for an act amendatory to section 2, chapter 123 of the acts of the Sixteenth General Assembly, relating to townships and incorporated towns and cities to aid in the construction of railroads, with report of committee recommending do pass, with amendment, was taken up, considered, and the report of the committee was adopted.

Mr. Glasgow moved to strike out "plat," in eighth line of section 1, and insert "map."

The motion prevailed.

The bill was ordered engrossed for a third reading.

Mr. Glasgow moved that the rule be suspended and the bill be considered engrossed, and read a third time now, which prevailed, and the bill was read a third time.

The question being, shall the bill pass?

The yeas were:

Messrs. Baker, Barnes, Belfrage, Bicknell, Blair, Bloom, Bosworth, Bridges, Brown of Dickinson, Brown of Linn, Caldwell, Carson, Casey, Clayton, Cobbey, Colton, Coomes, Dean, Dotson, Downing, Egbert, Ehl, Epperson, Evans, Fisher, Francis, Gay, Glasgow, Harvey, Hayden, Hays, Hixson, Homan, Hornaday, Hubbell, Hutchison of Calhoun, Hutchison of Wapello, Jennings, Jordan, King, Lake, Lambert, Laub, Lewis of Fayette, Lewis of Mills, Lucas, Lyon, Mackey, Martindale, McDaid, McGregor, Merten, Mueller, Muncey, Nagle, Newbold, O'Brien, Parker, Patterson, Payne, Pearson, Perrin, Porter, Reck, Richardson of Jackson, Scott, Stephens, Stockton, Stutsman, Tilton, Tool, Van Staden, Wadleigh, Wagner, Webster, Whaley, Wicks, Wolfe, Wood, Yoran, and Mr. Speaker—82.

The nays were—None.

Absent or not voting:

Messrs. Beach, Cochran, Duncombe, Dungan, Hull, Knight, Nichols, Palmer, Prouty, Richardson of Harrison, Richey, Robb, Russell, Seaman, Simpson, Stout, Struble, Terry, and Williams—18.

So the bill passed, and the title was agreed to.

House File No. 265, a bill for an act to repeal section 8, chapter 123, of the public acts of the Sixteenth General Assembly, and enacting a substitute therefor, with report of committee recommending it do pass, was taken up, considered, and the report of the committee was adopted.

The bill was ordered engrossed for a third reading.

House File No. 160, a bill for an act amendatory to an act defining offenses against public policy, with report of the committee recommending that the bill be indefinitely postponed, was taken up, considered, and the report of the committee was adopted.

House File No. 288, a bill for an act to legalize the organization and acts of the Waterloo Agricultural Works, of Waterloo, Iowa, with report of committee recommending it do pass, was taken up, considered, and the report of the committee was adopted.

The bill was ordered engrossed for a third reading.

Mr. Gay moved that the rule be suspended, and the bill be considered engrossed, and read a third time now, which motion prevailed, and the bill was read a third time.

The question being, shall the bill pass?

The yeas were:

Messrs. Baker, Barnes, Belfrage, Bicknell, Blair, Bloom, Bosworth, Bridges, Brown of Dickinson, Brown of Linn, Caldwell, Carson, Casey, Clayton, Cobbe, Colton, Coomes, Dean, Dotson, Downing, Egbert, Ehl, Epperson, Evans, Fisher, Francis, Gay, Glasgow, Harvey, Hayden, Hays, Hixson, Homan, Hornaday, Hubbell, Hutchison of Calhoun, Hutchison of Wapello, Jennings, Jordan, King, Lake, Lambert, Laub, Lewis of Fayette, Lewis of Mills, Lucas, Lyon, Mackey, Martindale, McDaid, McGregor, Merten, Mueller, Muncey, Nagle, Newbold, O'Brien, Parker, Patterson, Payne, Pearson, Perrin, Porter, Reck, Richardson of Jackson, Scott, Stephens, Stockton, Stout, Stutsman, Tilton, Tool, Van Staden, Wadleigh, Wagner, Webster, Whaley, Wicks, Wolfe, Wood, and Yoran—82.

The nays were—None.

Absent or not voting:

Messrs. Beach, Cochran, Duncombe, Dungan, Hull, Knight, Nichols, Palmer, Prouty, Richardson of Harrison, Richey, Robb, Russell, Seaman, Simpson, Struble, Terry, Williams, and Mr. Speaker—18.

So the bill passed, and the title was agreed to.

House File No. 95, a bill for an act requiring supervisors to keep their highways clear of cockle burs and other noxious weeds, with report of committee recommending that the bill be indefinitely postponed, was taken up, considered, and the report of the committee was adopted.

On motion of Mr. Egbert House File No. 339, a bill for an act to provide for not less than three nor more than six polling places in school districts containing more than 15,000 inhabitants, do pass, with report of committee recommending substitute, was taken up, considered, and the report of the committee was adopted.

Mr. Egbert moved that the rule be suspended and the bill be considered engrossed, and read a third time now, which prevailed, and the bill was read a third time.

The question being, shall the bill pass?

The yeas were:

Messrs. Baker, Barnes, Belfrage, Bicknell, Blair, Bloom, Bosworth, Bridges, Brown of Dickinson, Brown of Linn, Carson, Casey, Clayton, Cobbe, Colton, Coomes, Dean, Dotson, Downing, Egbert, Ehl, Epperson, Evans, Fisher, Francis, Gay, Glasgow, Harvey, Hayden, Hays, Hixson, Homan, Hornaday, Hubbell, Hutchison of Calhoun, Hutchison of Wapello, Jennings, Jordan, King, Lake, Lambert, Laub, Lewis of Fayette, Lewis of Mills, Lucas, Lyon, Mackey, Martindale, McDaid, McGregor, Merten, Mueller, Muncey, Nagle, Newbold, O'Brien, Parker, Patterson, Payne, Pearson, Perrin, Porter, Reck, Richardson of Jackson, Russell, Scott, Stephens, Stockton, Stout, Stutsman, Tilton, Tool, Van Staden, Wadleigh, Wagner, Webster, Whaley, Wicks, Wolfe, Wood, and Yoran—81.

The nays were:

Mr. Caldwell—1.

Absent or not voting:

Messrs. Beach, Cochran, Duncombe, Dungan, Hull, Knight, Nichols, Palmer, Prouty, Richardson of Harrison, Richey, Robb, Seaman, Simpson, Struble, Terry, Williams, and Mr. Speaker—18.

So the bill passed, and the title was agreed to.

BILLS ON THIRD READING.

House File No. 6, a bill for an act to repeal section 1923 of the Code and to enact a substitute therefor.

The question being, shall the bill pass?

The yeas were:

Messrs. Baker, Barnes, Belfrage, Bicknell, Blair, Bloom, Bridges, Brown of Dickinson, Brown of Linn, Caldwell, Carson, Casey, Clayton, Cobbey, Colton, Coomes, Dotson, Egbert, Ehl, Epperson, Fisher, Francis, Gay, Glasgow, Harvey, Hornaday, Hubbell, Hutchison of Wapello, Jordan, Lake, Mackey, McDaid, McGregor, Nagle, Newbold, O'Brien, Parker, Stockton, Wolfe, Wood, and Yoran—41.

The nays were:

Messrs. Bosworth, Dean, Evans, Hayden, Hays, Hixson, Homan, Hutchison of Calhoun, Jennings, King, Lambert, Laub, Lewis of Fayette, Lewis of Mills, Lucas, Martindale, Merten, Muncey, Patterson, Payne, Pearson, Perrin, Porter, Reck, Richardson of Jackson, Scott, Stephens, Stout, Stutsman, Tilton, Tool, Van Staden, Wadleigh, Wagner, Webster, Whaley, and Wicks—39.

Absent or not voting:

Messrs. Beach, Cochran, Duncombe, Downing, Dungan, Hull, Knight, Mueller, Nichols, Palmer, Prouty, Richardson of Harrison, Richey, Robb, Russell, Seaman, Simpson, Struble, Terry, Williams, and Mr. Speaker—20.

So the bill, not receiving a constitutional majority, failed to pass the House.

Substitute for House File No. 45, a bill for an act to repeal section 258, chapter 12, title 3 of the Code and to enact a substitute in lieu thereof.

The question being, shall the bill pass?

The yeas were:

Messrs. Baker, Barnes, Belfrage, Bicknell, Blair, Bloom, Bosworth, Bridges, Brown of Linn, Caldwell, Carson, Casey, Cobbey, Colton, Dean, Ehl, Epperson, Evans, Fisher, Francis, Gay, Glasgow, Hayden, Hays, Homan, Hornaday, Hubbell, Hutchison of Wapello, King, Lake, Lambert, Laub, Lewis of Mills, Lyon, Mackey, Martindale, McDaid, Nagle, Newbold, O'Brien, Parker, Patterson, Payne, Pearson, Perrin, Porter, Reck, Richardson of Jackson, Russell, Stephens, Stockton, Stout, Stutsman, Tilton, Wadleigh, Webster, Whaley, Wicks, Wolfe, and Wood—60.

The nays were:

Messrs. Brown of Dickinson, Clayton, Coomes, Dotson, Downing, Egbert, Harvey, Hixson, Hutchison of Calhoun, Jennings, Jordan, Lewis of Fayette, Lucas, McGregor, Merten, Mueller, Muncey, Scott, Tool, Van Staden, Wagner, and Yoran—22.

Absent or not voting:

Messrs. Beach, Cochran, Duncombe, Dungan, Hull, Knight, Nichols, Palmer, Prouty, Richardson of Harrison, Richey, Robb, Seaman, Simpson, Struble, Terry, Williams, and Mr. Speaker—18.

So the bill passed, and the title was agreed to.

House File No. 31, a bill for an act reducing the interest on school funds.

The question being, shall the bill pass?

The yeas were:

Messrs. Baker, Barnes, Belfrage, Bloom, Brown of Dickinson, Caldwell, Carson, Casey, Cobbey, Coomes, Dean, Dotson, Downing, Ehl, Epperson, Evans, Fisher, Francis, Gay, Glasgow, Hayden, Hays, Hixson, Homan, Hubbell, Hutchison of Wapello, Jennings, Jordan, King, Lake, Lambert, Laub, Lewis of Fayette, Lewis of Mills, McDaid, McGregor, Merten, Muncey, Nagle, O'Brien, Parker, Payne, Pearson, Perrin, Porter, Reck, Richardson of Jackson, Wadleigh, Wagner, Whaley, Wicks, Wolfe, Wood, Yorán, and Mr. Speaker—55.

The nays were:

Messrs. Bicknell, Blair, Bosworth, Bridges, Brown of Linn, Egbert, Harvey, Hornaday, Hutchison of Calhoun, Lucas, Lyon, Mackey, Martindale, Mueller, Newbold, Patterson, Prouty, Russell, Scott, Stephens, Stockton, Stout, Stutsman, Tilton, Tool, Van Staden, and Webster—27.

Absent or not voting:

Messrs. Beach, Clayton, Cochran, Colton, Duncombe, Dungan, Hull, Knight, Nichols, Palmer, Richardson of Harrison, Richey, Robb, Seaman, Simpson, Struble, Terry, and Williams—18.

So the bill passed, and the title was agreed to.

House File No. 19, a bill for an act to extend the right to hold the office of county auditor to women.

The question being, shall the bill pass?

The yeas were:

Messrs. Baker, Bicknell, Blair, Brown of Dickinson, Carson, Cobbey, Coomes, Dean, Dotson, Downing, Egbert, Epperson, Evans, Fisher, Francis, Glasgow, Harvey, Hayden, Hays, Hixson, Homan, Hubbell, Hutchison of Calhoun, Hutchison of Wapello, Jennings, Jordan, King, Laub, Lewis of Mills, Lyon, Martindale, McDaid, Merten, Muncey, Nagle, Newbold, Parker, Payne, Pearson, Perrin, Porter, Prouty, Reck, Russell, Scott, Stephens, Stockton, Stout, Stutsman, Tilton, Tool, Wadleigh, Webster, Whaley, Wicks, Wood, and Mr. Speaker—59.

The nays were:

Messrs. Barnes, Belfrage, Bloom, Brown of Linn, Caldwell, Casey, Colton, Ehl, Gay, Hornaday, Lake, Lambert, Lewis of Fayette, Mackey, McGregor, Mueller, O'Brien, Richardson of Jackson, Van Staden, Wagner, Wolfe, and Yorán—22.

Absent or not voting:

Messrs. Beach, Clayton, Cochran, Duncombe, Dungan, Hull, Knight, Lucas, Nichols, Palmer, Patterson, Richardson of Harrison, Richey, Robb, Seaman, Simpson, Struble, Terry, and Williams—19.

So the bill passed, and the title was agreed to.

House File No. 21, a bill for an act to require parties in suits in

circuit and district courts to file copies of all pleadings for the use of the opposite parties.

The question being, shall the bill pass?

The yeas were:

Messrs. Baker, Barnes, Belfrage, Bicknell, Blair, Bloom, Bosworth, Bridges, Brown of Dickinson, Brown of Linn, Caldwell, Carson, Casey, Cobbey, Colton, Coomes, Dean, Dotson, Downing, Egbert, Ehl, Epperson, Evans, Francis, Gay, Harvey, Hayden, Hixson, Homan, Hubbell, Hutchison of Wapello, Jennings, Jordan, Lake, Laub, Lewis of Fayette, Lewis of Mills, Lucas, Lyon, Mackey, Martindale, McGregor, Merten, Nagle, Newbold, O'Brien, Parker, Patterson, Payne, Pearson, Perrin, Porter, Reck, Russell, Scott, Stephens, Stockton, Stutsman, Terry, Tool, Van Staden, Wadleigh, Wagner, Webster, Whaley, Wicks, Wolfe, Wood, and Mr. Speaker—69.

The nays were:

Messrs. Fisher, Glasgow, Hays, Hornaday, Hutchison of Calhoun, King, Lambert, McDaid, Mueller, Muncey, Prouty, Richardson of Jackson, Stout, and Yoran—14.

Absent or not voting:

Messrs. Beach, Clayton, Cochran, Dungan, Duncombe, Hull, Knight, Nichols, Palmer, Richardson of Harrison, Richey, Robb, Seaman, Simpson, Struble, Terry, and Williams—17.

So the bill passed, and the title was agreed to.

House File No. 94, a bill for an act to amend section 2974 of the Code, relating to garnishment proceedings.

The question being, shall the bill pass?

The yeas were:

Messrs. Baker, Barnes, Belfrage, Bicknell, Blair, Bloom, Bosworth, Bridges, Brown of Dickinson, Brown of Linn, Caldwell, Carson, Casey, Cobbey, Colton, Coomes, Dean, Downing, Egbert, Ehl, Epperson, Evans, Fisher, Francis, Gay, Glasgow, Harvey, Hayden, Hays, Hixson, Homan, Hornaday, Hubbell, Hutchison of Calhoun, Hutchison of Wapello, Jennings, Jordan, King, Lake, Lambert, Laub, Lewis of Fayette, Lewis of Mills, Lucas, Lyon, Mackey, Martindale, McDaid, McGregor, Merten, Mueller, Muncey, Nagle, Newbold, O'Brien, Parker, Patterson, Payne, Pearson, Perrin, Porter, Prouty, Reck, Richardson of Jackson, Russell, Scott, Stephens, Stockton, Stout, Stutsman, Tilton, Tool, Van Staden, Wadleigh, Wagner, Webster, Whaley, Wicks, Wolfe, Wood, Yoran, and Mr. Speaker—83.

The nays were—None.

Absent or not voting:

Messrs. Beach, Clayton, Cochran, Duncombe, Dungan, Hull, Knight, Nichols, Palmer, Richardson of Harrison, Richey, Robb, Seaman, Simpson, Struble, Terry, and Williams—17.

So the bill passed, and the title was agreed to.

House File No. 54, a bill for an act providing for appeal from the findings of the commissioners of insanity, etc.

The question being, shall the bill pass?

The yeas were:

Messrs. Baker, Barnes, Belfrage, Bicknell, Blair, Bloom, Bosworth, Bridges, Brown of Dickinson, Brown of Linn, Caldwell, Carson, Casey, Cobbey, Colton, Coomes, Dean, Dotson, Downing, Egbert, Ehl, Epper-

son, Evans, Fisher, Francis, Gay, Glasgow, Harvey, Hayden, Hays, Hixson, Homan, Hornaday, Hubbell, Hutchison of Calhoun, Hutchison of Wapello, Jennings, Jordan, King, Lake, Lambert, Laub, Lewis of Fayette, Lewis of Mills, Lucas, Lyon, Mackey, Martindale, McDaid, McGregor, Merten, Mueller, Muncey, Nagle, Newbold, O'Brien, Parker, Patterson, Payne, Pearson, Perrin, Porter, Prouty, Reck, Richardson of Jackson, Russell, Scott, Stephens, Stockton, Struble, Stout, Stutsman, Terry, Tilton, Tool, Van Staden, Wadleigh, Wagner, Webster, Whaley, Wicks, Wolfe, Wood, Yoran, and Mr. Speaker—84.

The nays were—None.

Absent or not voting:

Messrs. Beach, Clayton, Cochran, Duncombe, Dungan, Hull, Knight, Nichols, Palmer, Richardson of Harrison, Richey, Robb, Seaman, Simpson, and Williams—16.

So the bill passed, and the title was agreed to.

REPORT OF COMMITTEE.

Leave was granted Mr. Fisher to submit a report from the Committee on Board of Public Charities:

A majority of the Committee on Board of Public Charities beg leave to report back House File No. 73, and recommend the following amendments to the bill, and that when so amended, that the bill do pass.

1. Strike out of line 3, section 1, the words "Executive Council," and insert the word "Senate."

2. Strike out sections 2 and 3, and insert in lieu of said sections the following: "The members of the board shall each hold his office for a term of two years from the first day of July in each even-numbered year, and the names of the members of the board shall be sent to the Senate for confirmation on or before the 15th day of February of each regular session of the General Assembly, and shall be acted upon within ten days thereafter, and if any are rejected by the Senate other names shall be at once sent to the Senate."

3. Strike out of line 4, section 12, the word "August," and insert the word "July."

4. Strike out from line 2, section 16, the words "twenty-two thousand dollars," and insert the words "fifty thousand dollars"; also, insert in line 4 of same section, after the word "out," the word "itemize."

5. Strike out of line 2, section 19, the word "fifty," and insert the word "five," and strike out of line 3, same section, the word "ten," and insert the word "three."

6. In line 11, after the word "issue," insert the word "a," and after the word "warrant," in same line, the words "or warrants."

FISHER, *Chairman.*

Mr. King moved that the report of the committee be printed.

The motion prevailed.

Mr. King moved that the bill be made a special order for Friday, February 20, at 10½ o'clock A. M.

The motion prevailed.

BILLS ON SECOND READING.

House File No. 172, a bill for an act to repeal sections 2 and 8, chapter 77 of the acts of the Seventeenth General Assembly, with report of committee recommending that it be indefinitely postponed, was taken up.

Mr. Stockton moved that the bill and report be referred to a special committee of which Mr. Newbold shall be chairman.

The motion did not prevail.

The bill was indefinitely postponed.

On motion of Mr. Laub, the House adjourned until 10 o'clock A. M.

HALL OF HOUSE OF REPRESENTATIVES, }
DES MOINES, IOWA, February 17, 1880. }

House met pursuant to adjournment, the Speaker in the chair.
Prayer by Rev. M. N. Miles.

MESSAGE FROM THE SENATE.

The following message was received from the Senate:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has passed the following bills, in which the concurrence of the House is asked:

Substitute for Senate Files Nos. 2 and 36, a bill for an act to repeal section 866 of the Code, and enact a substitute therefor, and to amend section 890, in relation to penalty on delinquent taxes.

Senate File No. 85, a bill for an act to amend chapter 9 of title 12 of the Code of 1873, by addition thereto, providing for calling, in certain contingencies, meetings of school districts.

Senate File No. 166, a bill for an act apportioning the State into representative districts, and declaring the rate of representation.

Substitute for Senate File No. 122, a bill for an act to amend chapter 21 of the laws of the Sixteenth General Assembly, conferring on street commissioners the same powers as those of road supervisors, in certain cases.

Also, that the Senate has indefinitely postponed substitute for House File No. 79, a bill for an act to legalize the proceedings of the Cedar Rapids and Marion Street Railway Company.

A. T. McCARGAR, *Secretary.*

Pending the reading of the journal of yesterday, on motion of Mr. Jennings, further reading of same was dispensed with.

Mr. Cobbey moved to reconsider the vote by which House File No. 31, a bill for an act reducing the interest on school funds, was passed.

The motion prevailed.

The question being, shall the bill pass? the yeas and nays were as follows—

The yeas were:

Messrs. Baker, Barnes, Belfrage, Bloom, Brown of Dickinson, Caldwell, Carson, Casey, Clayton, Coomes, Evans, Hays, Hutchison of Wapello, Knight, Lake, Lewis of Mills, Martindale, McDaid, Nagle, Parker, Payne, Tilton, Wadleigh, Wicks, and Williams—25.

The nays were:

Messrs. Beach, Bicknell, Blair, Bosworth, Bridges, Brown of Linn, Cobbe, Cochran, Colton, Dotson, Downing, Ehl, Epperson, Fisher, Francis, Gay, Harvey, Hayden, Hixson, Homan, Hornaday, Hubbell, Hutchison of Calhoun, Jennings, Jordan, King, Lambert, Lewis of Fayette, Lucas, Lyon, Mackey, McGregor, Merten, Mueller, Muncey, Newbold, Nichols, Palmer, Patterson, Pearson, Perrin, Porter, Prouty, Reck, Richardson of Harrison, Richardson of Jackson, Richey, Robb, Russell, Scott, Seaman, Stephens, Stockton, Stout, Stutsman, Terry, Tool, Van Staden, Webster, Whaley, Wolfe, Wood, and Mr. Speaker—63.

Absent or not voting:

Messrs. Dean, Duncombe, Dungan, Egbert, Glasgow, Hull, Laub, O'Brien, Simpson, Struble, Wagner, and Yorán—12.

So the bill was lost.

Mr. Coomes moved that the special order of the day be taken up.

The motion prevailed.

House File No. 141, a bill for an act to abolish the office of shorthand reporter, and to provide for recording testimony in civil cases, with report of committee recommending it with amendments, was taken up, considered, and the report of the committee was adopted.

MESSAGE FROM THE GOVERNOR.

Message from the Governor by his private secretary, W. H. Fleming:

THE STATE OF IOWA, }
EXECUTIVE DEPARTMENT, }
DES MOINES, February 17, 1880. }

MR. SPEAKER—I am instructed by the Governor to inform the honorable the House of Representatives that he has approved, signed and deposited in the office of the Secretary of State:

House File No. 32: "An act to legalize the acts of the board of trustees of Olin, Jones county, Iowa."

Also: "Memorial of the General Assembly of the State of Iowa, relating to the Des Moines River Lands," originating in the House of Representatives.

WM. H. FLEMING,
Private Secretary.

Question is, shall the bill be ordered engrossed for a third reading?

Mr. Hubbell offered a substitute for the original bill and moved its adoption.

Question is on the adoption of the substitute.

The yeas and nays were as follows:

The yeas were:

Messrs. Baker, Barnes, Beach, Belfrage, Bicknell, Bloom, Bosworth, Brown of Dickinson, Brown of Linn, Caldwell, Carson, Casey, Cobbe, Cochran, Colton, Dean, Downing, Dungan, Egbert, Ehl, Epperson, Evans, Gay, Glasgow, Harvey, Hays, Hixson, Homan, Hornaday, Hubbell, Hutchison of Calhoun, Hutchison of Wapello, Jennings, Jordan, King, Lake, Lambert, Lewis of Fayette, Lewis of Mills, Lyon, Mackey, Martindale, McDaid, McGregor, Mueller, Muncey, Nagle, Newbold, Parker, Patterson, Pearson, Perrin, Prouty, Reck, Richardson of Harrison, Richey, Stephens, Stockton, Stout, Stutsman, Terry, Tilton, Tool, Van Staden, Wadleigh, Webster, Whaley, Wicks, Williams, Wolfe, and Yorán—71.

The nays were:

Messrs. Blair, Bridges, Clayton, Coomes, Dotson, Fisher, Francis, Hayden, Knight, Lucas, Merten, Nichols, O'Brien, Palmer, Payne, Porter, Richardson of Jackson, Robb, Russell, Scott, Seaman, Wood, and Mr. Speaker—23.

Absent or not voting:

Messrs. Duncombe, Hull, Laub, Simpson, Struble, and Wagner—6

So the motion to amend by adopting a substitute prevailed.

Mr. Wood moved to recommit the substitute to the Committee on Compensation of Public Officers.

Mr. Wood moved that the time of adjournment be extended until this bill is disposed of.

The motion prevailed.

The question on recommittal to the Committee on Compensation of Public Officers did not prevail.

The question, shall the bill be engrossed for third reading? prevailed, and the bill was ordered engrossed for a third reading.

REPORT OF COMMITTEE.

On motion of Mr. Seaman leave was granted Mr. Wood to present a report from the Committee on Compensation of Public Officers.

Mr. Wood, from the Committee on Compensation of Public Officers, submitted the following report:

MR. SPEAKER—Your Committee on Compensation of Public Officers, to whom was referred House Files Nos. 128, 144, 331, and 36, bills for an act to reduce and fix the compensation of certain public officers, beg leave to report that they have had the same under consideration, and have prepared a substitute therefor and have instructed me to report the same back to the House with the recommendation that the substitute do pass.

Wood, *Chairman.*

Ordered passed on file.

House File No. 9, a bill for an act to repeal sections 181, 182, and 3777 of the Code of 1873, in relation to short-hand reporters, was taken up and considered.

On motion of Mr. Lyon the House adjourned until 10 o'clock tomorrow.

HALL OF HOUSE OF REPRESENTATIVES, }
 DES MOINES, IOWA, February 18, 1880. }

House met pursuant to adjournment, the Speaker in the chair.
 Prayer by Rev. D. H. Kooker.

MESSAGE FROM THE SENATE.

The following message was received from the Senate :

MR. SPEAKER—I am directed to inform your honorable body that the Senate has passed, without amendment, House File No. 358, a bill for an act to amend section 1120 of the Code, in relation to the publication and distribution of the reports of the State Horticultural Society.

A. T. McCARGAR, *Secretary.*

Pending the reading of the journal of yesterday, on motion of Mr. Hayden further reading of the same was dispensed with.

RESOLUTION.

Leave was granted Mr. Brown of Dickinson to offer the following resolution, which was adopted:

Be it resolved by the House of Representatives of the State of Iowa, That an invitation is hereby extended to the Hon. B. F. Shaw, of Anamosa, and W. A. Mynster, of Council Bluffs, to address the General Assembly to-night at 7:30 o'clock, and that they have the use of this Representative Hall for that purpose.

UNFINISHED BUSINESS.

House File No. 9, a bill for an act to repeal sections 181, 182 and 3777 of the Code of 1873, in relation to short-hand reporters, was taken up, with report of committee recommending a substitute therefor.

Mr. Russell moved to indefinitely postpone the bill.

The motion did not prevail.

Mr. Glasgow moved to postpone further consideration of the bill until the 28th day of February.

The motion prevailed.

Mr. King moved to take up House File No. 265, a bill for an act to repeal section 8, chapter 123 of the public acts of the Sixteenth General Assembly and enact a substitute therefor.

The motion prevailed.

Read a third time.

Upon the question, shall the bill pass? the yeas and nays were as follows—

The yeas were:

Messrs. Baker, Barnes, Beach, Belfrage, Bicknell, Blair, Bloom, Bosworth, Bridges, Brown of Dickinson, Brown of Linn, Caldwell,

Carson, Casey, Clayton, Cobbey, Cochran, Colton, Coomes, Dean, Dotson, Downing, Dungan, Egbert, Ehl, Epperson, Evans, Fisher, Francis, Gay, Glasgow, Harvey, Hayden, Hays, Hixson, Homan, Hornaday, Hubbell, Hutchison of Calhoun, Hutchison of Wapello, Jennings, Jordan, King, Knight, Lake, Lambert, Laub, Lewis of Fayette, Lewis of Mills, Lucas, Lyon, Mackey, Martindale, McDaid, McGregor, Merten, Mueller, Muncey, Nagle, Newbold, Nichols, O'Brien, Palmer, Parker, Patterson, Payne, Pearson, Perrin, Porter, Prouty, Reck, Richardson of Harrison, Richardson of Jackson, Richey, Robb, Russell, Scott, Seaman, Simpson, Stephens, Stockton, Stout, Struble, Stutsman, Terry, Tilton, Tool, Van Staden, Wadleigh, Wagner, Whaley, Wicks, Williams, Wolfe, Wood, Yoran, and Mr. Speaker—97.

The nays were—None.

Absent or not voting:

Messrs. Duncombe, Hull, and Webster—3.

So the bill passed, and the title was agreed to.

PETITIONS.

Mr. Struble presented a petition from citizens of Tama county, in reference to the sale of wine and beer.

Referred to the Committee on Suppression of Intemperance.

Mr. Wadleigh presented a petition from the citizens of Wheatland Clinton county.

Referred to the Committee on Fish and Game.

Messrs. Robb, Stout, Harvey, Hayden, and Epperson presented petitions from their respective counties, in reference to the passage of House File No. 284, relating to mining.

Referred to the Committee on Mines and Mining.

Mr. Bloom presented a petition from citizens of Johnson county, in reference to teaching the German language in the public schools.

Referred to the Committee on Schools.

Mr. Hubbell presented a petition from citizens of Winneshiek county in reference to restraining stock.

Referred to the Committee on Agriculture.

Mr. Casey presented a petition from Hazen Wilson and others, in reference to the practice of medicine.

Referred to the Committee on Medicine and Surgery.

Mr. Casey presented a petition from George Morris, asking for State aid on account of injuries received while in State prison.

Referred to the Committee on Claims.

Messrs. Muncey and Payne presented petitions from citizens of Buchanan and Henry counties, in relation to court expenses.

Referred to the Committee on Compensation of Public Officers.

Mr. Brown of Linn moved to reconsider the vote by which the resolution relative to the address of the Fish Commissioner be made in the hall of the House of Representatives.

The motion prevailed.

Mr. Mueller moved to amend by striking out 7½ o'clock and insert 4 o'clock.

Mr. Wood moved to amend the amendment by striking out 4 o'clock and insert 6 o'clock.

The motion to amend did not prevail.

Mr. Harvey moved to strike out 4 o'clock and insert immediately after adjournment.

Mr. Mueller accepted the amendment.

The question recurring on the amendment to meet immediately after adjournment, was adopted.

The question on the adoption of the resolution as amended, prevailed.

RESOLUTION.

Leave was granted Mr. Clayton to offer the following resolution, which was not adopted:

Resolved, That the Committee on Retrenchment and Reform are hereby instructed to inquire into the propriety of the passage of an act authorizing the boards of supervisors to levy a tax upon the taxable property of their respective counties for the purpose of aiding county agricultural societies in purchasing grounds upon which to hold their annual meetings, and that such committee report by bill or otherwise.

REPORTS OF COMMITTEES.

Mr. Fisher, from the Special Committee, submitted the following report:

MR. SPEAKER—Your Special Committee to whom was referred House File No. 281, a bill for an act to repeal section 1988, title 13, chapter 8 of the Code of 1873, in relation to homestead exemptions, and enact a substitute therefor, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that it do pass as amended.

FISHER, *Chairman*.

Ordered passed on file.

Mr. Laub, from the Special Committee, submitted the following report:

MR. SPEAKER—Your Special Committee to whom was referred House File No. 305, a bill for an act to equalize the good time that may be earned by convicts at the penitentiaries, amendatory of section 4754 of the Code, and of chapter 43 of the general and public laws of the Fourteenth General Assembly, and chapter 40 of the acts of the Sixteenth General Assembly, and chapter 187 of the acts of the Seventeenth General Assembly, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that it do pass.

LAUB, *Chairman*.

Ordered passed on file.

Mr. Glasgow, from the Committee on Cities and Towns, submitted the following report:

MR. SPEAKER—Your Committee on Cities and Towns, to whom was referred House File No. 368, a bill for an act making citizens of incorporated cities and towns competent jurors in certain cases, beg leave to report that they have had the same under consideration, and recommend that the substitute herewith reported be adopted, and have in-

structed me to report the same back to the House with the recommendation that the substitute do pass.

S. L. GLASGOW, *Chairman.*

Ordered passed on file.

Also:

MR. SPEAKER—Your Committee on Cities and Towns, to whom was referred House File No. 373, a bill for an act to amend section 421 of the Code, in relation to incorporated towns, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that it do pass.

S. L. GLASGOW, *Chairman.*

Ordered passed on file.

Also:

MR. SPEAKER—Your Committee on Cities and Towns, to whom was referred House File No. 273, a bill for an act to provide for the collection of road poll-tax in cities acting under special charters, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that it do pass.

S. L. GLASGOW, *Chairman.*

Ordered passed on file.

Also:

MR. SPEAKER—Your Committee on Cities and Towns, to whom was referred House File No. 272, a bill for an act to provide for the election of assessors for the term of two years in cities organized and existing under special charters, beg leave to report that they have had the same under consideration, and have drawn a substitute for the bill, and have instructed me to report the same back to the House with the recommendation that the substitute do pass.

S. L. GLASGOW, *Chairman.*

Ordered passed on file.

Also:

MR. SPEAKER—Your Committee on Cities and Towns, to whom was referred House File No. 387, a bill for an act to amend chapter 61 of the laws of the Fifteenth General Assembly by striking out the word "forty" in the third line and inserting the word "twenty" in lieu thereof, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that it be indefinitely postponed.

S. L. GLASGOW, *Chairman.*

Ordered passed on file.

Also:

MR. SPEAKER—Your Committee on Cities and Towns, to whom was referred House File No. 378, a bill for an act to define tramping and to punish tramps, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that it do pass.

S. L. GLASGOW, *Chairman.*

Ordered passed on file.

Also:

MR. SPEAKER—Your Committee on Cities and Towns, to whom was

referred House File No. 369, a bill for an act to amend chapter 58 of the laws of the Seventeenth General Assembly, relative to refunding bonded debts, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that it do pass.

S. L. GLASGOW, *Chairman*.

Ordered passed on file.

Mr. Stephens, from the Committee on Claims, submitted the following report:

MR. SPEAKER—Your Committee on Claims, to whom was referred House File No. 240, a bill for an act making an appropriation for the payment of Company D, Fourth Regiment Iowa National State Guards, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that it be amended by adding the following, to-wit: "Section 2. This act being deemed of immediate importance, shall be in force from and after its publication in the 'Iowa State Leader' and 'Iowa State Register,' newspapers published at Des Moines, Iowa."

R. D. STEPHENS, *Chairman*.

Ordered passed on file.

Mr. Lucas, from the Committee on Agricultural College, submitted the following report:

MR. SPEAKER—Your Committee on Agricultural College, to whom was referred House File No. 228, a bill for an act amending sections 1606, 1617 and 1619 of chapter 3, title 12 of the Code, in relation to the government of the Iowa Agricultural College and Farm, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that it do pass.

W. D. LUCAS, *Chairman*.

Ordered passed on file.

Mr. Clayton, from the Committee on Agriculture, submitted the following report.

MR. SPEAKER—Your Committee on Agriculture, to whom was referred House File No. 219, a bill for an act to amend chapter 4, title 9 of the Code of 1873, in relation to county and district agricultural societies, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that it be amended by inserting after the word "represented" the following, "at the annual meeting of that year," and strike out the publication clause; and after being so amended, the bill do pass.

B. F. CLAYTON, *Chairman*.

Ordered passed on file.

Also:

MR. SPEAKER—Your Committee on Agriculture, to whom was referred House File No. 184, a bill for an act to prevent the spread of cockle-burs and Canada and other thistles, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that it do not pass, for the reason that another bill covering the same matter

has been favorably reported from the Committee on Roads and Highways.

B. F. CLAYTON, *Chairman*.

Ordered passed on file.

Also:

MR. SPEAKER—Your Committee on Agriculture, to whom was referred House File No. 239, a bill for an act to require owners of lands to keep them free of Canada thistles, cockle-burs and other noxious weeds, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that it be indefinitely postponed.

B. F. CLAYTON, *Chairman*.

Ordered passed on file.

Also:

MR. SPEAKER—Your Committee on Agriculture, to whom was referred House File No. 294 a bill for an act to improve the breed of horses, beg leave to report that they have had the same under consideration, and have instructed me to report the same back to the House with the recommendation that it do not pass for the reason there has been a bill covering the same ground reported favorably.

B. F. CLAYTON, *Chairman*.

Ordered passed on file.

Mr. Perrin, from the Committee on Schools, submitted the following report:

MR. SPEAKER—Your Committee on Schools, to whom was referred House File No. 393, a bill for an act to repeal section 1763, chapter 9, title 12 of the Code of 1873, in relation to teaching the German language in the public schools, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that it be indefinitely postponed.

PERRIN, *Chairman*.

Ordered passed on file.

Mr. Bicknell, from the Committee on Roads and Highways, submitted the following report:

MR. SPEAKER—Your Committee on Roads and Highways, to whom was referred House Files Nos. 140, 345, 134, and 363, bills for acts: 1. Making additional duties for road supervisors; 2. Authorizing boards of supervisors to levy road taxes and expend the same; 3. Relating to the opening of new highways; 4. Repealing section 1001 of the Code and enacting a substitute therefor, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that they be indefinitely postponed.

BICKNELL, *Chairman*.

Ordered passed on file.

Also:

MR. SPEAKER—Your Committee on Roads and Highways, to whom was referred Senate File No. 79, a bill for an act to amend section 925 of the Code, relating to the location of roads and highways, beg leave to report that they have had the same under consideration and have

instructed me to report the same back to the House with the recommendation that it do pass.

BICKNELL, *Chairman.*

Ordered passed on file.

Mr. Harvey, from the Committee on Suppression of Intemperance, submitted the following report:

MR. SPEAKER—Your Committee on Suppression of Intemperance, to whom was referred House File No. 354, a bill for an act giving to trustees of townships which have no city or incorporated towns within their limits the right to regulate the sale of native wine, beer, and malt liquors, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that it be indefinitely postponed for the reason that other bills are pending embracing the same subject.

J. A. HARVEY, *Chairman.*

Ordered passed on file.

Mr. Lewis of Fayette, from the Committee on Horticulture and Forestry, submitted the following report:

MR. SPEAKER—Your Committee on Horticulture and Forestry, to whom was referred House File No. 366, a bill for an act to amend section 798, chapter 1, title 6 of the Code of 1873, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that it do not pass for the reason that its provisions are covered by another bill.

LEWIS, *Chairman.*

Ordered passed on file.

Also:

MR. SPEAKER—Your Committee on Horticulture and Forestry, to whom was referred House File No. 74, a bill for an act to repeal section 798 of the Code, and chapter 50, of the acts of the Seventeenth General Assembly, and enact a substitute therefor, in relation to exemption on account of trees planted, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the substitute of the committee be adopted, and when adopted that it do pass.

LEWIS, *Chairman.*

Ordered passed on file.

Mr. Wood, from the Committee on Compensation of Public Officers, submitted the following report:

MR. SPEAKER—Your Committee on Compensation of Public Officers, to whom was referred House File No. 399, a bill for an act regulating and fixing the salaries of county superintendents of schools, beg leave to report that they have had the same under consideration, and have instructed me to report the same back to the House with the recommendation that it do pass.

WOOD, *Chairman.*

Ordered passed on file.

Mr. Brown of Dickinson, from the Committee on Fish and Game, submitted the following report:

MR. SPEAKER—Your Committee on Fish and Game, to whom was referred House File No. 226, a bill for an act relating to the protection

of fish in the State of Iowa, and providing for the enforcement of the same, beg leave to report that they have had the same under consideration, and have instructed me to report the same back to the House with the recommendation that it be amended by striking out section 2 thereof, and that being so amended it do pass.

BROWN, *Chairman.*

Ordered passed on file.

Also:

MR. SPEAKER—Your Committee on Fish and Game, to whom was referred House Files Nos. 147 and 310, bills for an act to amend chapter 156 of the acts of the Seventeenth General Assembly, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House together with a substitute therefor, with the recommendation that the substitute do pass.

BROWN, *Chairman.*

Ordered passed on file.

Mr. Parker, from the Committee on Judiciary, submitted the following report:

MR. SPEAKER—Your Committee on Judiciary, to whom was referred House File No. 266, a bill for an act to amend section 3935 of the Code of Iowa, beg leave to report that they have had the same under consideration, and have instructed me to report the same back to the House with the recommendation that it do pass.

J. M. PARKER, *Chairman.*

Ordered passed on file.

Also:

MR. SPEAKER—Your Committee on Judiciary, to whom was referred Senate File No. 17, a bill for an act further defining the duties of county officers and providing penalties for failure to report, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that it do pass.

J. M. PARKER, *Chairman.*

Ordered passed on file.

Also:

MR. SPEAKER—Your Committee on Judiciary, to whom was referred House Files as follows: No. 289, to amend section 4073 of the Code; No. 191, making it a misdemeanor for mortgagor of real property to tear down fences, etc.; No. 386, to amend section 902 of the Code, relating to tax titles; No. 284, to amend section 2094 of the Code, as to time of maturity of commercial paper; No. 276, to amend chapter 2, title 18 of the Code; No. 383, to prevent the mortgaging of crops before the seed is sown or planted, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that they all be indefinitely postponed—No. 289 for the reason that another section covers the point aimed at by the bill.

J. M. PARKER, *Chairman.*

Ordered passed on file.

Also:

MR. SPEAKER—Your Committee on Judiciary, to whom was referred

House File No. 319, a bill for an act to amend section 277, chapter 14, title 3 of the Code, relating to the administration of oaths, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that it do pass.

J. M. PARKER, *Chairman.*

Ordered passed on file.

Also:

MR. SPEAKER—Your Committee on Judiciary, to whom was referred House Files Nos. 204 and 156, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that they be referred to the Committee on Ways and Means.

J. M. PARKER, *Chairman.*

Ordered passed on file.

Also:

MR. SPEAKER—Your Committee on Judiciary, to whom was referred House File No. 382, a bill for an act to legalize the official acts of the incorporated town of Dakota City, Humboldt county, Iowa, beg leave to report that they have had the same under consideration, and have instructed me to report the same back to the House with the recommendation that it do pass.

J. M. PARKER, *Chairman.*

Ordered passed on file.

Also:

MR. SPEAKER—Your Committee on Judiciary, to whom was referred House Files Nos. 253 and 132, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that they be referred to the Committee on County and Township Organization.

J. M. PARKER, *Chairman.*

Ordered passed on file.

Also:

MR. SPEAKER—Your Committee on Judiciary, to whom was referred House File No. 263, a bill for an act to amend chapter 10, title 2 of the Code, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that it do pass.

J. M. PARKER, *Chairman.*

Ordered passed on file.

Also:

MR. SPEAKER—Your Committee on Judiciary, to whom was referred House File No. 232, a bill for an act to repeal chapter 79 of the laws of the Sixteenth General Assembly, relating to tax sales, beg leave to report that they have had the same under consideration, and have instructed me to report the same back to the House with the recommendation that it do pass.

J. M. PARKER, *Chairman.*

Ordered passed on file.

Also:

MR. SPEAKER—Your Committee on Judiciary, to whom was referred House File No. 36, a bill for an act concerning fraudulent notes, beg

leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that it be indefinitely postponed.

J. M. PARKER, *Chairman.*

Ordered passed on file.

Also:

MR. SPEAKER—Your Committee on Judiciary, to whom was referred House File No. 329, a bill for an act to legalize the incorporation of the town of Union, Hardin county, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that it do pass.

J. M. PARKER, *Chairman.*

Ordered passed on file.

Also:

MR. SPEAKER—Your Committee on Judiciary, to whom was referred Senate File No. 28, a bill for an act to legalize the expenditure of surplus bridge fund of Clinton county, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that it do pass.

J. M. PARKER, *Chairman.*

Ordered passed on file.

Also:

MR. SPEAKER—Your Committee on Judiciary, to whom was referred House File No. 326, a bill for an act to amend section 2581 of the Code, and section 3513 of the Code, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that it be indefinitely postponed.

J. M. PARKER, *Chairman.*

Ordered passed on file.

Also:

MR. SPEAKER—Your Committee on Judiciary, to whom was referred House File No. 83, a bill for an act amending section 2590 of the Code in relation to changes of venue in civil cases, beg leave to report that they have had the same under consideration and have adopted a substitute therefor and have instructed me to report the same back to the House with the recommendation that it do pass.

J. M. PARKER, *Chairman.*

Ordered passed on file.

Also:

MR. SPEAKER—Your Committee on Judiciary, to whom was referred House File No. 257, a bill for an act to authorize county auditors to take acknowledgments of deeds and other instruments affecting real estate, amendatory of section 1955 of the Code, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that it be indefinitely postponed.

J. M. PARKER, *Chairman.*

Ordered passed on file.

Also:

MR. SPEAKER—Your Committee on Judiciary, to whom was referred

House File No. 296, a bill for an act to amend section 431 of the Code, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that it be indefinitely postponed.

J. M. PARKER, *Chairman.*

Ordered passed on file.

Also:

MR. SPEAKER—Your Committee on Judiciary, to whom was referred House File No. 256, a bill for an act amending section 2590 of the Code, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that it be indefinitely postponed.

J. M. PARKER, *Chairman.*

Ordered passed on file.

Also:

MR. SPEAKER—Your Committee on Judiciary, to whom was referred House File No. 355, a bill for an act to amend section 3055 of the Code, relating to indemnifying bonds, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the house with the recommendation that it be indefinitely postponed, for the reason that a bill covering the same has already passed the House.

J. M. PARKER, *Chairman.*

Ordered passed on file.

Also:

MR. SPEAKER—Your Committee on Judiciary, to whom was referred House File No. 360, a bill for an act amendatory to section 2083 of the Code, relating to negotiable paper, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that it be indefinitely postponed.

J. M. PARKER, *Chairman.*

Ordered passed on file.

Also:

MR. SPEAKER—Your Committee on Judiciary, to whom was referred House File No. 237, a bill for an act to repeal section 4509 of the Code, in relation to specifying the extent of imprisonment, and enacting a substitute therefor, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that it be indefinitely postponed.

J. M. PARKER, *Chairman.*

Ordered passed on file.

Also:

MR. SPEAKER—Your Committee on Judiciary, to whom was referred House File No. 356, a bill for an act punishing sheriffs, constables, marshals and other officers for neglect of duty, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that it be indefinitely postponed.

J. M. PARKER, *Chairman.*

Ordered passed on file.

Also:

MR. SPEAKER—Your Committee on Judiciary, to whom was referred House File No. 364, a bill for an act to amend section 3055, chapter 2, title 18 of the Code, relating to indemnifying bonds, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that it be indefinitely postponed, for the reason that a bill covering the point has already passed the House.

J. M. PARKER, *Chairman.*

Ordered passed on file.

Also:

MR. SPEAKER—Your Committee on Judiciary, to whom was referred House File No. 255, a bill for an act to repeal section 1455 of chapter 3, title 11 of the Code, relating to assessment of damages by township trustees, etc., beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that it do pass.

J. M. PARKER, *Chairman.*

Ordered passed on file.

The hour having arrived for the consideration of the special order, joint resolution relative to building sewers from the capitol to the Des Moines river was taken up and on motion of Mr. Harvey consideration was postponed until 2 o'clock this afternoon.

INTRODUCTION OF BILLS.

Mr. Prouty introduced House File No. 400, a bill for an act to provide cheap and uniform text-books in counties.

Read a first and second time and referred to the Committee on Schools.

Mr. Knight introduced House File No. 401, a bill for an act relative to railroad fences.

Read a first and second time and referred to the Committee on Railroads.

Mr. Hutchison of Wapello introduced House File No. 402, a bill for an act to amend section 4689 of the Code of 1873.

Read a first and second time and referred to the Committee on Judiciary.

Mr. Blair introduced House File No. 403, a bill for an act to compel children to attend the public schools in certain cases.

Read a first and second time and referred to the Committee on Schools.

Mr. Terry introduced House File No. 404, a bill for an act relating to taxes in aid of railroads.

Read a first and second time and referred to the Committee on Railroads.

Mr. Tilton introduced House File No. 405, a bill for an act to amend section 3635 of the Code, requiring county supervisors to furnish justices of the peace Conklin's Iowa Justice.

Read a first and second time, and referred to the Committee on Judiciary.

Mr. Prouty introduced House File No. 406, a bill for an act amending section 1797 of the Code of 1873.

Read a first and second time and referred to the Committee on Schools.

Mr. Lake introduced House File No. 407, a bill for an act to secure the collection of taxes upon personal property.

Read a first and second time and referred to the Committee on Ways and Means.

Mr. Stockton introduced House File No. 408, a bill for an act to repeal section 1487 of the Code, and enact a substitute therefor.

Read a first and second time and referred to the Committee on Agriculture.

Mr. Struble introduced House File No. 409, a bill for an act to amend section 766, chapter 9, title 12 of the Code.

Read a first and second time and referred to the Committee on Schools.

Mr. Clayton introduced House File No. 410, a bill for an act to provide for the compilation of road laws and a distribution of the same.

Read a first and second time and referred to the Committee on Roads and Highways.

Mr. Bloom introduced House File No. 411, a bill for an act to amend section 3164 of the Code, in relation to appeals from the Superintendent of Public Instruction to the Supreme Court.

Read a first and second time and referred to the Committee on Judiciary.

Mr. Struble introduced House File No. 412, a bill for an act to amend sections 466 and 487, chapter 10, title 4 of the Code.

Read a first and second time and referred to the Committee on Cities and Towns.

Mr. Struble introduced House File No. 413, a bill for an act to legalize and make valid deeds and conveyances of real estate defectively acknowledged or proved, and providing for the recording of deeds and conveyances in certain cases.

Read a first and second time, and referred to the Committee on Judiciary.

Mr. Lyon introduced House File No. 414, a bill for an act to amend section 12, chapter 2 of the Code, relating to the mileage of the members of the General Assembly.

Read a first and second time and referred to the Committee on Compensation of Public Officers.

Mr. Wolfe introduced House File No. 415, a bill for an act to repeal section 1798 of the Code, and enacting a substitute therefor.

Read a first and second time and referred to the Committee on County and Township Organization.

Mr. Simpson introduced House File No. 416, a bill for an act to amend chapter 156 of the laws of the Seventeenth General Assembly, relating to the protection of game.

Read a first and second time and referred to the Committee on Fish and Game.

Mr. Parker introduced House File No. 417, a bill for an act to create a fund for the support of fire departments in cities and towns.

Read a first and second time and referred to the Committee on Cities and Towns.

Mr. Glasgow introduced House File No. 418, a bill for an act supplemental to chapter 5, title 10 of the Code, and chapter 114 of the acts of the Seventeenth General Assembly, in relation to the taxation of railroads and sleeping and dining cars.

Read a first and second time and referred to the Committee on Railroads.

Mr. Hutohison of Calhoun introduced House File No. 419, a bill for an act relating to the duties of county recorder.

Read a first and second time and referred to the Committee on Judiciary.

RESOLUTION.

Mr. Bridges offered the following resolution, which was laid over under a standing rule of the House for one day:

Resolved, That on and after Saturday, February 28, no bills shall be introduced except through committees.

MESSAGES ON THE SPEAKER'S TABLE.

Senate File No 166, a bill for an act apportioning the State into representative Districts, and declaring the ratio of representation.

Read a first and second time and referred to the Committee on Representative Districts.

Substitute for Senate File No. 122, a bill for an act to amend chapter 21, laws of the Sixteenth General Assembly, etc.

Read a first and second time and referred to the Committee on Cities and Towns.

Substitute for Senate File No. 2, a bill for an act to repeal section 866 of the Code, and to enact a substitute therefor, and to amend section 890, in relation to penalty on delinquent taxes.

Read a first and second time and referred to the Committee on Ways and Means.

Substitute for Senate File No. 85, a bill for an act to amend chapter 9, title 12 of the Code of 1873, by addition thereto, providing for calling, in certain contingencies, meetings of school districts.

Read a first and second time and referred to the Committee on Schools.

House File No. 81, a bill for an act to regulate the toll of grist mills in the State of Iowa, with report of committee recommending substitute, was taken up, considered, and the report of the committee was adopted.

Mr. King moved to recommit to the Committee on Agriculture.

Mr. Jordan moved to lay the bill on the table.

The motion prevailed.

The hour of adjournment having arrived, the Speaker adjourned the House until 2 o'clock P. M.

AFTERNOON SESSION.

2 O'CLOCK P. M.

House called to order by the Speaker.

The hour having arrived for consideration of the special order, the concurrent resolution in regard to the construction of sewers from the capitol, was taken up and considered.

Mr. Hutchison moved that the resolution be referred back to the Committee on Public Buildings.

The motion prevailed.

BILLS ON SECOND READING.

House File No. 46, a bill for an act to repeal that part of section 821, chapter 1, title 6 of the Code, preceding subdivision 1, and provide a substitute therefor, with report of committee recommending do not pass, was taken up, considered, and the report of the committee was adopted.

So the House refused to order the bill engrossed for a third reading.

Substitute for House Files Nos. 124, 131 and 170, a bill for an act to repeal section 12, chapter 2, title 1 of the Code, in relation to compensation and mileage of members of the General Assembly, and compensation of officers and employes of the same, and to enact a substitute therefor, with report of committee recommending substitute do pass, was taken up, considered, and the report of the committee was adopted.

Mr. Fisher moved to amend by striking out all after the enacting clause, and inserting the following:

That each member of the General Assembly of this State shall be entitled to receive, for each day's attendance during the session of the General Assembly, the sum of four dollars, and five cents per mile distance by the most convenient route of public travel from his place of residence, in traveling to and returning from the seat of the General Assembly.

SEC. 2. The officers and employes of the General Assembly shall be entitled to receive compensation as follows:

The Secretary, Assistant Secretaries of the Senate, the Chief Clerk and Assistant Clerks of the House, each four dollars per day.

The Enrolling and Engrossing Clerks each three dollars per day.

The Clerks of committees each two dollars per day.

The Sergeant-at-Arms, Door-keepers, Janitors, Postmasters and Mail Carriers each three dollars per day.

The Messengers and Paper-folders each one dollar and fifty cents per day.

SEC. 3. Each Secretary and Clerk and their assistants shall be entitled to the necessary stationery for the proper discharge of their duties; but no other greater compensation shall be allowed to any member, officer, or employe, nor shall there be any allowance of or for stationery, postage, newspapers, or other perquisites, other than is now provided by law.

SEC. 4. That section 12 of chapter 2, title 1 of the Code be and the same is hereby repealed.

Mr. Downing moved to amend by striking out "\$500" and inserting "\$475" in line 2, section 2.

The motion did not prevail.

The bill was ordered engrossed for a third reading.

House File No. 63, a bill for an act to facilitate farm drainage, additional to chapter 2, title 10 of the Code, with report of committee recommending it do pass, was taken up, considered, and the report of the committee was adopted.

The bill was ordered engrossed for a third reading.

House File No. 101, a bill for an act to appropriate money for the purchase of seed grain for sufferers from grasshopper ravages, with report of committee recommending it do not pass, was taken up, considered, and the report of the committee was adopted.

The House refused to order the bill engrossed for a third reading.

House File No. 56, a bill for an act to amend section 394, chapter 2, title 6 of the Code of Iowa, in relation to notice to be given before obtaining tax deed, with report of committee recommending it do pass, was taken up and considered.

Mr. King moved to recommit the bill to the Committee on Judiciary.

The motion prevailed.

House File No. 60, a bill for an act reducing the number of grand jurors, with report of committee recommending substitute do pass, was taken up, considered, and the report of the committee was adopted.

REPORT OF COMMITTEE.

Mr. Reck, from the Committee on Enrolled Bills, submitted the following report:

MR. SPEAKER—Your Committee on Enrolled Bills respectfully report that they have examined the following bill and find the same correctly enrolled:

House File No. 118, a bill for an act to amend section 2372 of the Code, relative to the non-liability for the debts of deceased persons of money made payable by mutual aid and benevolent societies.

A. C. RECK, *Chairman.*

BILLS ON THIRD READING.

———— File No. —, a bill for an act amendatory to section 2, chapter 123 of the acts of the Sixteenth General Assembly, relating to townships and incorporated towns and cities to aid in construction of railroads.

The question being, shall the bill pass?

The yeas were:

Messrs. Baker, Barnes, Beach, Belfrage, Bicknell, Blair, Bosworth, Bridges, Brown of Dickinson, Brown of Linn, Cobbey, Dean, Duncombe, Fisher, Glasgow, Hubbell, Hull, Hutchison of Calhoun, Hutchison of Wapello, Jennings, Jordan, King, Knight, Lambert, Laub, Nagle,

Parker, Prouty, Scott, Stout, Struble, Wagner, Wicks, Williams, Wood, and Mr. Speaker—36.

The nays were:

Messrs. Bloom, Caldwell, Carson, Casey, Clayton, Cochran, Colton, Dotson, Downing, Dungan, Egbert, Epperson, Evans, Francis, Gay, Harvey, Hayden, Hays, Hixson, Homan, Hornaday, Lake, Lewis of Fayette, Lewis of Mills, Lucas, Lyon, Mackey, Martindale, McDaid, McGregor, Merten, Mueller, Muncey, Newbold, Nichols, O'Brien, Palmer, Patterson, Payne, Pearson, Perrin, Reck, Richardson of Harrison, Richardson of Jackson, Richey, Robb, Russell, Seaman, Simpson, Stephens, Stockton, Stutsman, Terry, Tilton, Tool, Van Staden, Wadleigh, Whaley, Wolfe, and Yoran—60.

Absent or not voting:

Messrs. Coomes, Ehl, Porter, and Webster—4.

So the bill, not having received a constitutional majority, was lost.

Leave of absence was granted Mr. Porter for the balance of the day.

House File No. 241, a bill for an act to amend chapter 34 of the acts of the Fifteenth General Assembly, relating to taking private property for works of internal improvement.

The bill was read a third time.

The question being, shall the bill pass?

The yeas were:

Messrs. Bicknell, Blair, Bosworth, Bridges, Brown of Dickinson, Brown of Linn, Carson, Casey, Cobbe, Cochran, Colton, Dean, Dotson, Downing, Duncombe, Dungan, Egbert, Epperson, Evans, Fisher, Francis, Gay, Glasgow, Harvey, Hayden, Hays, Hixson, Homan, Hornaday, Hubbell, Hull, Hutchison of Calhoun, Hutchison of Wapello, Jennings, Jordan, King, Knight, Lake, Lambert, Laub, Lewis of Fayette, Lewis of Mills, Lucas, Lyon, Mackey, Martindale, McDaid, McGregor, Merten, Mueller, Muncey, Nagle, Nichols, O'Brien, Parker, Patterson, Payne, Pearson, Perrin, Prouty, Reck, Richardson of Harrison, Richardson of Jackson, Richey Robb, Russell, Scott, Seaman, Simpson, Stephens, Stout, Struble, Stutsman, Terry, Tilton, Tool, Van Staden, Wagner, Whaley, Wood, and Yoran—81.

The nays were:

Messrs. Baker, Barnes, Beach, Belfrage, Bloom, Caldwell, Clayton, Newbold, Palmer, Stockton, Wadleigh, Wicks, Williams, and Wolfe—14.

Absent or not voting:

Messrs. Coomes, Ehl, Porter, Webster, and Mr. Speaker—5.

So the bill passed, and the title was agreed to.

Mr. Russell moved to reconsider the vote by which House File No. 63, a bill for an act to facilitate farm drainage, additional to chapter 2, title 10 of the Code, was engrossed.

The motion did not prevail.

House File No. 110, a bill for an act requiring railroad companies and supervisors of roads and public highways to eradicate foul and noxious weeds from the lines of railroads and highways.

The bill was read a third time.

The question being, shall the bill pass?

The yeas were:

Messrs. Barnes, Beach, Belfrage, Bloom, Bosworth, Caldwell, Carson, Casey, Clayton, Cobbey, Cochran, Colton, Dean, Dotson, Downing, Dungan, Egbert, Fisher, Francis, Glasgow, Harvey, Hayden, Hixson, Hornaday, Hubbell, Hull, Jordan, King, Knight, Lake, Lambert, Laub, Lewis of Fayette, Lewis of Mills, Lucas, Lyon, Martindale, McDaid, McGregor, Merten, Mueller, Muncey, Newbold, Nichols, O'Brien, Palmer, Parker, Patterson, Payne, Pearson, Perrin, Prouty, Reck, Richardson of Harrison, Richey, Robb, Scott, Seaman, Stephens, Stockton, Stout, Struble, Terry, Tool, Van Staden, Wagner, Williams, Wolfe, and Wood—69.

The nays were:

Messrs. Baker, Bicknell, Blair, Bridges, Brown of Dickinson, Brown of Linn, Duncombe, Epperson, Evans, Gay, Hays, Homan, Hutchison of Calhoun, Hutchison of Wapello, Jennings, Mackey, Nagle, Richardson of Jackson, Russell, Stutsman, Tilton, Wadleigh, Wicks, and Yorran—24.

Absent or not voting:

Messrs. Coomes, Ehl, Porter, Simpson, Webster, Whaley, and Mr. Speaker—7.

So the bill passed, and the title was agreed to.

House File No. 155, a bill for an act to legalize the sale of certain school lands by the auditor of Tama county.

The bill was read a third time.

The question being, shall the bill pass?

The yeas were:

Messrs. Baker, Barnes, Beach, Belfrage, Bicknell, Blair, Bloom, Bosworth, Bridges, Brown of Dickinson, Brown of Linn, Caldwell, Carson, Casey, Clayton, Cobbey, Cochran, Colton, Dean, Dotson, Downing, Duncombe, Dungan, Egbert, Epperson, Evans, Fisher, Francis, Gay, Glasgow, Harvey, Hayden, Hays, Hixson, Homan, Hornaday, Hubbell, Hull, Hutchison of Calhoun, Hutchison of Wapello, Jennings, Jordan, King, Knight, Lake, Lambert, Laub, Lewis of Fayette, Lewis of Mills, Lucas, Lyon, Mackey, Martindale, McDaid, McGregor, Merten, Mueller, Muncey, Nagle, Newbold, Nichols, O'Brien, Palmer, Parker, Patterson, Payne, Pearson, Perrin, Prouty, Reck, Richardson of Jackson, Richardson of Harrison, Richey, Robb, Russell, Scott, Seaman, Stephens, Stockton, Stout, Struble, Stutsman, Terry, Tilton, Tool, Van Staden, Wadleigh, Wagner, Whaley, Wicks, Williams, Wolfe, Wood, and Yorran—94.

The nays were—None.

Absent or not voting:

Messrs. Coomes, Ehl, Porter, Simpson, Webster, and Mr. Speaker—6.

So the bill passed, and the title was agreed to.

Mr. Hutchison of Calhoun moved to reconsider the vote by which House File No. 241, a bill for an act to amend chapter 34 of the acts of the Fifteenth General Assembly, relating to taking private property for works of internal improvement, was passed.

Mr. Palmer moved that the House do now adjourn.

The motion did not prevail.

Question, shall the vote by which House File No. 241 was passed be reconsidered?

The motion prevailed.

Question, shall the bill pass? the yeas and nays were as follows—

The yeas were:

Messrs. Beach, Belfrage, Blair, Bloom, Brown of Dickinson, Brown of Linn, Caldwell, Casey, Clayton, Cobbey, Dean, Dotson, Downing, Duncombe, Egbert, Ehl, Epperson, Evans, Fisher, Francis, Glasgow, Hays, Hixson, Hornaday, Hubbell, Hull, Hutchison of Wapello, King, Knight, Lake, Lambert, Laub, Lewis of Fayette, Lucas, McDaid, McGregor, Mueller, Nagle, Nichols, O'Brien, Payne, Perrin, Prouty, Robb, Russell, Seaman, Simpson, Stephens, Terry, Van Staden, Wagner, Whaley, Williams, Wood, Yoran, and Mr. Speaker—56.

The nays were:

Messrs. Baker, Barnes, Bicknell, Bosworth, Bridges, Carson, Cochran, Colton, Dungan, Gay, Harvey, Hayden, Homan, Hutchison of Calhoun, Jennings, Jordan, Lewis of Mills, Lyon, Mackey, Martindale, Merten, Muncey, Newbold, Palmer, Parker, Patterson, Pearson, Reck, Richardson of Jackson, Richey, Scott, Stockton, Stout, Struble, Stutsman, Tilton, Tool, Wadleigh, Wicks, and Wolfe—40.

Absent or not voting:

Messrs. Coomes, Porter, Richardson of Harrison, and Webster—4.

So the bill passed, and the title was agreed to.

Mr. Hays moved that the House do now adjourn.

The Speaker adjourned the House until 10 o'clock to-morrow morning.

HALL OF HOUSE OF REPRESENTATIVES, }
DES MOINES, IOWA, February 19, 1880. }

House met pursuant to adjournment, the Speaker in the chair.
Prayer by Rev. Jason Rogers.

MESSAGE FROM THE SENATE.

The following message was received from the Senate:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has passed the following bill, in which the concurrence of the House is asked:

Senate File No. 191, a bill for an act for the punishment of persons for attempting to break and enter buildings with intent to commit a public offense, additional to chapter 3, title 24 of the Code, concerning offenses against property.

Also, joint resolution providing for room in the new capitol building for the State Horticultural Society.

A. T. McCARGAR, *Secretary.*

Pending the reading of the journal of yesterday, on motion of Mr. Porter, further reading of same was dispensed with.

Mr. Russell moved to reconsider the vote by which House File No. 241 was passed.

Mr. Cobby moved to lay the motion on the table.

The yeas and nays were demanded, which were as follows—

The yeas were:

Messrs. Beach, Blair, Brown of Dickinson, Brown of Linn, Caldwell, Casey, Clayton, Cobby, Coomes, Downing, Duncombe, Ehl, Epperson, Glasgow, Hixson, Hornaday, Hubbell, Hull, Hutchison of Wapello, Knight, Lake, Lambert, Laub, Lucas, McDaid, McGregor, Merten, Mueller, Nagle, O'Brien, Parker, Perrin, Richardson of Harrison, Robb, Seaman, Simpson, Stephens, Wadleigh, Wagner, Wicks, Williams, Wood, Yoran, and Mr. Speaker—44.

The nays were:

Messrs. Baker, Barnes, Belfrage, Bicknell, Bloom, Bosworth, Bridges, Carson, Cochran, Colton, Dean, Dotson, Dungan, Evans, Fisher, Francis, Gay, Harvey, Hayden, Hays, Homan, Hutchison of Calhoun, Jennings, Jordan, King, Lewis of Fayette, Lewis of Mills, Lyon, Mackey, Martindale, Muncey, Newbold, Nichols, Palmer, Patterson, Payne, Pearson, Porter, Prouty, Reck, Richardson of Jackson, Richey, Russell, Scott, Stockton, Stout, Struble, Stutsman, Terry, Tilton, Tool, Van Staden, Whaley, and Wolfe—55

Absent or not voting:

Messrs. Egbert, and Webster—2.

So the motion to lay on the table did not prevail.

Question is, shall the vote be reconsidered?

Mr. Laub moved to postpone the further consideration of this motion until Monday at 10 o'clock a. m.

The motion prevailed.

Mr. Clayton moved that House File No. 184 be recommitted to the Committee on Agriculture.

The motion prevailed.

Special order, House File No. 7, a bill for an act to amend section 2951 of the Code, was taken up and considered.

The question on the motion to strike out in fifth line "or execution," and "execution or," in seventh line, did not prevail.

Mr. Laub moved to amend by adding after the word "manufacturer," in the third line, "or mechanic and farmer."

The motion did not prevail.

Mr. Brown of Dickinson moved to amend by striking out the words, "being a merchant, trader, or manufacturer," in the third line.

The motion did not prevail.

Mr. Harvey moved to strike out, in lines four and five, the words, "bought on credit and remaining unpaid for."

The motion did not prevail.

Mr. Duncombe moved that the rule be suspended and the bill be considered engrossed, and read a third time now.

Leave was granted Mr. Duncombe to withdraw the motion to suspend the rule, and the question to suspend the rules was withdrawn.

Mr. King moved that the bill be recommitted to the Committee on Judiciary.

The motion did not prevail.

Mr. Stephens moved to amend the bill by inserting after the word "for," in the fifth line, "with intent to defraud his creditors."

The amendment was adopted.

The question being, shall the bill be ordered engrossed and read a third time? prevailed.

On motion of Mr. Knight the rule was suspended and the bill considered engrossed, and read a third time.

The question being, shall the bill pass? the roll was called with the following result—

The yeas were:

Messrs. Baker, Barnes, Beach, Belfrage, Blair, Bloom, Bosworth, Brown of Dickinson, Brown of Linn, Caldwell, Carson, Casey, Clayton, Cobbey, Cochran, Colton, Coomes, Duncombe, Dungan, Egbert, Ehl, Epperson, Fisher, Francis, Glasgow, Hayden, Hornaday, Hull, Hutchison of Calhoun, King, Knight, Lake, Laub, Lewis of Fayette, McDaid, McGregor, Merten, Mueller, Muncey, Nagle, Newbold, O'Brien, Parker, Pearson, Perrin, Reck, Richey, Robb, Russell, Scott, Seaman, Simpson, Stephens, Stockton, Struble, Terry, Van Staden, Wadleigh, Wagner, Wicks, Williams, Wolfe, Wood, Yoran, and Mr. Speaker—65.

The nays were:

Messrs. Bicknell, Bridges, Dean, Dotson, Downing, Evans, Gay, Harvey, Hays, Hixson, Homan, Hubbell, Hutchison of Wapello, Jennings, Lambert, Lewis of Mills, Lucas, Lyon, Mackey, Martindale, Nichols, Palmer, Patterson, Payne, Porter, Prouty, Richardson of Jackson, Stout, Stutsman, Tilton, Tool, and Whaley—32.

Absent or not voting:

Messrs. Jordan, Richardson of Harrison, and Webster—3.

So the bill passed, and the title was agreed to.

House File No. 11, a bill for an act to repeal section 857 of chapter 2, title 6 of the Code, etc., a special order, was taken up and considered.

Mr. Dotson moved that the House do now adjourn.

The motion prevailed, and the Speaker adjourned the House until 10 o'clock A. M. to-morrow.

HALL OF HOUSE OF REPRESENTATIVES, }
DES MOINES, IOWA, February 20, 1880. }

House met pursuant to adjournment, Speaker in the chair.

Prayer by Rev. C. S. Ryman.

Pending the reading of the journal of yesterday, on motion of Mr. Terry further reading of the same was dispensed with.

REPORT OF COMMITTEE.

Mr. Reck, from the Committee on Enrolled Bills, submitted the following report:

MR. SPEAKER—Your Committee on Enrolled Bills respectfully report that they have examined the following bill, and find the same correctly enrolled:

House File No. 358, a bill for an act to amend section 1120 of the Code of 1873, in relation to the publication and distribution of the reports of the State Horticultural Society.

A. C. RECK, *Chairman.*

UNFINISHED BUSINESS.

House File No. 11, a bill for an act to repeal section 857 of the Code, etc., was taken up and considered.

MESSAGE FROM THE SENATE.

The following message was received from the Senate:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has passed the following bills, in which the concurrence of the House is asked:

Senate File No. 171, a bill for an act to repeal section 501, chapter 10, title 4 of the Code, relative to municipal elections, and enact a substitute therefor.

Substitute for Senate File No. 30, a bill for an act to prohibit the furnishing or giving, or offering to give, intoxicating liquors, including ale, wine and beer, to voters at or within one mile of the polls on election day.

E. H. ODELL, *Second Assistant Secretary.*

Question on the adoption of the first amendment reported by the committee, it prevailed.

Question recurring on the adoption of the second amendment reported by the committee, the same prevailed.

The third amendment reported by the committee was adopted.

Mr. Nichols moved to amend by adding the following, which did not prevail:

Add at the close of section 857: "All county road taxes and bridge tax shall be included in and paid with the first installment of taxes."

Mr. Tool moved to amend section 3, in fourth and fifth lines: Strike out the words "for the second three months and 3 per cent."

The motion to amend prevailed.

Mr. Porter moved that the bill be recommitted to the Committee on Ways and Means, with instructions to perfect the bill and report.

Leave was granted Mr. Porter to withdraw this motion.

Mr. Nagle moved to amend by striking out section 3 and inserting the following:

SEC. 3. That section 866 of chapter 2, title 6 of the Code, be amended by striking out of said section the word "March," in the third line of said section, and inserting the word "April," and striking

out the words "for the second three months and 3 per cent," in the sixth and seventh lines of said section.

The amendment of Mr. Nagle was adopted.

Mr. Harvey moved to amend: Strike out the word "provided," in the second line of section 2, and insert the word "lien"; strike out the word "third," in said line, and insert the word "fourth"; and add to the section, "and taxes upon real property are hereby made a lien for ten years."

The motion to amend prevailed.

Mr. Newbold moved to amend by striking out the word "duplicate," in the fourth line, and inserting the word "books."

The motion prevailed.

Mr. Stockton moved to reconsider the vote by which Mr. Harvey's amendment to section 2 was adopted.

The motion to reconsider prevailed.

The question recurring on the adoption of the amendment, it was lost.

Mr. Homan moved to amend section 1, in twelfth line: Strike out the words "whole amount" and insert the words "half the amount."

The motion prevailed.

Mr. Bridges moved the previous question, which was seconded.

Question, shall the main question be now put? was decided in the affirmative.

Question, shall the bill be ordered engrossed for a third reading? the yeas and nays were demanded, which were as follows—

The yeas were:

Messrs. Beach, Belfrage, Bloom, Bridges, Brown of Dickinson, Brown of Linn, Caldwell, Carson, Casey, Clayton, Cobbey, Cochran, Colton, Coomes, Dean, Dotson, Downing, Duncombe, Egbert, Ehl, Epperson, Evans, Fisher, Francis, Gay, Harvey, Hayden, Hays, Homan, Hornaday, Hull, Hutchison of Calhoun, Hutchison of Wapello, Jennings, Jordan, King, Knight, Lake, Lambert, Laub, Lewis of Fayette, Lewis of Mills, Lucas, Lyon, Mackey, Martindale, McDaid, McGregor, Merten, Mueller, Muncey, Nagle, Newbold, Nichols, O'Brien, Palmer, Parker, Patterson, Payne, Pearson, Perrin, Porter, Prouty, Reck, Richardson of Harrison, Richardson of Jackson, Richey, Robb, Russell, Scott, Simpson, Stockton, Stout, Struble, Stutsman, Terry, Tilton, Tool, Van Staden, Wagner, Whaley, Wicks, Williams, and Wolfe—85.

The nays were:

Messrs. Baker, Barnes, Bicknell, Blair, Hixson, Hubbell, Seaman, Stephens, Wadleigh, Wood, Yorlan, and Mr. Speaker—12.

Absent or not voting:

Messrs. Bosworth, Glasgow, and Webster—3.

So the bill was ordered engrossed.

Mr. Nichols moved that the rule be suspended, and the bill be considered engrossed, and read a third time now, which motion prevailed, and the bill was read a third time.

The question being, shall the bill pass?

The yeas were:

Messrs. Beach, Belfrage, Bloom, Bridges, Brown of Linn, Caldwell, Carson, Casey, Clayton, Cobbey, Cochran, Colton, Coomes, Dean, Dot-

son, Downing, Duncombe, Dungan, Egbert, Ehl, Epperson, Evans, Fisher, Francis, Gay, Harvey, Hayden, Hays, Homan, Hornaday, Hubbell, Hutchison of Calhoun, Hutchison of Wapello, Jennings, Jordan, King, Knight, Lake, Lambert, Laub, Lewis of Fayette, Lewis of Mills, Lucas, Lyon, Mackey, Martindale, McDaid, McGregor, Merten, Mueller, Muncey, Nagle, Newbold, Nichols, O'Brien, Palmer, Parker, Patterson, Payne, Pearson, Perrin, Porter, Prouty, Reck, Richardson of Harrison, Richardson of Jackson, Richey, Robb, Russell, Scott, Simpson, Stockton, Stout, Struble, Stutsman, Terry, Tilton, Tool, Van Staden, Wagner, Whaley, Wicks, and Wolfe—84.

The nays were:

Messrs. Baker, Barnes, Bicknell, Blair, Brown of Dickinson, Glasgow, Hixson, Hull, Seaman, Stephens, Wadleigh, Williams, Wood, Yoran, and Mr. Speaker—14.

Absent or not voting:

Messrs. Bosworth, and Webster—2.

So the bill passed, and the title was agreed to.

INTRODUCTION OF BILLS.

Leave was granted Mr. Newbold to introduce House File No. 420, a bill for an act to amend chapter 5, title 12 of the Code, etc.

Read a first and second time, and referred to the Committee on Reform Schools.

Leave was granted Mr. Duncombe to introduce House File No. 421, a bill for an act to amend section 1260, chapter 4, title 10 of the Code, as amended by chapter 65 of the acts of the Fifteenth General Assembly.

Read a first and second time and referred to the Committee on Railroads.

Leave of absence was granted Mr. Bosworth on account of sickness.

The hour of adjournment having arrived, 12 o'clock M., the Speaker adjourned the House until 2 o'clock P. M.

AFTERNOON SESSION.

2 O'CLOCK P. M.

House called to order by the Speaker.

Mr. Stockton moved that the special order be postponed until the committees can make their reports.

The motion prevailed.

REPORTS OF COMMITTEES.

Mr. Newbold, from the Committee on Ways and Means, submitted the following report:

MR. SPEAKER—Your Committee on Ways and Means, to whom was

referred House File No. 163, a bill for an act relieving personal property (including live stock) from double taxation and authorizing the board of supervisors in certain cases to make additions to tax payer's list, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that it do not pass.

J. G. NEWBOLD, *Chairman.*

Ordered passed on file.

Also:

MR. SPEAKER—Your Committee on Ways and Means, to whom was referred substitute for House File No. 208, a bill for an act to amend chapter 28 of the public acts of the Fifteenth General Assembly, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that it do pass.

J. G. NEWBOLD, *Chairman.*

Ordered passed on file.

Mr. Hutchison, from the Committee on Public Buildings, submitted the following report:

MR. SPEAKER—Your Committee on Public Buildings, to whom was recommitted concurrent resolution in regard to construction of sewers from the capitol, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the two bills prepared by your committee and herewith presented, be substituted for said concurrent resolution and that said bills do pass, and accompanying bill, House File No. 422, a bill for an act to authorize the Board of Capitol Commissioners to contract with city, etc.

J. G. HUTCHISON, *Chairman.*

Read a first and second time and passed on file.

Also:

MR. SPEAKER—Your Committee on Public Buildings, to whom was referred House File No. 423, a bill for an act authorizing the construction of sewers from state building through streets and alleys, etc., beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that it do pass.

J. G. HUTCHISON, *Chairman.*

Read a first and second time and passed on file.

Mr. Stockton, from the Committee on Constitutional Amendments, submitted the following report:

MR. SPEAKER—Your Committee on Constitutional Amendments, to whom was referred House File No. 390, a bill for an act providing for carrying into effect section three (3), article ten (10) of the Constitution of the State of Iowa, in reference to revising and amending the Constitution of the State, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that it be amended by adding a section as

“SEC. 5. It shall be the duty of the State Board of Canvassers, at the time of canvassing the vote for State officers, to canvass the votes

so returned, as provided in section 4 hereof, and make a record thereof and certify the same to the next General Assembly."

And when so amended that it do pass.

T. R. STOCKTON, *Chairman.*

Ordered passed on file.

Also:

MR. SPEAKER—Your Committee on Constitutional Amendments, to whom was referred a joint resolution to amend the Constitution of the State, by striking out the words "one hundred," from the fourth line of section one, article eleven, and insert the words "three hundred"; and by striking out the words "three hundred," in the last line of section one, article eleven, and insert the words "five hundred," beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that it do pass.

T. R. STOCKTON, *Chairman.*

Ordered passed on file.

Mr. Egbert, from the Committee on Printing, submitted the following report:

MR. SPEAKER—Your Committee on Printing, to whom was referred House File No. 69, a bill for an act to amend section 2, title 4 of the Code, beg leave to report that they have had the same under consideration, and herewith present a substitute therefor, and have instructed me to report the same back to the House with the recommendation that the accompanying substitute do pass.

H. EGBERT, *Chairman.*

Ordered passed on file.

Mr. Lucas, from the Committee on Agricultural College, submitted the following report:

MR. SPEAKER—Your Committee on Agricultural College, to whom was referred House File No. 367, a bill for an act to amend section 1604, chapter 3, title 12 of the Code, relating to Trustees of the Agricultural College, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that it do pass.

W. D. LUCAS, *Chairman.*

Ordered passed on file.

Mr. Clayton, from the Committee on Agriculture, submitted the following report:

MR. SPEAKER—Your Committee on Agriculture, to whom was referred House File No. 130, a bill for an act to protect the banks of streams, ditches and gulches within the limits of highways, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that it be indefinitely postponed.

B. F. CLAYTON, *Chairman.*

Ordered passed on file.

Also:

MR. SPEAKER—Your Committee on Agriculture, to whom was referred House File No. 251, a bill for an act to repeal sections 1446, 1448, 1450, 1451, 1452 and 1453 of the Code, in relation to restraining stock, beg leave to report that they have had the same under consider-

ation and have instructed me to report the same back to the House with the recommendation that it be indefinitely postponed.

B. F. CLAYTON, *Chairman*.

Ordered passed on file.

Also:

MR. SPEAKER—Your Committee on Agriculture, to whom was referred House File No. 370, a bill for an act to repeal sections 1107 and 1108 of the Code, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that it be indefinitely postponed.

B. F. CLAYTON, *Chairman*.

Ordered passed on file.

Also:

MR. SPEAKER—Your Committee on Agriculture, to whom was referred House File No. 184, a bill for an act to prevent the spread of cockle-burs and Canada or other thistles, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that it be amended by striking out "1880" and inserting "1882"; also, strike out all after the word "dollars," in section 3, and after being so amended, the bill do pass.

B. F. CLAYTON, *Chairman*.

Ordered passed on file.

Mr. Russell, from the Committee on County and Township Organization, submitted the following report:

MR. SPEAKER—Your Committee on County and Township Organization, to whom was referred House File No. 253, a bill for an act to amend section 379 of the Code of Iowa, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that it be indefinitely postponed.

RUSSELL, *Chairman*.

Ordered passed on file.

Also:

MR. SPEAKER—Your Committee on County and Township Organization, to whom was referred House File No. 211, a bill for an act to amend sections 1951 and 1952, chapter 6, title 13 of the Code, relating to transfer books kept by the county auditor, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that it be indefinitely postponed.

RUSSELL, *Chairman*.

Ordered passed on file.

Also:

MR. SPEAKER—Your Committee on County and Township Organization, to whom was referred House File No. 325, a bill for an act to amend sections 1924 and 3792 of the Code of Iowa, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that it be indefinitely postponed.

RUSSELL, *Chairman*.

Ordered passed on file.

INTRODUCTION OF BILL.

Leave was granted Mr. Reek to introduce House File No. 424, a bill for an act to amend section 1491, chapter 4, title 11 of the Code, relating to fences.

Read a first and second time and referred to the Committee on Agriculture.

REPORTS OF COMMITTEES.

Mr. Perrin, from the Committee on Schools, submitted the following report:

MR. SPEAKER—Your Committee on Schools, to whom was referred House File No. 406, a bill for an act amending section 1797 of the Code of 1873, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that it do pass.

PERRIN, *Chairman.*

Ordered passed on file.

Also:

MR. SPEAKER—Your Committee on Schools, to whom was referred House File No. 181, a bill for an act repealing section 1, chapter 133 of the acts of the Seventeenth General Assembly and enacting a substitute therefor, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that it do pass.

PERRIN, *Chairman.*

Ordered passed on file.

Also:

MR. SPEAKER—Your Committee on Schools, to whom was referred House File No. 385, a bill for an act to amend chapter 133 of the laws of the Seventeenth General Assembly, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that it do not pass.

PERRIN, *Chairman.*

Ordered passed on file.

Also:

MR. SPEAKER—Your Committee on Schools, to whom was referred House File No. 396, a bill for an act to amend section 996, chapter 2, title 7 of the Code of 1873, relating to orders of township trustees, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that it be referred to the Committee on Roads and Highways.

PERRIN, *Chairman.*

Ordered passed on file.

Also:

MR. SPEAKER—Your Committee on Schools, to whom was referred House File No. 409, a bill for an act to amend section 1766, chapter 9, title 12 of the Code, beg leave to report that they have had the same

under consideration and have instructed me to report the same back to the House with the recommendation that it be indefinitely postponed.

PERRIN, *Chairman.*

Ordered passed on file.

Also:

MR. SPEAKER—Your Committee on Schools, to whom was referred House File No. 380, a bill for an act in relation to the formation of independent school districts, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that it be amended by striking out "two hundred" and inserting "two hundred and fifty," and when the amendment is adopted that the bill do pass.

PERRIN, *Chairman.*

Ordered passed on file.

Mr. Parker, from the Committee on Judiciary, submitted the following report:

MR. SPEAKER—Your Committee on Judiciary, to whom was referred House File No. 56, a bill for an act to amend section 394 of the Code, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that it be indefinitely postponed.

J. M. PARKER, *Chairman.*

Ordered passed on file.

Also:

MR. SPEAKER—Your Committee on Judiciary, to whom was referred House Files No. 300, to confirm certain deeds, mortgages and other instruments; No. 302, amending sections 2923, 3135 and others, of the Code; No. 377, to amend section 1782, of chapter 9, title 12 of the Code; beg leave to report that they have had the same under consideration, and have instructed me to report the same back to the House with the recommendation that they be indefinitely postponed.

J. M. PARKER, *Chairman.*

Ordered passed on file.

Also:

MR. SPEAKER—Your Committee on Judiciary, to whom was referred House File No. 359, a bill for an act to repeal section 93 of the Code of 1873, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that it be amended in the second line from bottom of first page by inserting after the word "authorize," the words "and required," and being so amended that it do pass.

J. M. PARKER, *Chairman.*

Ordered passed on file.

Also:

MR. SPEAKER—Your Committee on Judiciary, to whom was referred House File No. 92, a bill for an act to amend sections 3074 and 3077 of the Code of 1873, beg leave to report that they have had the same under consideration, and have adopted the substitute, and have instructed me to report the same back to the house with the rec-

ommendation that it be amended by striking out section 3074 and the amendments thereto, and being so amended that it do pass.

J. M. PARKER, *Chairman*.

Ordered passed on file.

Also:

MR. SPEAKER—Your Committee on Judiciary, to whom was referred House Files Nos. 264 and 405, bills touching matters connected with the revenue, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that they be referred to the Committee on Ways and Means.

J. M. PARKER, *Chairman*.

Ordered passed on file.

Also:

MR. SPEAKER—Your Committee on Judiciary, to whom was referred House File No. 148, a bill for an act to provide for the sale and distribution of the proceeds of specific articles of personal property owned by two or more persons, who disagree in regard to the use thereof, beg leave to report that they have had the same under consideration, and have adopted a substitute therefor, and have instructed me to report the same back to the House with the recommendation that it do pass.

J. M. PARKER, *Chairman*.

Ordered passed on file.

Also:

MR. SPEAKER—Your Committee on Judiciary, to whom was referred House File No. 275, a bill for an act to define and punish the crime of cruel and inhuman treatment of children, and to provide for the care of such children pending preliminary and final bearing, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that it be amended by striking out the word "maim," in the third line of section one, and inserting the word "torture," and by striking out the first thirteen words following the period in the sixth line of section 2, and being so amended that it do pass.

J. M. PARKER, *Chairman*.

Ordered passed on file.

INTRODUCTION OF BILLS.

Leave granted Mr. Downing to introduce House File No. 425, a bill for an act to pay S. C. Crawford for services and expenses in recruiting one company in the month of October, 1861.

Read a first and second time, and referred to the Committee on Claims.

Leave granted Mr. Russell to introduce House File No. 426, a bill for an act to amend section 5, chapter 10 of the acts of the Thirteenth General Assembly.

Read a first and second time and referred to the Committee on Public Buildings.

REPORTS OF COMMITTEES.

Mr. Struble, from the Committee on Insurance, submitted the following report.

MR. SPEAKER—Your Committee on Insurance, to whom was referred House File No. 372, a bill for an act legalizing the acts of the Mutual Insurance Company of Springdale, Iowa, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that it do pass.

G. R. STRUBLE, *Chairman.*

Ordered passed on file.

Also:

MR. SPEAKER—Your Committee on Insurance, to whom was referred House File No. 197, a bill for an act relating to fire insurance companies, additional to chapter 4, title 9 of the Code, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that it be indefinitely postponed.

G. R. STRUBLE, *Chairman.*

Ordered passed on file.

Also:

MR. SPEAKER—Your Committee on Insurance, to whom was referred House File No. 347, a bill for an act to repeal chapter 104, laws of the Seventeenth General Assembly and to enact a substitute therefor, in relation to mutual insurance companies, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that it be indefinitely postponed.

G. R. STRUBLE, *Chairman.*

Ordered passed on file.

Also:

MR. SPEAKER—Your Committee on Insurance, to whom was referred House File No. 87, a bill for an act granting local insurance companies authority to hold a fund for the payment of losses, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that it be amended as shown in the bill, and as amended that it do pass.

G. R. STRUBLE, *Chairman.*

Ordered passed on file.

Mr. King, from the Committee on Railroads, submitted the following report:

MR. SPEAKER—Your Committee on Railroads, to whom was referred House File No. 418, a bill for an act supplemental to chapter 5, title 10 of the Code, and chapter 114 of the acts of the Seventeenth General Assembly, in relation to the taxation of railroads and sleeping and dining cars, beg leave to report that they have had the same under consideration and have instructed to report the same back to the House with the recommendation that it do pass.

J. H. KING, *Chairman.*

Ordered passed on file.

Mr. Wood, from the Committee on Compensation of Public Officers, submitted the following report:

MR. SPEAKER—Your Committee on Compensation of Public Officers, to whom were referred House Files Nos. 192, 35 and 55, bills for an act to reduce and fix the salary of county sheriff, beg leave to report that they have had the same under consideration and have prepared a substitute therefor, and have instructed me to report the same back to the House with the recommendation that the substitute do pass.

WOOD, *Chairman.*

Ordered passed on file.

Mr. Stephens, from the Committee on Claims, submitted the following report:

MR. SPEAKER—Your Committee on Claims, to whom was referred House File No. 309, a bill for an act to provide for the payment of the expenses of defending actions relating to the title of the State school lands, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that it do pass.

R. D. STEPHENS, *Chairman.*

Ordered passed on file.

Mr. Stephens moved that the Committee on Claims be allowed a clerk.

The motion prevailed.

INTRODUCTION OF BILL.

Leave was granted Mr. Wicks to introduce House File No. 427, a bill for an act to divide the independent school district of New Providence, in Hardin county, Iowa.

Read a first and second time and referred to the Committee on Judiciary.

REPORTS OF COMMITTEES.

Mr. Harvey, from the Committee on Suppression of Intemperance, submitted the following report:

MR. SPEAKER—Your Committee on Suppression of Intemperance, to whom was referred House File No. 70, a bill for an act for the suppression of intemperance in unincorporated towns and townships, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that it be amended by striking out the word "imported" whenever it occurs in said bill before the word "wine," and that when so amended it do pass.

J. A. HARVEY, *Chairman.*

Ordered passed on file.

Also:

MR. SPEAKER—Your Committee on Suppression of Intemperance, to whom was referred House File No. 198, a bill for an act providing for an increase of the county poor fund, beg leave to report that they have had the same under consideration and have instructed

me to report the same back to the House with the recommendation that it do pass.

J. A. HARVEY, *Chairman.*

Ordered passed on file.

Also:

MR. SPEAKER—Your Committee on Suppression of Intemperance, to whom was referred House File No. 350, a bill for an act to prohibit, regulate and punish the sale of malt or vinous liquors within two miles of unincorporated towns and villages having a recorded plat, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that it be indefinitely postponed, for the reason that other bills embracing the same subject are pending before the House.

J. A. HARVEY, *Chairman.*

Ordered passed on file.

Mr. Glasgow, from the Committee on Cities and Towns, submitted the following report:

MR. SPEAKER—Your Committee on Cities and Towns, to whom was referred House File No. 306, a bill for an act to repeal section 532 of the Code of 1873 and enact a substitute in lieu thereof, an act providing for the election of city marshal and certain other officers in cities of the second class, beg leave to report that they have had the same under consideration, and have instructed me to report the same back to the House with the recommendation that it be indefinitely postponed.

S. L. GLASGOW, *Chairman.*

Ordered passed on file.

Also:

MR. SPEAKER—Your Committee on Cities and Towns, to whom was referred House File No. 307, a bill for an act to amend section 518 of the Code of 1873, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that it do not pass, for the reason that a bill has already been reported to the House providing for this subject.

S. L. GLASGOW, *Chairman.*

Ordered passed on file.

Also:

MR. SPEAKER—Your Committee on Cities and Towns, to whom was referred House File No. 337, a bill for an act to repeal section 487 of the Code and to enact a substitute in lieu thereof, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that it be indefinitely postponed.

S. L. GLASGOW, *Chairman.*

Ordered passed on file.

INTRODUCTION OF BILLS.

Leave was granted Mr. McDaid to introduce House File No. 428, a bill for an act to legalize the incorporation of the town of Odebolt, in Sac county, Iowa.

Read a first and second time and referred to the Committee on Judiciary.

PETITION.

Leave was granted Mr. Harvey to present a petition relating to relief of Samuel Green, and the accompanying bill, House File No. 429, a bill for an act appropriating \$43.50 to pay Samuel Green for iron castings, etc.

Read a first and second time and referred to the Committee on Claims.

INTRODUCTION OF BILLS.

Leave was granted Mr. Tool to introduce House File No. 430, a bill for an act to amend section 576 of the Code of 1873, amended by chapter 72 of the acts of the Sixteenth General Assembly.

Read a first and second time and referred to the Committee on County and Township Organization.

Leave was granted Mr. Tool to introduce House File No. 431, a bill for an act to repeal section 1483 of the Code of 1873 and enact a substitute therefor, in relation to the taxation of dogs.

Read a first and second time, and referred to the Committee on Ways and Means.

Leave was granted Mr. McGregor to introduce House File No. 432, a bill for an act to regulate county printing.

Read a first and second time, and referred to the Committee on Retrenchment and Reform.

PETITION.

Leave was granted Mr. Clayton to present a petition asking the passage of a law to pay citizens same fees for arresting criminals as officers.

Read a first and second time and referred to the Committee on Compensation of Public Officers.

On motion of Mr. Seaman joint resolution relative to rooms in the new capitol building for Horticultural Society was taken up and considered.

On motion of Mr. Russell it was referred to the Committee on Public Buildings.

Leave of absence was granted Mr. Brown of Linn for to-day, Mr. Barnes until Thursday and Mr. Bicknell until Tuesday.

INTRODUCTION OF BILLS.

Leave was granted Mr. Hays to introduce House File No. 433, a bill for an act to legalize the organization and official proceedings of the independent district of Pleasantville, Ida county.

Read a first and second time and referred to the Committee on Judiciary.

RESOLUTION.

Leave was granted Mr. Martindale to offer the following resolution, which was laid over under the rule for one day:

Resolved, That until otherwise ordered this House meet at 9½ o'clock A. M.

REPORT OF COMMITTEE.

Mr. Barnes, from the Committee on Medicine and Surgery, submitted the following report:

MR. SPEAKER—Your Committee on Medicine and Surgery, to whom was referred House File No. 259, a bill for an act to regulate the practice of medicine and surgery in the State of Iowa, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that it be amended by striking out the word "five," in the tenth line of section 1, and inserting the word "three," and by striking out the word "twelve," in the ninth line of section 2, and inserting the word "ten," and by striking out the word "five," in the fourteenth line of section 2, and inserting the word "three," and by striking out the word "twelve," in the eighth line of section 5, and inserting the word "ten," and by striking out the word "five," in the sixth line of section 7, and inserting the word "four," and by striking out the word "twelve," in the eleventh line of section 8, and inserting the word "ten," and that being so amended, that it do pass.

THOS. H. BARNES, *Chairman*.

Ordered passed on file.

The hour having arrived for the special order, joint resolution proposing amendments to the Constitution, and providing for their reference and publication, was taken up, and the report of the committee, recommending a substitute, was adopted.

The first proposition was adopted.

The second proposition was adopted.

The third proposition was considered, and Mr. Casey moved to amend by offering the following substitute to the amendment, which, upon motion of Mr. Carson, was referred, together with the resolution, to the Committee on Judiciary.

AMENDMENT. All criminal offenses may be prosecuted by presentment or indictment, as now provided by law; but the General Assembly may provide by law for a less number of grand jurors than fifteen; and may authorize the prosecution of all offenses less than felony by information without indictment. And the General Assembly shall have the power and authority to abolish the grand jury system entirely, and enforce this provision by appropriate legislation.

MESSAGE FROM THE SENATE.

The following message was received from the Senate:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has passed, without amendment, substitute for House File No. 339, a bill for an act to amend the law governing the election of

directors, and the powers of boards of directors of independent school districts.

C. M. HOLTON, *First Ass't Secretary.*

BILLS ON THIRD READING.

House File No. 190, a bill for an act in relation to the jurisdiction of mayors of cities of the second class, with reference to violations of city ordinances, was read a third time.

The question being, shall the bill pass?

The yeas were:

Messrs. Baker, Beach, Belfrage, Blair, Bloom, Bridges, Brown of Dickinson, Caldwell, Carson, Casey, Clayton, Cobbey, Cochran, Colton, Coomes, Dean, Dotson, Downing, Dungan, Ehl, Epperson, Evans, Fisher, Francis, Gay, Glasgow, Harvey, Hayden, Hays, Hixson, Homan, Hornaday, Hubbell, Hull, Hutchison of Calhoun, Hutchison of Wapello, Jennings, Jordan, King, Lake, Lambert, Laub, Lewis of Fayette, Lewis of Mills, Lucas, Lyon, Mackey, Martindale, McDaid, McGregor, Merten, Mueller, Muncey, Newbold, Nichols, O'Brien, Palmer, Parker, Patterson, Payne, Pearson, Perrin, Porter, Prouty, Reck, Richardson of Harrison, Richardson of Jackson, Richey, Robb, Russell, Scott, Seaman, Simpson, Stephens, Stockton, Stout, Struble, Stutsman, Terry, Tilton, Tool, Van Staden, Wadleigh, Wagner, Webster, Whaley, Wicks, Williams, Wolfe, Wood, and Yorán—91.

The nays were—None.

Absent or not voting:

Messrs. Barnes, Bicknell, Bosworth, Brown of Linn, Duncombe, Egbert, Knight, Nagle, and Mr. Speaker—9.

So the bill passed, and the title was agreed to.

House File No. 189, a bill for an act in relation to jury trial in cases for violation of ordinances of cities and towns of the second class.

The bill was read a third time.

The question being, shall the bill pass?

The yeas were:

Messrs. Baker, Belfrage, Blair, Bridges, Brown of Dickinson, Caldwell, Carson, Cochran, Colton, Ehl, Epperson, Evans, Francis, Gay, Glasgow, Harvey, Hayden, Hutchison of Wapello, Jennings, Jordan, Lambert, Laub, Lucas, Lyon, McDaid, Merten, Muncey, Newbold, Nichols, Parker, Patterson, Pearson, Perrin, Porter, Richardson of Harrison, Richardson of Jackson, Richey, Robb, Russell, Scott, Simpson, Stephens, Stout, Struble, Terry, Tool, Van Staden, Webster, Whaley, Wicks, Williams, Wolfe, and Wood—53.

The nays were:

Messrs. Beach, Bloom, Casey, Clayton, Cobbey, Coomes, Dean, Dotson, Downing, Dungan, Egbert, Fisher, Hays, Hixson, Homan, Hornaday, Hubbell, Hull, Hutchison of Calhoun, King, Lake, Lewis of Fayette, Lewis of Mills, Mackey, Martindale, McGregor, Mueller, O'Brien, Palmer, Payne, Prouty, Reck, Seaman, Stockton, Stutsman, Tilton, Wadleigh, Wagner, and Yorán—39.

Absent or not voting:

Messrs. Barnes, Bicknell, Bosworth, Brown of Linn, Duncombe, Knight, Nagle, and Mr. Speaker—8.

So the bill passed, and the title was agreed to.

House File No. 216, a bill for an act to authorize cities of the first and second class to acquire and dispose of real property in certain cases.

The bill was read a third time.

The question being, shall the bill pass?

The yeas were:

Messrs. Baker, Beach, Belfrage, Blair, Bloom, Bridges, Brown of Dickinson, Caldwell, Casey, Clayton, Cochran, Cobbey, Colton, Coomes, Dean, Dotson, Downing, Dungan, Egbert, Ehl, Epperson, Evans, Fisher, Francis, Gay, Glasgow, Harvey, Hayden, Hays, Hixson, Homan, Hornaday, Hubbell, Hull, Hutchison of Calhoun, Hutchison of Wapello, Jennings, Jordan, King, Lake, Lambert, Laub, Lewis of Fayette, Lewis of Mills, Lucas, Lyon, Mackey, Martindale, McDaid, McGregor, Merten, Mueller, Muncey, Newbold, Nichols, O'Brien, Palmer, Parker, Patterson, Payne, Pearson, Perrin, Porter, Prouty, Richardson of Harrison, Richardson of Jackson, Richey, Robb, Scott, Seaman, Simpson, Stephens, Stockton, Stout, Struble, Stutsman, Terry, Tilton, Tool, Van Staden, Wadleigh, Wagner, Webster, Whaley, Wicks, Williams, Wolfe, Wood, and Yoran—89.

The nays were—None.

Absent or not voting:

Messrs. Barnes, Bicknell, Bosworth, Brown of Linn, Carson, Duncombe, Knight, Nagle, Reck, Russell, and Mr. Speaker—11.

So the bill passed, and the title was agreed to.

House File No. 107, a bill for an act to amend section 1822, chapter 9, title 12 of the Code of 1873.

The bill was read a third time.

The question being, shall the bill pass?

The yeas were:

Messrs. Baker, Beach, Belfrage, Blair, Bloom, Bridges, Brown of Dickinson, Caldwell, Carson, Casey, Clayton, Cobbey, Cochran, Colton, Coomes, Dean, Dotson, Downing, Dungan, Egbert, Ehl, Epperson, Evans, Fisher, Francis, Gay, Glasgow, Harvey, Hayden, Hays, Hixson, Homan, Hornaday, Hubbell, Hull, Hutchison of Calhoun, Hutchison of Wapello, Jennings, Jordan, King, Lake, Lambert, Laub, Lewis of Fayette, Lewis of Mills, Lucas, Lyon, Mackey, Martindale, McDaid, McGregor, Merten, Mueller, Muncey, Newbold, Nichols, O'Brien, Palmer, Parker, Patterson, Payne, Pearson, Perrin, Porter, Prouty, Reck, Richardson of Harrison, Richardson of Jackson, Richey, Robb, Russell, Scott, Seaman, Simpson, Stephens, Stockton, Stout, Struble, Stutsman, Terry, Tilton, Tool, Van Staden, Wadleigh, Wagner, Webster, Whaley, Wicks, Williams, Wolfe, Wood, and Yoran,—92.

The nays were—None.

Absent or not voting:

Messrs. Barnes, Bicknell, Bosworth, Brown of Linn, Duncombe, Knight, Nagle, and Mr. Speaker—8.

So the bill passed, and the title was agreed to.

House File No. 171, a bill for an act in in relation to highway taxes.

The bill was read a third time.

The question being, shall the bill pass?

The yeas were:

Messrs. Baker, Beach, Belfrage, Blair, Bloom, Bridges, Brown

of Dickinson, Caldwell, Carson, Casey, Clayton, Cobbey, Cochran, Colton, Coomes, Dean, Dotson, Downing, Dungan, Egbert, Ehl, Epperson, Evans, Fisher, Francis, Gay, Glasgow, Harvey, Hayden, Hays, Hixson, Homan, Hornaday, Hubbell, Hull, Hutchison of Calhoun, Hutchison of Wapello, Jennings, Jordan, King, Lake, Lambert, Laub, Lewis of Fayette, Lewis of Mills, Lucas, Lyon, Mackey, Martindale, McDaid, McGregor, Merten, Mueller, Muncey, Newbold, Nichols, O'Brien, Palmer, Parker, Patterson, Payne, Pearson, Perrin, Porter, Prouty, Reck, Richardson of Harrison, Richardson of Jackson, Richey, Robb, Russell, Scott, Seaman, Simpson, Stephens, Stockton, Stout, Struble, Stutsman, Terry, Tilton, Tool, Van Staden, Wadleigh, Wagner, Webster, Whaley, Wicks, Williams, Wolfe, Wood, and Yorán—92.

The nays were—None.

Absent or not voting:

Messrs. Barnes, Bicknell, Bosworth, Brown of Linn, Duncombe, Knight, Nagle, and Mr. Speaker—8.

So the bill passed, and the title was agreed to.

House File No. 188, a bill for an act to amend section 467 of the Code of 1873, in relation to sidewalks.

The bill was read a third time.

The question being, shall the bill pass?

The yeas were:

Messrs. Baker, Beach, Belfrage, Blair, Bloom, Bridges, Brown of Dickinson, Caldwell, Carson, Casey, Clayton, Cobbey, Cochran, Colton, Coomes, Dean, Dotson, Downing, Dungan, Egbert, Ehl, Epperson, Evans, Fisher, Francis, Gay, Glasgow, Harvey, Hayden, Hays, Hixson, Homan, Hornaday, Hubbell, Hull, Hutchison of Calhoun, Hutchison of Wapello, Jennings, Jordan, King, Lambert, Laub, Lewis of Fayette, Lewis of Mills, Lucas, Lyon, Mackey, Martindale, McDaid, McGregor, Merten, Mueller, Muncey, Newbold, Nichols, O'Brien, Palmer, Parker, Patterson, Payne, Pearson, Perrin, Porter, Reck, Richardson of Harrison, Richardson of Jackson, Richey, Robb, Russell, Scott, Seaman, Simpson, Stephens, Stockton, Stout, Struble, Stutsman, Terry, Tilton, Tool, Van Staden, Wadleigh, Wagner, Webster, Whaley, Wicks, Williams, Wolfe, Wood, and Yorán—91.

The nays were:

Mr. Prouty—1.

Absent or not voting:

Messrs. Barnes, Bicknell, Bosworth, Brown of Linn, Duncombe, Knight, Nagle, and Mr. Speaker—8.

So the bill passed, and the title was agreed to.

Leave of absence was granted Mr. Downing until Tuesday.

Substitute for House File No. 141, a bill for an act to repeal sections 181, 182, and 3877 of the Code, in relation to short-hand reporters.

The bill was read a third time.

The question being, shall the bill pass?

The yeas were:

Messrs. Baker, Beach, Belfrage, Bloom, Bridges, Brown of Dickinson, Caldwell, Carson, Casey, Clayton, Cochran, Cobbey, Colton, Dean, Dotson, Downing, Dungan, Egbert, Ehl, Epperson, Evans, Fisher, Francis, Gay, Glasgow, Harvey, Hayden, Hays, Hixson, Homan, Horn-

aday, Hubbell, Hull, Hutchison of Calhoun, Hutchison of Wapello, Jennings, Jordan, King, Lake, Lambert, Laub, Lewis of Fayette, Lewis of Mills, Mackey, Martindale, McDaid, McGregor, Merten, Mueller, Muncey, Newbold, Nichols, O'Brien, Palner, Parker, Patterson, Pearson, Perrin, Prouty, Reck, Richardson of Harrison, Richey, Scott, Simpson, Stephens, Stockton, Stout, Struble, Stutsman, Terry, Tilton, Tool, Van Staden, Wagner, Webster, Wicks, Williams, Wolfe, Wood, and Yorán—80

The nays were:

Messrs. Blair, Coomes, Lyon, Payne, Porter, Richardson of Jackson, Robb, Russell, Wadleigh, and Whaley—10.

Absent or not voting:

Messrs. Barnes, Bicknell, Bosworth, Brown of Linn, Duncombe, Knight, Lucas, Nagle, Seaman, and Mr. Speaker—10

So the bill passed, and the title was agreed to.

Mr. Fisher moved to reconsider the vote by which House File No. 141 was passed, and moved to lay that motion on the table.

The motion prevailed.

Leave of absence was granted Mr. Stutsman until Monday, and Mr. Carson until Tuesday.

House File No. 63, a bill for an act to facilitate farm drainage, additional to Code, chapter 2, title 10.

The bill was read a third time.

The question being, shall the bill pass?

The yeas were:

Messrs. Baker, Beach, Belfrage, Blair, Bloom, Brown of Dickinson, Carson, Casey, Cobbey, Cochran, Colton, Coomes, Dean, Dotson, Downing, Dungan, Egbert, Ehl, Fisher, Francis, Gay, Glasgow, Hayden, Hornaday, Hubbell, Hull, Hutchison of Calhoun, Jordan, King, Lake, Lambert, Laub, Lewis of Fayette, Lucas, Lyon, McDaid, McGregor, Merten, Mueller, Muncey, Newbold, Nichols, Palmer, Parker, Pearson, Perrin, Porter, Reck, Richardson of Harrison, Robb, Russell, Scott, Seaman, Stephens, Stockton, Stout, Struble, Stutsman, Tool, Van Staden, Wadleigh, Wagner, Webster, Whaley, Wicks, Williams, Wolfe, Wood, and Yorán—69.

The nays were:

Messrs. Bridges, Caldwell, Clayton, Epperson, Evans, Harvey, Hays, Hixson, Homan, Hutchison of Wapello, Jennings, Lewis of Mills, Mackey, Martindale, O'Brien, Patterson, Payne, Prouty, Richardson of Jackson, Richey, Simpson, Terry, and Tilton—23.

Absent or not voting:

Messrs. Barnes, Bicknell, Bosworth, Brown of Linn, Duncombe, Knight, Nagle, and Mr. Speaker—5.

So the bill passed, and the title was agreed to.

Substitute for House Files Nos. 124, 131 and 170, a bill for an act to repeal section 12, chapter 2, title 1 of the Code, in relation to compensation and mileage of members of the General Assembly and compensation of officers and employes of the same, and to enact a substitute therefor.

Mr. Cobbey moved to recommit to the Committee on Compensation of Public Officers.

MESSAGE FROM THE GOVERNOR.

Message from the Governor by his private secretary, W. H. Fleming, was read and passed on file :

THE STATE OF IOWA, }
EXECUTIVE DEPARTMENT, }
DES MOINES, February 20, 1880. }

MR. SPEAKER—I am instructed by the Governor to inform the honorable the House of Representatives that he has approved, signed and deposited in the office of the Secretary of State:

House File No. 118, An act to amend section 2372 of the Code, relative to the non-liability for the debts of deceased persons, of money made payable by mutual aid and benevolent societies.

Also: House File No. 358, An act to amend section 1120 of the Code of 1873, in relation to publication and distribution of the reports of the State Horticultural Society.

WM. H. FLEMING,
Private Secretary.

Mr. Hays moved that the House do now adjourn.

The motion did not prevail.

Mr. Clayton moved the previous question, which was not seconded.

Leave was granted Mr. Cobby to withdraw his motion to recommit.

Mr. Laub moved to amend, by way of a rider—

SEC. 3. Any member of the present legislature, who believes that he receives a greater compensation than he earns, may and he is hereby authorized to refund so much of his salary and mileage to the State as in the opinion of such member he does or will not earn.

And demanded the yeas and nays, which were as follows—

The yeas were:

Messrs. Beach, Belfrage, Blair, Bloom, Brown of Dickinson, Caldwell, Carson, Casey, Cobby, Cochran, Colton, Coomes, Dean, Dotson, Downing, Dungan, Egbert, Ehl, Fisher, Francis, Glasgow, Hayden, Hays, Hixson, Homan, Hubbell, Hull, Hutchison of Calhoun, Jennings, Jordan, Lake, Lambert, Laub, Lewis of Mills, Mackey, Martindale, McGregor, Mueller, Muncey, O'Brien, Parker, Patterson, Payne, Pearson, Perrin, Porter, Reck, Richardson of Jackson, Richey, Russell, Seaman, Simpson, Tilton, Van Staden, Wadleigh, Wagner, Webster, Wicks, Wolfe, and Yorlan—60.

The nays were:

Messrs. Baker, Bridges, Clayton, Epperson, Evans, Gay, Harvey, Hornaday, Hutchison of Wapello, Lewis of Fayette, Lucas, Lyon, McDaid, Merten, Newbold, Nichols, Palmer, Prouty, Richardson of Harrison, Robb, Scott, Stephens, Stockton, Stout, Struble, Stutsman, Terry, Tool, Whaley, Williams, and Wood—32.

Absent or not voting:

Messrs. Barnes, Bicknell, Bosworth, Brown of Linn, Duncombe, Knight, Nagle, and Mr. Speaker—8.

So the motion to add rider prevailed.

Mr. Fisher moved to reconsider the vote by which the rider was adopted.

The motion prevailed.

Question recurring on the adoption of the rider was lost.

The bill was read a third time.

Upon the question, shall the bill pass? the yeas and nays were as follows—

The yeas were:

Messrs. Baker, Blair, Bridges, Caldwell, Casey, Cochran, Colton, Coomes, Dean, Dotson, Dungan, Evans, Fisher, Francis, Gay, Harvey, Hayden, Hixson, Homan, Hornaday, Hubbell, Hutchison of Calhoun, Jennings, King, Lake, Lambert, Lewis of Fayette, Lewis of Mills, Lucas, Lyon, Martindale, McDaid, Merten, Mueller, Muncey, Newbold, Nichols, Palmer, Patterson, Payne, Pearson, Perrin, Porter, Prouty, Richardson of Harrison, Richey, Robb, Russell, Scott, Stephens, Stockton, Stout, Struble, Tilton, Tool, Van Staden, Whaley, Williams, Wolfe, and Wood—60.

The nays were:

Messrs. Beach, Belfrage, Bloom, Brown of Dickinson, Carson, Clayton, Cobbe, Egbert, Ehl, Epperson, Glasgow, Hays, Hull, Hutchison of Wapello, Jordan, Laub, Mackey, McGregor, O'Brien, Parker, Reck, Richardson of Jackson, Seaman, Simpson, Terry, Wadleigh, Wagner, Webster, Wicks, Yoran, and Mr. Speaker—31.

Absent or not voting:

Messrs. Barnes, Bicknell, Bosworth, Brown of Linn, Downing, Duncombe, Knight, Nagle, and Stutsman—9.

So the bill passed, and the title was agreed to.

On motion of Mr. Porter the House adjourned.

HALL OF HOUSE OF REPRESENTATIVES, }
DES MOINES, IOWA, February 21, 1880. }

House met pursuant to adjournment, the Speaker in the chair.

Prayer by Rev. J. H. Malcom.

Pending the reading of the journal of yesterday, on motion of Mr. Lewis of Mills, the further reading of the same was dispensed with.

Leave of absence was granted Mr. Mackey until Tuesday.

Mr. Glasgow moved that House File No. 60, a bill for an act reducing the number of grand jurors be made a special order for Tuesday, February 24, at 10 o'clock.

The motion prevailed.

Mr. Newbold moved that House File No. 59, a bill for an act relating to the removal of county seats, be made a special order for Wednesday, February 25, at 10 o'clock.

The motion prevailed.

Mr. Glasgow moved that House File No. 256 be recommitted to the Committee on Judiciary.

Leave of absence was granted Mr. Lake until Tuesday, and Messrs. Lucas and Newbold until Monday.

Mr. King moved that House File No. 73 be made a special order for Wednesday, February 25, at 2 o'clock.

The motion prevailed.

Leave of absence was granted Mr. Bridges until Tuesday, Mr. Laub until Wednesday, Mr. Richardson of Jackson until Tuesday, and Mr. Belfrage until Wednesday.

PETITIONS.

Mr. Webster presented a petition from citizens of Page county in reference to reduction of salaries, etc.

Referred to the Committee on Judiciary.

Mr. Casey presented petitions in reference to the passage of a law against prohibiting the sale of wine and beer.

Referred to the Committee on Suppression of Intemperance.

Mr. Yoran presented a petition from citizens of Jones county, relating to printing.

Referred to the Committee on Printing.

Mr. Payne presented a petition from citizens of Henry county, in reference to the repeal of the railroad commission law.

Referred to the Committee on Railroads.

Mr. Newbold presented a memorial from the Trustees of the Reform School.

Referred to the Committee on Reform Schools.

Mr. Hull presented a petition in reference to the publication of Supreme Court reports.

REPORTS OF COMMITTEES.

Mr. Mueller, from the Committee on Rules, submitted the following report:

MR. SPEAKER—Your Committee on Rules, to whom was referred a House resolution adopted February 16, instructing said committee to report an amendment to the Rules of the House, requiring committees to be called by the Speaker for reports when the third order of business is reached, if in the opinion of the committee it be deemed advisable, and also to prescribe the order in which such committees shall be called, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that—

Be it resolved, That when the third order of business is reached, the Speaker do call upon the committees in the following order, to-wit:

Ways and Means.

Judiciary.

Agriculture.

Railroads.

Appropriations.

Schools.

Cities and Towns.

Retrenchment and Reform.

Constitutional Amendments.

Claims.

Compensation of Public Officers.

Banks and Banking.

Insurance.

County and Township Organization.

Roads and Highways.

After this order is exhausted, the reports of all other committees may be presented without being called by the Speaker.

When a committee is called, the chairman of such committee shall be considered as having the floor until the next committee shall be called.

MUELLER, *Chairman*.

Mr. Parker from the Committee on Judiciary, submitted the following report:

MR. SPEAKER—Your Committee on Judiciary, to whom was referred the petition for the pardon of William Riley, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the resolution advising such pardon, if deemed fit by the executive, and the curative act herewith submitted be adopted and passed and the accompanying bill.

J. M. PARKER, *Chairman*.

Ordered passed on file.

House File No. 434, a bill for an act to legalize publication notice in relation to the pardon of William Riley.

Mr. Clayton moved that the rule be suspended and the bill be considered engrossed and read a third time now, which prevailed, and the bill was read a third time.

The question being, shall the bill pass?

The yeas were:

Messrs. Baker, Beach, Blair, Bloom, Bridges, Brown of Dickinson, Brown of Linn, Caldwell, Casey, Clayton, Cobbey, Cochran, Colton, Coomes, Dean, Dotson, Dungan, Egbert, Ehl, Epperson, Evans, Fisher, Francis, Gay, Glasgow, Harvey, Hayden, Hays, Hixson, Homan, Hornaday, Hubbell, Hull, Hutchison of Calhoun, Hutchison of Wapello, Jennings, Jordan, King, Lambert, Lewis of Fayette, Lewis of Mills, Lyon, Martindale, McDaid, McGregor, Merten, Mueller, Muncey, Nagle, Newbold, Nichols, O'Brien, Palmer, Parker, Patterson, Payne, Pearson, Porter, Prouty, Reck, Richardson of Harrison, Richey, Robb, Russell, Scott, Seaman, Simpson, Stephens, Stockton, Stout, Struble, Terry, Tool, Van Staden, Wadleigh, Wagner, Webster, Whaley, Williams, Wolfe, Wood, Yoran, and Mr. Speaker—83.

The nays were:

Messrs. Perrin, and Tilton—2.

Absent or not voting:

Messrs. Barnes, Belfrage, Bicknell, Bosworth, Carson, Downing, Duncombe, Knight, Lake, Laub, Lucas, Mackey, Richardson of Jackson, Stutsman, and Wicks—15.

So the bill passed, and the title was agreed to.

Mr. Clayton, from the Committee on Agriculture, submitted the following report.

MR. SPEAKER—Your Committee on Agriculture, to whom was referred the memorial of James Vincent, asking that the Nishnabotna river be straightened, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that it is impracticable.

B. F. CLAYTON, *Chairman*.

Ordered passed on file.

Mr. Clayton moved that the joint resolution in reference to the pardon of William Riley, accompanying House File No. 434, be taken up and adopted.

The motion prevailed.

Also:

MR. SPEAKER—Your Committee on Agriculture, to whom was referred House File No. 408, a bill for an act to repeal section 1484 of the Code and enact a substitute therefor, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that it do not pass.

B. F. CLAYTON, *Chairman.*

Ordered passed on file.

Mr. Webster, from the Committee on Library, submitted the following report:

MR. SPEAKER—Your Committee on Library, to whom was referred House File No. 177, a bill for an act to amend chapter 13, title 12 of the Code, in relation to the State Library, beg leave to report that they have had the same under consideration and have prepared a substitute therefor, and have instructed me to report the same back to the House with the recommendation that the substitute be adopted and when so adopted the bill do pass.

W. E. WEBSTER, *Chairman.*

Ordered passed on file.

Mr. Harvey, from the Committee on Suppression of Intemperance, submitted the following report:

MR. SPEAKER—Your Committee on Suppression of Intemperance, to whom were referred House Files Nos. 76 and 343, bills for acts to amend section 1114 of the Code, in relation to the sale of intoxicating liquors and prohibit gambling, horse-racing, etc., at agricultural fairs, beg leave to report that they have had the same under consideration, and have instructed me to report the same back to the House with the accompanying substitute, with the recommendation that the substitute be adopted, and after being so adopted that it do pass.

J. A. HARVEY, *Chairman.*

Ordered passed on file.

Also:

MR. SPEAKER—Your Committee on Suppression of Intemperance, to whom was referred House File No. 218, a bill for an act in relation to evidence in criminal cases, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that it do not pass.

J. A. HARVEY, *Chairman.*

Ordered passed on file.

Also:

MR. SPEAKER—Your Committee on Suppression of Intemperance, to whom was referred House File No. 381, a bill for an act making it a misdemeanor to treat to or induce a person to drink alcoholic liquor, wine or beer, as a beverage, and providing punishment therefor, supplemental to title 24 of the Code, beg leave to report that they have had the same under consideration and have instructed me to re-

port the same back to the House with the recommendation that it be amended by inserting after the word "beverage" in the ninth line of the first section the words, "except at his or her own private family residence"; and after being so amended that the bill do pass.

J. A. HARVEY, *Chairman*.

Ordered passed on file.

Mr. Brown, from the Committee on Fish and Game, submitted the following report:

MR. SPEAKER—Your Committee on Fish and Game, to whom was referred House File No. 225, a bill for an act to provide for additional Fish Commissioner, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with a substitute therefor, with the recommendation that the substitute do pass.

BROWN, *Chairman*.

Ordered passed on file.

INTRODUCTION OF BILLS.

Mr. Yoran introduced House File No. 435, a bill for an act reimbursing H. C. Metcalf for money paid for the State for the purchase of lots and lands at the Additional Penitentiary.

Read a first and second time and referred to the Committee on Claims.

Mr. Wagner introduced House File No. 436, a bill for an act making further appropriations for the College for the Blind, and to amend section 1675 of the Code.

Read a first and second time and referred to the Committee on Appropriations.

Mr. Cobbey introduced House File No. 437, a bill for an act to repeal section 12, chapter 2, title 1 of the Code, in relation to compensation and mileage of members of the General Assembly, and to enact a substitute therefor

Read a first and second time and referred to the Committee on Compensation of Public Officers.

Mr. Whaley introduced House File No. 438, a bill for an act to provide for the organization of the State militia, and entitled "The Military Code of Iowa," and to repeal chapter 125 of the laws of the Seventeenth General Assembly.

Read a first and second time and referred to the Committee on Military Affairs.

Mr. Martindale introduced House File No. 439, a bill for an act to exempt the payment of road taxes in certain cases.

Read a first and second time and referred to the Committee on Roads and Highways.

Mr. Lyon introduced House File No. 440, a bill for an act relating to common carriers, warehousemen, wharfingers, and other persons engaged in storing property for others, and providing a penalty for the violation of its provisions.

Read a first and second time and referred to the Committee on Banks and Banking.

Mr. Hornaday introduced House File No. 441, together with a re-

port from the Committee on Appropriations, a bill for an act making certain appropriations in aid of the Asylum for Feeble-Minded Children.

Read a first and second time, and referred to the Committee on Appropriations.

Mr. Ehl introduced House File No. 442, a bill for an act relative to the boards of supervisors.

Read a first and second time and referred to the Committee on County and Township Organization.

Mr. Casey introduced House File No. 443, a bill for an act relating to trial of issues by the court, in addition to chapter 9, title 17 of the Code.

Read a first and second time and referred to the Committee on Judiciary.

Mr. Patterson introduced House File No. 444, a bill for an act to legalize the acts of Independent District of Carpenter.

Read a first and second time and referred to the Committee on Judiciary.

Mr. Harvey introduced House File No. 445, a bill for an act making an appropriation for the new capitol building, and amending section 2, chapter 128 of the laws of the Seventeenth General Assembly.

Read a first and second time and referred to the Committee on Appropriations.

Mr. Caldwell introduced House File No. 446, a bill for an act to permit catching of fish in the Des Moines river.

Read a first and second time and referred to the Committee on Fish and Game.

Mr. Parker introduced House File No. 447, a bill for an act to repeal section 4783, of chapter 167 of the laws of the Seventeenth General Assembly, in relation to salaries of officers of the penitentiary, and enacting a substitute therefor.

Read a first and second time and referred to the Committee on Penitentiary at Ft. Madison.

Mr. Palmer introduced House File No. 448, a bill for an act to regulate the tolls on grist mills.

Read a first and second time and referred to the Committee on Agriculture.

Mr. Merten introduced House File No. 449, a bill for an act making appropriations for the Additional Penitentiary at Anamosa.

Read a first and second time and referred to the Committee on Appropriations.

Mr. Merten introduced House File No. 450, a bill for an act to make the State Superintendent of Public Instruction ex officio member of the board of directors of the State Normal School.

Read a first and second time.

On motion of Mr. Merten the rule was suspended, the bill considered engrossed, and read a third time.

On the question, shall the bill pass? the yeas and nays were as follows—

The yeas were:

Messrs. Baker, Beach, Blair, Bloom, Bridges, Brown of Dickinson, Brown of Linn, Caldwell, Casey, Cobbey, Colton, Coomes, Dean, Dot-

son, Dungan, Egbert, Ehl, Epperson, Evans, Fisher, Francis, Gay, Glasgow, Harvey, Hayden, Hays, Hixson, Homan, Hornaday, Hubbell, Hull, Hutchison of Calhoun, Hutchison of Wapello, Jennings, Jordan, King, Lambert, Lewis of Fayette, Lewis of Mills, Lyon, Martindale, McDaid, McGregor, Merten, Mueller, Muncey, Newbold, Nichols, O'Brien, Palmer, Parker, Patterson, Payne, Pearson, Perrin, Porter, Reck, Richardson of Harrison, Richey, Robb, Russell, Scott, Seaman, Simpson, Stephens, Stockton, Stout, Struble, Terry, Tilton, Tool, Van Staden, Wadleigh, Wagner, Webster, Whaley, Wicks, Williams, Wolfe, Wood, Yoran, and Mr. Speaker—84.

The nays were—None.

Absent or not voting:

Messrs. Barnes, Belfrage, Bicknell, Bosworth, Carson, Downing, Duncombe, Knight, Lake, Laub, Lucas, Mackey, Nagle, Prouty, Richardson of Jackson, and Stutsman—16.

So the bill passed, and the title was agreed to.

Mr. Gay introduced House File No. 451, a bill for an act making appropriation for the maintenance of the Normal School at Cedar Falls.

Read a first and second time and referred to the Committee on Appropriations.

Leave granted Mr. Seaman to present a petition from citizens of Scott county in reference to the duty of county auditor.

Referred to the Committee on Judiciary.

RESOLUTION.

Mr. Epperson offered the following resolution, which was adopted:

Resolved, That when this House adjourn to-day that it be until Monday, February 23, at 3 o'clock P. M.

Leave of absence was granted Messrs. Hornaday and Gay until Monday afternoon.

MESSAGES ON SPEAKER'S TABLE.

Senate File No. 191, a bill for an act for the punishment of persons for attempting to break and enter buildings with intent to commit a public offense, additional to chapter 3, title 24 of the Code, concerning "offenses against property."

Read a first and second time, and referred to the Committee on Judiciary.

Substitute for Senate File No. 30, a bill for an act to prohibit the furnishing or giving or offering to give intoxicating liquors, including ale, wine and beer to voters at or within one mile of the polls.

Read a first and second time and referred to the Committee on Suppression of Intemperance.

Senate File No. 171, a bill for an act to repeal section 501, chapter 10, title 4 of the Code, relative to municipal elections, and enact a substitute therefor.

Read a first and second time and referred to the Committee on Elections.

BILLS ON SECOND READING.

On motion of Mr. Wood, Senate File No. 58, a bill for an act in relation to loaning and management of the permanent school fund, with report of committee recommending indefinite postponement, was taken up and considered.

Mr. Williams moved to amend by inserting the following:

Add to the end of section 1 the following: "And that all loans now made of said school funds at ten per cent interest shall draw interest at only eight per cent from January 1, 1880.

The motion to amend did not prevail.

On motion of Mr. King, the bill and a similar bill of this House were referred to the Committee on Ways and Means.

House File No. 139, a bill for an act for the relief of John Johnson, of Pocahontas county, Iowa, with report of committee recommending do not pass, was taken up, considered, and the report of the committee was adopted.

House refused to order the bill engrossed for a third reading.

House File No. 65, a bill for an act to amend section 1457 of the Code of 1873, on the adoption of the herd law, was taken up and considered.

On motion of Mr. Hutchison of Calhoun, the bill was referred to the Committee on Police Regulations.

House File No. 335, a bill for an act to extend the term of time of a water-power franchise granted in 1855, and to amend chapter 103, enacted by the Fifth General Assembly, authorizing the construction of a wing dam, etc., with report of committee recommending do pass, was taken up, considered, and the report of the committee was adopted.

The bill was ordered engrossed for a third reading.

House File No. 201, a bill for an act to amend section 1, chapter 58, acts of the Sixteenth General Assembly, with report of committee recommending substitute do pass, was taken up, considered, and the report of the committee was adopted.

The bill was ordered engrossed for a third reading.

House File No. 268, a bill for an act relative to municipal corporations, and to limit their liability in certain cases, with report of committee recommending amendment, was taken up, considered, and the report of the committee was not adopted.

On motion of Mr. King, the vote by which the House refused to adopt the report was reconsidered.

On motion of Mr. Struble, further consideration of same was postponed until next Thursday.

Leave of absence was granted Mr. Bloom until Thursday.

House File No. 97, a bill for an act defining who are electors at school elections, with report of committee recommending that the bill be indefinitely postponed, was taken up, considered, and the report of the committee was adopted.

House File No. 182, a bill for an act in relation to writs of error to justices of the peace, with report of the committee recommending that the bill be indefinitely postponed, was taken up, considered, and the report of the committee was adopted.

House File No. 152, a bill for an act to amend section 1861, chapter 12, title 12 of the Code, relative to the permanent school fund loan, with report of committee recommending that the bill be indefinitely postponed, was taken up, considered, and the report of the committee was adopted.

Substitute for House File No. 106, a bill for an act to define and punish frauds upon hotel, inn, boarding and eating-house keepers, with report of committee recommending it do pass, was taken up, considered, and the report of the committee was adopted.

The bill was ordered engrossed for a third reading.

House File No. 260, a bill for an act prohibiting municipalities from giving aid to railroads or any other private corporation, with report of committee recommending that the bill be indefinitely postponed, was taken up, considered, and the report of the committee was adopted.

House File No. 252, a bill for an act to repeal chapter 77, acts of the Seventeenth General Assembly, entitled, "An act to repeal chapter 68, acts of the Fifteenth General Assembly and provide for the establishment of a Board of Railroad Commissioners," with report of committee recommending that the bill be indefinitely postponed, was taken up, considered, and the report of the committee was adopted.

House File No. 283, a bill for an act to amend section 1241, chapter 4, title 10 of the Code, relating to the taking of private property for works of internal improvement, with report of committee recommending it do pass, was taken up, considered, and the report of the committee was adopted.

Mr. Dungan moved to amend by striking out the words "gravel pits" in third line of section 1.

The motion prevailed.

Mr. Struble moved to amend by inserting "and" before the word "ground" in third line of section 1.

Mr. Parker moved that the House do now adjourn, and the yeas and nays were demanded, which were as follows—

The yeas were:

Messrs. Baker, Beach, Bloom, Brown of Dickinson, Brown of Linn, Casey, Cobbey, Cochran, Colton, Coomes, Dotson, Ehl, Epperson, Evans, Harvey, Hays, Hixson, Hubbell, Hull, Hutchison of Wapello, Jordan, Lambert, Lewis of Fayette, Lyon, Martindale, McDaid, McGregor, Merten, Mueller, Nichols, Parker, Patterson, Perrin, Porter, Prouty, Reck, Richardson of Harrison, Richey, Seaman, Simpson, Stephens, Struble, Tool, Van Staden, Wadleigh, Whaley, Wicks, Williams, Wolfe, Wood, and Yorán—51.

The nays were:

Messrs. Blair, Caldwell, Clayton, Dean, Dungan, Fisher, Francis, Hayden, Homan, Hutchison of Calhoun, Jennings, King, Lewis of Mills, Muncey, Payne, Pearson, Russell, Scott, Stockton, Stout, Tilton, and Webster—22.

Absent or not voting:

Messrs. Barnes, Belfrage, Bicknell, Bosworth, Bridges, Carson, Downing, Duncombe, Egbert, Gay, Glasgow, Hornaday, Knight, Lake, Laub, Lucas, Mackey, Nagle, Newbold, O'Brien, Palmer, Richardson of Jackson, Robb, Stutsman, Terry, Wagner, and Mr. Speaker—27.

So the motion to adjourn prevailed.

HALL OF HOUSE OF REPRESENTATIVES, }
 DES MOINES, IOWA, February 23, 1880. }

3 O'CLOCK P. M.

House met pursuant to adjournment, the Speaker in the chair.

Prayer by Rev. I. P. Wooten.

Pending the reading of the journal of yesterday, on motion of Mr. Porter further reading of the same was dispensed with.

UNFINISHED BUSINESS.

House File No. 283 a bill for an act to amend section 1242, chapter 4, title 10 of the Code, relating to the taking private property for works of internal improvement.

The question, shall the bill be engrossed and read a third time? was decided in the negative, and the bill was lost.

REPORTS OF COMMITTEES.

Mr. Clayton, from the Committee on Agriculture, submitted the following report:

MR. SPEAKER—Your Committee on Agriculture, to whom were referred various petitions asking for the enactment of a law to prevent the spread of hog cholera, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the committee have presented a bill on that subject.

B. F. CLAYTON, *Chairman.*

Ordered passed on file.

Mr. Lyon, from the Committee on Banks and Banking, submitted the following report:

MR. SPEAKER—Your Committee on Banks and Banking to whom was referred House File No. 440, a bill for an act relating to common carriers, warehousemen, wharfingers, and other persons engaged in storing property for others, and providing a penalty for the violation of its provisions, beg leave to report that they have had the same under consideration and have adopted a substitute, and have instructed me to report the same back to the House with the recommendation that the substitute do pass.

O. H. LYON, *Chairman.*

Ordered passed on file.

Also:

MR. SPEAKER—Your Committee on Banks and Banking, to whom was referred House File No. 333, a bill for an act to amend chapter 2, title 14 of the Code of 1873, relating to interest, beg leave to report that they have had the same under consideration, and have instructed

me to report the same back to the House with the recommendation that it be referred to the Committee on Judiciary, to be considered with other bills of a similar character which have been referred to that committee.

O. H. LYON, *Chairman.*

Ordered passed on file.

Mr. Dungan, from the Committee on State University, submitted the following report:

MR. SPEAKER—Your Committee on State University, to whom were referred various petitions praying that an appropriation be made for the establishment of a dental department in the State University, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that it is inexpedient at this time to make an appropriation for said purpose and that the prayer of the petitioners be not granted.

WARREN S. DUNGAN, *Chairman.*

Ordered passed on file.

Also:

MR. SPEAKER—Your Committee on State University, to whom were referred various petitions praying the General Assembly to enact a law to secure the better education of the dental profession by making it a penal offense for any one to enter upon the practice of dentistry without having a diploma from a dental college or certificate from a board of examiners, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that these petitions be referred to the Committee on Medicine and surgery.

WARREN S. DUNGAN, *Chairman.*

Ordered passed on file.

MESSAGE FROM THE SENATE.

The following message was received from the Senate:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has passed the following bills, in which the concurrence of the House is asked:

Senate File No. 179, a bill for an act to legalize the incorporation of the town of Anita, Cass county, Iowa, the election of its officers and all acts done and ordinances passed by the council of said town.

Also, Senate File No. 233, a bill for an act to legalize the organization and acts of the Dunlap Fine Stock and Driving Park Company of Dunlap, Iowa.

Also, Senate File No. 220, a bill for an act to legalize acknowledgments of county auditors, deputy county auditors and deputy clerks of the district courts.

Also, Senate File No. 135, a bill for an act to amend section 1955, authorizing county auditors and deputy county auditors to acknowledge deeds and other instruments of writing.

Also, Senate File No. 183, a bill for an act to amend chapter 28 of the public acts of the Fifteenth General Assembly, in relation to the assessment of taxes.

Also, Senate File No. 57, a bill for an act to legalize the acts of Chris. H. Logan, recorder of Lyon county, Iowa, done and performed by J. K. R. Thompson, whether under the style of attorney in fact of said recorder or as deputy recorder of said county.

Also, joint resolution agreeing to, ratifying and confirming an amendment to section 4 of article 3 of the Constitution of the State of Iowa, relating to the legislative department.

Also, has passed without amendment House File No. 288, a bill for an act to legalize the organization and acts of the Waterloo Agricultural Works of Waterloo, Iowa.

Also, House File No. 64, a bill for an act to legalize the levy of certain taxes in the county of Mills, in the State of Iowa.

Also, House File No. 224, a bill for an act to legalize and correct an error in the proceedings and acts incorporating the town of Reinbeck, in Grundy county, Iowa.

Also, House File No. 362, a bill for an act to legalize the organization and official proceedings of the independent district of Ionia, in Chickasaw county, Iowa.

Also, House File No. 150, a bill for an act to legalize the incorporation of the town of Birmingham, Van Buren county, Iowa, with amendments to the publication clause as noted in the bill.

Also, House File No. 217, a bill for an act to legalize the incorporation of the town of Ida Grove, Ida county, in the State of Iowa, with amendment as noted in the bill.

A. T. McCARGAR, *Secretary.*

REPORTS OF COMMITTEES.

Mr. Hutchison, from the Committee on Public Buildings, submitted the following report:

MR. SPEAKER—Your Committee on Public Buildings, to whom was referred the joint resolution relating to rooms in the new capitol building for the State Horticultural Society, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that it do pass.

J. G. HUTCHISON, *Chairman.*

Ordered passed on file.

On motion of Mr. Hutchison of Wapello, joint resolution relative to rooms in the new capitol building for the State Horticultural Society was taken up and adopted.

Mr. Whaley, from the Committee on Military Affairs, submitted the following report:

MR. SPEAKER—Your Committee on Military Affairs, to whom was referred House File No. 438, a bill for an act to provide for the organization of the State militia, and entitled "The Military Code of Iowa," and repeal chapter 125, laws of the Seventeenth General Assembly, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that it do pass.

A. M. WHALEY, *Chairman,*

Ordered passed on file.

Mr. Wicks, from the Committee on Public Lands, submitted the following report:

MR. SPEAKER—Your Committee on Public Lands, to whom was referred joint resolution in regard to meandered lakes in the State of Iowa, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that it do pass.

WICKS, *Chairman.*

Ordered passed on file.

On motion of Mr. Wicks, joint resolution in regard to meandered lakes in the State of Iowa was taken up and adopted.

Mr. Wicks, from the Committee on Public Lands, submitted the following report:

MR. SPEAKER—Your Committee on Public Lands, to whom was referred petition of Enoch Thompson in regard to certain lands occupied by him, and which have been improperly certified to the railroad company, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that it be indefinitely postponed, for the reason that the same matter is at this time in litigation, and can be fully settled without any legislation.

WICKS, *Chairman.*

Ordered passed on file.

Also:

MR. SPEAKER—Your Committee on Public Lands, to whom was referred a petition of citizens of Monona county, asking for certain lands for cemetery purposes, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that it be indefinitely postponed.

WICKS, *Chairman.*

Ordered passed on file.

INTRODUCTION OF BILLS.

Mr. Williams introduced House File No. 452, a bill for an act to amend section 570 of the Code, in relation to transfers.

Read a first and second time and referred to the Committee on Judiciary.

Mr. Whaley introduced House File No. 453, a bill for an act to repeal chapter 172 of laws of Seventeenth General Assembly, concerning regulation of the sale of coal oil.

Read a first and second time and referred to the Committee on Police Regulations.

Mr. Hubbell introduced House File No. 454, a bill for an act repealing section 1728 of the Code, and enacting a substitute therefor.

Read a first and second time and referred to the Committee on Schools.

Mr. Hubbell introduced House File No. 455, a bill for an act to create a State Board of Examination, and to define their powers.

Read a first and second time and referred to the Committee on Schools.

Mr. King introduced House File No. 456, a bill for an act to repeal section 1495 of the Code of 1873, and enact a substitute therefor. Read a first and second time, and referred to the Committee on Agriculture.

Mr. King introduced House File No. 467, a bill for an act to amend section 6, chapter 70 of the acts of the Fifteenth General Assembly, relating to the liability of owners of stock for damages done by domestic animals running at large.

Read a first and second time, and referred to the Committee on Agriculture.

Mr. Patterson introduced House File No. 458, a bill for an act to amend section 1793 of the Code.

Read a first and second time and referred to the Committee on Schools.

Mr. McDaid introduced House File No. 459, a bill for an act to repeal section 1495 of the Code, and enact a substitute therefor.

Read a first and second time and referred to Committee on Agriculture.

Mr. Scott introduced House File No. 460, a bill for an act to amend section 1929 of the Code.

Read a first and second time and referred to the Committee on Schools.

MESSAGES ON THE SPEAKER'S TABLE.

House File No. 217, a bill for an act to legaliz ethe incorporation of the town of Ida Grove, Ida county, in the State of Iowa, was taken up, with Senate amendments.

On the question, shall the House concur in the Senate amendment? yeas and nays were as follows—

The yeas were:

Messrs. Baker, Blair, Brown of Dickinson, Carson, Casey, Clayton, Cobbey, Cochran, Colton, Coomes, Dotson, Duncombe, Dungan, Epperson, Evans, Francis, Gay, Harvey, Hayden, Hays, Hixson, Hubbell, Hull, Hutchison of Wapello, Jordan, King, Knight, Lambert, Lewis of Fayette, Lewis of Mills, McDaid, McGregor, O'Brien, Patterson, Porter, Richardson of Harrison, and Yoran—37.

The nays were:

Messrs. Bosworth, Brown of Linn, Caldwell, Dean, Fisher, Homan, Hutchison of Calhoun, Lucas, Lyon, Martindale, Muncey, Nichols, Palmer, Parker, Payne, Pearson, Perrin, Prouty, Reck, Richey, Russell, Scott, Seaman, Simpson, Stockton, Stout, Stutsman, Tilton, Tool, Van Staden, Wadleigh, Wagner, Webster, Whaley, Wicks, Williams, Wood, and Mr. Speaker—38.

Absent or not voting:

Messrs. Barnes, Beach, Belfrage, Bicknell, Bloom, Bridges, Downing, Egbert, Ehl, Glasgow, Hornaday, Jennings, Lake, Laub, Mackey, Merten, Mueller, Nagle, Newbold, Richardson of Jackson, Robb, Stephens, Struble, Terry, and Wolfe—25.

So the House refused to concur in the Senate amendment.

House File No. 150, a bill for an act to legalize the incorporation of

the town of Birmingham, Van Buren county, Iowa, was taken up, with Senate amendment.

The question being, shall the House concur in the Senate amendment, the yeas and nays were as follows—

The yeas were:

Messrs. Baker, Blair, Bosworth, Brown of Dickinson, Brown of Linn, Caldwell, Carson, Casey, Clayton, Cobbe, Cochran, Colton, Coomes, Dean, Dotson, Duncombe, Dungan, Epperson, Evans, Fisher, Francis, Gay, Harvey, Hayden, Hays, Hixson, Homan, Hubbell, Hull, Hutchison of Calhoun, Hutchison of Wapello, Jordan, King, Knight, Lambert, Lewis of Fayette, Lewis of Mills, Lucas, Lyon, Martindale, McDaid, McGregor, Muncey, Nichols, O'Brien, Palmer, Parker, Patterson, Payne, Pearson, Perrin, Porter, Prouty, Reek, Richardson of Harrison, Richey, Scott, Seaman, Simpson, Stockton, Stout, Stutsman, Tilton, Tool, Van Staden, Wadleigh, Wagner, Webster, Whaley, Wicks, Williams, Wood, Yoran, and Mr. Speaker—74.

The nays were—None.

Absent or not voting:

Messrs. Barnes, Beach, Belfrage, Bicknell, Bloom, Bridges, Downing, Egbert, Ehl, Glasgow, Hornaday, Jennings, Lake, Laub, Mackey, Merten, Mueller, Nagle, Newbold, Richardson of Jackson, Robb, Russell, Stephens, Struble, Terry, and Wolfe—26.

So the House concurred in the Senate amendment.

Senate File No. 57, a bill for an act to legalize the acts of Chris. H. Logan, Recorder of Lyon county, Iowa, done and performed by J. K. Thompson, whether under the style of attorney in fact of said recorder or as deputy recorder of said county, was taken up.

Read a first and second time and referred to the Committee on Judiciary.

Senate File No. 183, a bill for an act to amend chapter 28 of the public acts of the Fifteenth General Assembly, in relation to the assessment of taxes.

Read a first and second time and referred to the Committee on Ways and Means.

Senate File No. 179, a bill for an act to legalize the incorporation of the town of Anita, Cass county, Iowa, the election of its officers, and all acts done and ordinances passed by the council of said town.

Read a first and second time and referred to the Committee on Judiciary.

Senate File No. 220, a bill for an act to legalize acknowledgments of county auditors, deputy county auditors, and deputy clerks of the district courts.

Read a first and second time and referred to the Committee on Judiciary.

Senate File No. 233, a bill for an act to legalize the organization and acts of the Dunlap Fine Stock and Driving Park Company, of Dunlap, Iowa.

Read a first and second time and referred to the Committee on Judiciary.

Senate File No. 135, a bill for an act to amend section 1955, author-

izing county auditors and deputy county auditors to acknowledge deeds and other instruments of writing.

Read a first and second time and referred to the Committee on Judiciary.

Joint resolution agreeing to, ratifying and confirming amendment to section 4 of article 3 of the Constitution of the State of Iowa, relating to the legislative department, was taken up and referred to the Committee on Constitutional Amendments.

On motion of Mr. Jordan House File No. 241, a bill for an act to amend chapter 34 of the acts of the Fifteenth General Assembly, relating to taking private property for works of internal improvement.

Question, shall the vote by which the bill passed be reconsidered? was decided in the affirmative.

Mr. Duncombe moved to amend by way of a rider, which motion prevailed:

"*Provided*, That when the right of way herein provided for shall be under the surface of the ground, it shall not exceed ten feet in width and shall not apply to any public grounds or to any case under any building or near enough to in any manner endanger the safety thereof, and shall not be applicable to any portion of any incorporated city or town."

Rider was read a third time.

The question being, shall the bill pass?

The yeas were:

Messrs. Baker, Blair, Bosworth, Brown of Dickinson, Brown of Linn, Caldwell, Carson, Casey, Clayton, Cobbey, Cochran, Colton, Coomes, Dean, Dotson, Duncombe, Dungan, Evans, Fisher, Francis, Hays, Hixson, Hubbell, Hull, Hutchison of Calhoun, Hutchison of Wapello, Jordan, King, Knight, Lambert, Lewis of Mills, Lucas, Lyon, Martindale, McGregor, Muncey, Nichols, O'Brien, Palmer, Patterson, Pearson, Reck, Richey, Russell, Scott, Seaman, Stockton, Stout, Stutsman, Tilton, Tool, Van Staden, Wagner, Webster, Whaley, Wicks, Williams, Wood, Yorán, and Mr. Speaker—60.

The nays were:

Messrs. Epperson, Gay, Harvey, Hayden, Homan, Lewis of Fayette, McDaid, Parker, Payne, Perrin, Porter, Prouty, Richardson of Harrison, Simpson, and Wadleigh—15.

Absent or not voting:

Messrs. Barnes, Beach, Belfrage, Bicknell, Bloom, Bridges, Downing, Egbert, Ehl, Glasgow, Hornaday, Jennings, Lake, Laub, Mackey, Merten, Mueller, Nagle, Newbold, Richardson of Jackson, Robb, Stephens, Struble, Terry, and Wolfe,—25.

So the bill passed, and the title was agreed to.

BILLS ON SECOND READING.

House File No. 121, a bill for an act to provide for costs, was taken up.

Mr. Clayton moved to recommit the bill to the Committee on Judiciary.

The motion prevailed.

RESOLUTION.

Leave was granted Mr. Seaman to offer the following resolution, which was adopted:

Resolved, That the Chair be authorized to appoint three members of the House to act with a Senate committee in selecting rooms for the use of the State Horticultural Society, in accordance with the joint resolution of the General Assembly.

BILLS ON SECOND READING.

House File No. 186, a bill for an act to amend section 894, chapter 2, title 6 of the Code, in relation to the duties of county auditors, with report of committee recommending that the bill be indefinitely postponed, was taken up, considered, and the report of the committee was adopted.

House File No. 196, a bill for an act to amend section 3894 of the Code and enact a substitute therefor, with report of committee recommending it do pass, was taken up and considered.

The bill was ordered engrossed for a third reading.

Senate File No. 194, a bill for an act to amend chapter 2, title 24 of the Code 1873, with report of committee recommending that the bill be indefinitely postponed, was taken up, considered, and the report of the committee was adopted.

House File No. 234, a bill for an act for the election of township clerks and fixing their terms of office, and repealing part of section 571 of the Code, with report of committee recommending indefinite postponement, was taken up, considered, and the report of the committee was adopted.

House File No. 62, a bill for an act to extend to women the right to hold the office of county auditor, with report of committee recommending it do pass, was taken up, considered, and the bill was ordered engrossed for a third reading.

House File No. 27, a bill for an act to amend sections 1948, etc., with report of committee recommending it do pass, was taken up, considered, and the house refused to engross the bill, and it was lost.

House File No. 236, a bill for an act to repeal section 3327 of the Code, and enact a substitute therefor; and to amend section 3892 of the Code, in regard to the satisfaction of mortgages, with report of committee recommending indefinite postponement, was taken up and the report concurred in.

House File No. 72, a bill for an act to regulate the return and assessment of moneys and credits, and prevent frauds therein, with report of committee recommending it do not pass, was taken up, considered, and the bill was lost on engrossment.

House File No. 99, a bill for an act to abolish the office of district treasurer, and to provide for the disbursement of the funds for the support of schools by the county treasurer, with report of committee recommending it do pass, was taken up, considered, and the report of the committee was adopted.

Mr. Perrin moved to postpone until Thursday, February 27, at 10 o'clock, and that the same be made a special order.

The motion did not prevail.

Mr. Dungan moved to recommit to the Committee on Schools.

On motion of Mr. Clayton, the bill was laid on the table.

House File No. 43, a bill for an act to amend chapter 6 of the laws of the Sixteenth General Assembly, etc., with report of committee recommending substitute, was taken up, considered, and the report of the committee was adopted.

The bill was ordered engrossed for a third reading.

Substitute for House File No. 30, a bill for an act to repeal chapter 113 of the session laws of the Seventeenth General Assembly, etc., with report of committee recommending do pass, was taken up, considered, and the report of the committee was adopted.

Mr. Prouty moved to strike out "1880," in the seventeenth line, and insert "1881."

The motion prevailed.

On motion of Mr. Prouty, the publication clause was stricken out.

The bill was ordered engrossed for a third reading.

House File No. 29, a bill for an act to amend section 589, chapter 1, title 5 of the Code, with report of committee recommending it do not pass, was taken up and considered.

The bill was lost on engrossment.

House File No. 271, a bill for an act relating to cities organized and existing under special charters, conferring additional powers and amending the charters, etc., with report of committee recommending do pass, was taken up and considered.

The bill was ordered engrossed for a third reading.

Mr. Knight moved that the rule be suspended and the bill be considered engrossed, and read a third time now, which motion prevailed, and the bill was read a third time.

The question being, shall the bill pass?

The yeas were:

Messrs. Baker, Bosworth, Brown of Dickinson, Brown of Linn, Caldwell, Carson, Casey, Clayton, Cobbey, Cochran, Colton, Coomes, Dean, Dotson, Duncombe, Dungan, Ehl, Epperson, Evans, Francis, Harvey, Hayden, Hixson, Homan, Hubbell, Hull, Hutchison of Calhoun, Hutchison of Wapello, Jordan, King, Knight, Lambert, Lewis of Fayette, Lewis of Mills, Lucas, Lyon, Martindale, McGregor, Muncey, Nichols, O'Brien, Palmer, Parker, Patterson, Pearson, Perrin, Porter, Reck, Richardson of Harrison, Richey, Scott, Seaman, Simpson, Stockton, Stutsman, Tilton, Tool, Van Staden, Wadleigh, Wagner, Whaley, Wicks, Williams, Wood, and Yoran—65.

The nays were:

Messrs. Blair, Fisher, Gay, Hays, McDaid, Payne, Prouty, Russell, Stout, Webster, and Mr. Speaker—11.

Absent or not voting:

Messrs. Barnes, Beach, Belfrage, Bicknell, Bloom, Bridges, Downing, Egbert, Glasgow, Hornaday, Jennings, Lake, Laub, Mackey, Merten, Mueller, Nagle, Newbold, Richardson of Jackson, Robb, Stephens, Struble, Terry, and Wolfe—24.

So the bill passed, and the title was agreed to.

House File No. 332, a bill for an act to amend section 1717 of the Code, to provide for the transfer of funds in the the school-house fund unappropriated to either of the other funds, with report of committee

recommending it do pass, was taken up, considered, and the bill ordered engrossed for a third reading.

House File No. 38, a bill for an act to provide an additional ground for attachment, with report of committee recommending substitute be adopted, and the report of the committee was adopted.

The bill was ordered engrossed for a third reading.

On motion of Mr. Gay the House adjourned.

HALL OF HOUSE OF REPRESENTATIVES, }
DES MOINES, IOWA, February 24, 1880. }

House met pursuant to adjournment, the Speaker in the chair.

Prayer by Rev. J. Talbert.

Pending the reading of the journal of yesterday, Mr. Porter moved that further reading be dispensed with.

The motion did not prevail.

The speaker announced committee on selection of rooms for State Horticultural Society: Messrs. Seaman, Lewis of Fayette, and Colton.

CONCURRENT RESOLUTION.

Leave was granted Mr. Payne to offer the following resolution which, on motion of Mr. Parker, was laid over until Saturday, Feb. 28, at 10:30 o'clock:

Resolved by the House of Representatives, the Senate concurring, That the President of the Senate and the Speaker of the House shall declare their respective Houses adjourned *sine die* on the 18th day of March, 1880.

The hour having arrived for consideration of special order, House File No. 60, a bill for an act reducing the number of grand jurors, was taken up.

Mr. Glasgow moved to amend section 1 by adding thereto the following: "and the words 'consist of the same number' be and the same are hereby stricken out of section 231 and the words 'be fifteen' inserted in lieu thereof."

The question on the adoption of the amendment was decided in the affirmative.

Mr. King moved that the rule be suspended, the bill considered engrossed, and read a third time now.

The motion prevailed.

The bill was read a third time.

On the question, shall the bill pass? the yeas and nays were as follows—

The yeas were:

Messrs. Baker, Beach, Bosworth, Brown of Dickinson, Caldwell, Carson, Casey, Clayton, Cochran, Coomes, Dotson, Duncombe, Egbert,

Ehl, Epperson, Evans, Francis, Glasgow, Hayden, Hays, Hixson, Homan, Hornaday, Hutchison of Calhoun, Hutchison of Wapello, Jennings, Jordan, King, Lake, Lambert, Laub, Lewis of Fayette, Lewis of Mills, Lucas, Lyon, Martindale, McDaid, Mueller, Muncey, Newbold, Nichols, O'Brien, Parker, Patterson, Payne, Pearson, Perrin, Porter, Prouty, Reck, Richardson of Harrison, Richey, Robb, Scott, Seaman, Simpson, Stephens, Stockton, Stout, Struble, Stutsman, Terry, Tilton, Tool, Van Staden, Wadleigh, Wagner, Webster, Whaley, Wicks, Williams, Wolfe, Wood, Yoran, and Mr. Speaker—75.

The nays were:

Messrs. Blair, Brown of Linn, Cobbey, Colton, Dean, Dungan, Fisher, Gay, Harvey, Hubbell, Hull, Knight, Mackey, McGregor, Palmer, Richardson of Jackson, and Russell—17.

Absent or not voting:

Messrs. Barnes, Belfrage, Bicknell, Bloom, Bridges, Downing, Merten, and Nagle—8.

So the bill passed, and the title was agreed to.

RESOLUTION.

Leave was granted Mr. Brown to offer the following resolution:

Resolved, That the committee appointed to secure the services of clergymen to open the daily sessions of the House with prayer, be instructed to make no distinction on account of the race, color or previous condition of any, and that the colored clergymen of the city be invited to officiate.

Mr. Clayton demanded the yeas and nays, which were as follows:

The yeas were:

Messrs. Baker, Beach, Blair, Bosworth, Brown of Dickinson, Brown of Linn, Caldwell, Carson, Casey, Clayton, Cobbey, Cochran, Colton, Coomes, Dean, Dotson, Duncombe, Dungan, Egbert, Ehl, Epperson, Evans, Fisher, Francis, Gay, Glasgow, Hayden, Hays, Hixson, Homan, Hornaday, Hubbell, Hull, Hutchison of Calhoun, Hutchison of Wapello, Jennings, Jordan, Knight, Lake, Lambert, Laub, Lewis of Fayette, Lewis of Mills, Lucas, Martindale, McDaid, Mueller, Muncey, Newbold, Nichols, Palmer, Parker, Patterson, Payne, Pearson, Perrin, Porter, Prouty, Reck, Richardson of Jackson, Richey, Robb, Russell, Scott, Seaman, Stephens, Stockton, Stout, Struble, Stutsman, Terry, Tool, Wagner, Webster, Whaley, Wicks, Williams, Wolfe, Wood, Yoran, and Mr. Speaker—81.

The nays were:

Messrs. Harvey, King, Lyon, Mackey, McGregor, O'Brien, Richardson of Harrison, Simpson, Tilton, Van Staden, and Wadleigh—11.

Absent or not voting:

Messrs. Barnes, Belfrage, Bicknell, Bloom, Bridges, Downing, Merten, and Nagle—8.

So the resolution was adopted.

Mr. Hays moved that Mr. Brown be added to the Committee on Services of Clergymen.

The motion prevailed.

PETITIONS.

Mr. Mueller presented a petition in reference to the passage of laws of the Eighth General Assembly, relative to the overflow of lands.

Referred to the Committee on Agriculture.

Leave was granted Mr. Dean to present a minority report from the Committee on Board of Public Works.

Passed on file.

On motion of Mr. Fisher the report was ordered printed.

Mr. Porter presented a petition from citizens of Decatur county, in reference to the passage of a law to prevent the spread of cockle burs.

Referred to the Committee on Agriculture.

REPORTS OF COMMITTEES.

Mr. Parker, from the Committee on Judiciary, submitted the following report:

MR. SPEAKER—Your Committee on Judiciary, to whom were referred House Files Nos. 320 and 411, bills for acts: 1st, in relation to liens on personal property; 2d, to amend section 3164 of the Code, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that they be indefinitely postponed.

J. M. PARKER, *Chairman.*

Ordered passed on file.

Also:

MR. SPEAKER—Your Committee on Judiciary, to whom was referred referred House File No. 267, a bill for an act to amend section 831 of the Code, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that it be amended by striking out "60" and inserting "90" in section 1, and being so amended that it do pass.

J. M. PARKER, *Chairman.*

Ordered passed on file.

Also:

MR. SPEAKER—Your Committee on Judiciary, to whom were referred House Files Nos. 313 and 316, bills for acts: 1st, concerning the re-submission of cases to the grand jury; 2d, to amend sections 4248, and 4273, and to repeal sections 4289 and 4293 of the Code and enact substitutes therefor, beg leave to report that they have had the same under consideration and have adopted a substitute therefor and have instructed me to report the same back to the House with the recommendation that it do pass.

J. M. PARKER, *Chairman.*

Ordered passed on file.

Also:

MR. SPEAKER—Your Committee on Judiciary, to whom was referred House File No. 439, a bill for an act to exempt the payment of road taxes in certain cases, beg leave to report that they have had the same under consideration, and have instructed me to report the same back

to the House with the recommendation that it be referred to the Committee on Roads and Highways.

J. M. PARKER, *Chairman*.

Ordered passed on file.

Also:

MR. SPEAKER—Your Committee on Judiciary, to whom was referred House File No. 428, a bill for an act to legalize the incorporation of the town of Odebolt, in Sac county, Iowa, beg leave to report that they have had the same under consideration, and have instructed me to report the same back to the House with the recommendation that it do pass.

J. M. PARKER, *Chairman*.

Ordered passed on file.

Also:

MR. SPEAKER—Your Committee on Judiciary, to whom was referred House File No. 209, a bill for an act to amend sections 1971 and 1974 of chapter 3, title 13 of the Code, relating to the duties of county auditors, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that it do pass.

J. M. PARKER, *Chairman*.

Ordered passed on file.

Mr. Clayton, from the Committee on Agriculture, submitted the following report:

MR. SPEAKER—Your Committee on Agriculture, to whom was referred petition from Wapello county, asking that the Eighteenth General Assembly enact a law allowing county boards to levy a tax to aid county agricultural societies in purchase of grounds upon which they may hold their annual exhibitions, beg leave to report that they had the same under consideration and have instructed me to report the same back to the House with the recommendation that it be indefinitely postponed.

B. F. CLAYTON, *Chairman*.

Ordered passed on file.

Mr. Perrin, from the Committee on Schools, submitted the following report:

MR. SPEAKER—Your Committee on Schools, to whom was referred Senate File No. 85, a bill for an act to amend chapter 9, title 12 of the Code of 1873, providing for calling, in certain contingencies, meetings of school districts, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that it do pass.

PERRIN, *Chairman*.

Ordered passed on file.

Mr. Russell, from the Committee on County and Township Organization, submitted the following report:

MR. SPEAKER—Your Committee on County and Township Organization, to whom was referred House File No. 178, a bill for an act to amend chapter 149 of the laws of the Sixteenth General Assembly, relating to the support of the poor, beg leave to report that they have

had the same under consideration and have instructed me to report the same back to the House with the recommendation that it do pass.

RUSSELL, *Chairman.*

Ordered passed on file.

Also:

MR. SPEAKER—Your Committee on County and Township Organization, to whom was referred House File No. 318, a bill for an act to amend section 367 of the Code of 1873, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that it do not pass.

RUSSELL, *Chairman.*

Ordered passed on file.

Also:

MR. SPEAKER—Your Committee on County and Township Organization, to whom was referred House File No. 132, a bill for an act to repeal sections 1948, 1949, 1950, 1951, 1952, 1953, and 1954 of the Code, relative to transfer and index books, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that it be indefinitely postponed.

RUSSELL, *Chairman.*

Ordered passed on file.

Mr. Brown, from the Committee on Fish and Game, submitted the following report:

MR. SPEAKER—Your Committee on Fish and Game, to whom was referred House File No. 416, a bill for an act to amend chapter 156 of the laws of the Seventeenth General Assembly, relating to the protection of game, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that it be indefinitely postponed.

BROWN, *Chairman.*

Ordered passed on file.

Also:

MR. SPEAKER—Your Committee on Fish and Game, to whom was referred House File No. 446, a bill for an act to permit catching fish in the Des Moines river, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with a substitute therefor, with the recommendation that the substitute do pass.

BROWN, *Chairman.*

Ordered passed on file.

Also:

*To the Honorable House of Representatives of the State of Iowa—*Your Committee on Fish and Game have instructed me to report the inclosed bill, providing for an appropriation of \$5,000 for the State Fish Hatching House at Anamosa, with the recommendation that it do pass.

BROWN, *Chairman.*

House File No. 461, a bill for an act providing for an appropriation for the State Fish Hatching House at Anamosa.

Read a first and second time and referred to the Committee on Appropriations.

Mr. Robb, from the Committee on Police Regulations, submitted the following report:

MR. SPEAKER—Your Committee on Police Regulations, to whom was referred House File No. 65, a bill for an act to amend section 1451 of the Code, on the adoption of the herd law, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the substitute of the committee herewith be adopted, and that the same do pass.

ROBB, *Chairman.*

Ordered passed on file.

INTRODUCTION OF BILL.

Leave was granted Mr. McDaid to introduce House File No. 462, a bill for an act for the protection of sheep culture.

Read a first and second time and referred to the Committee on Agriculture.

Leave of absence was granted Mr. Evans until Wednesday afternoon.

12 o'clock M., the hour of adjournment, having arrived, the Speaker adjourned the House until 10 o'clock to-morrow.

HALL OF HOUSE OF REPRESENTATIVES, }
DES MOINES, IOWA, February 25, 1880. }

House met pursuant to adjournment, the Speaker in the chair.
Prayer by Rev. W. A. Cain.

MESSAGE FROM THE SENATE.

The following message was received from the Senate:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has passed the following bills, in which the concurrence of the House is asked:

Senate File No. 188, a bill for an act to provide for a special tax to pay the war and defense bonds issued under chapter 16 of the acts of the Eighth General Assembly, and due July 1, 1881.

Senate File No. 26, a bill for an act to amend section 475 of the Code, in relation to special taxes in certain cases.

Senate File No. 146, a bill for an act to legalize the action of boards of directors of district townships in holding meetings outside of the limits of their respective district townships.

Senate File No. 3, a bill for an act in relation to fees in certain cases to be paid by the county.

A. T. McCARGAR, *Secretary*.

Pending the reading of the journal, on motion of Mr. Palmer further reading was dispensed with.

INTRODUCTION OF BILLS.

Leave was granted Mr. Casey to introduce House File No. 463, a bill for an act to amend chapter 1 of title 11 of the Code, in reference to the relief of the poor and manner of obtaining the same, and providing punishment for the violation of this act.

Read a first and second time and referred to the Committee on County and Township Organization.

Leave was granted Mr. Stephens to introduce House File No. 464, a bill for an act to legalize the organization of the Star Coal Company, of Linn county, Iowa.

Read a first and second time and referred to the Committee on Judiciary.

Leave was granted Mr. Jennings to introduce House File No. 465, a bill for an act to prevent the county superintendent from receiving pay for visiting schools.

Read a first and second time and referred to the Committee on Schools.

The hour having arrived for consideration of special order, substitute for House File No. 59, a bill for an act relating to the removal of county seats, was taken up and considered.

Mr. Yorán moved to amend by striking out of second line of section 3 and section 5 of the substitute the words "one year" and inserting "six months."

Upon the adoption of the amendment, Mr. Yorán demanded the yeas and nays, which were as follows—

The yeas were:

Messrs. Baker, Beach, Belfrage, Bicknell, Brown of Dickinson, Casey, Colton, Dean, Duncombe, Ehl, Epperson, Francis, Harvey, Hays, Hornaday, Hutchison of Calhoun, Hutchison of Wapello, Jordan, King, Knight, Lake, Laub, Lewis of Fayette, Lewis of Mills, Lucas, Lyon, Mackey, McGregor, Merten, Mueller, Nagle, Nichols, O'Brien, Parker, Patterson, Reck, Richardson of Harrison, Richardson of Jackson, Richey, Scott, Simpson, Terry, Tilton, Tool, Van Staden, Wagner, Whaley, Wood, and Yorán—49.

The nays were:

Messrs. Blair, Bosworth, Bridges, Brown of Linn, Caldwell, Clayton, Cobbe, Cochran, Comes, Dotson, Downing, Dungan, Egbert, Fisher, Gay, Glasgow, Hayden, Hixson, Homan, Hubbell, Hull, Jennings, Lambert, Martindale, McDaid, Muncey, Newbold, Palmer, Payne, Pearson, Perrin, Porter, Prouty, Robb, Russell, Seaman, Stephens, Stockton, Stout, Struble, Statsman, Wadleigh, Webster, Wicks, Williams, Wolfe, and Mr. Speaker—47.

Absent or not voting:

Messrs. Barnes, Bloom, Carson, and Evans—4.

So the motion to amend prevailed.

Mr. Yoran moved to amend: In the fifth line of section 4 of the substitute, after the word "board," insert: "Provided such publication shall not cost to exceed legal rates for advertising."

The motion to amend prevailed.

Mr. Hornaday moved to amend by striking out all of the substitute after the word "that," in the first line of section 1, and inserting the following:

Whenever the people of any county desire the relocation of their county seat, they may petition the board of supervisors respecting the same at the regular June session of said board.

SEC. 2. Such petition shall designate the place to which the petitioners desire to have the county seat relocated, and shall be signed by none but legal voters of said county, who have resided in said county the last six months preceding the meeting of the board at which said petition is presented, and shall be accompanied by affidavits sufficient to satisfy said board that the signers are all legal voters, and have resided in said county for six months last preceding the meeting of the board, and that the signatures are genuine. Such petition shall be in the following form: We, the undersigned, legal voters of _____ county, State of Iowa, respectfully petition your honorable body to submit to the voters of this county, at the next regular election, the question of removing the county seat from its present location, and of relocating the same at _____, in this county.

SEC. 3. Remonstrances, signed by the legal voters of the county, and verified in like manner as the petition, may also be presented to the board. Such remonstrance shall be in the following form: We, the undersigned, legal voters of _____ county, being opposed to the removal of the county seat from its present location to _____, would respectfully request that the question of relocation be not submitted at the next general election.

SEC. 4. If the same persons petition and remonstrate they shall be counted only upon the remonstrance; and if a greater number remonstrate against the petition than petition for it, no election shall be ordered.

SEC. 5. Notice shall be given by three publications in a majority of the weekly newspapers published in said county, that a petition will be presented to the board at its regular June session, asking that the question of the removal of the county seat be submitted to a vote, specifying clearly the point to which the removal is desired; the last publication to be sixty days before the meeting of the board: *provided*, said publication shall not cost to exceed legal rates. Where no paper is published in the county, notice shall be given by posting the same in three public places in each township in the county, and one on the front door of the building used as a court-house, all at least sixty days prior to the meeting of the board. The petition and remonstrance shall be filed with the county auditor thirty days before the meeting of the board.

SEC. 6. Upon the presentation of such petition, signed by a majority of the legal voters, as herein before provided, as shown by the last preceding general election; and if the notice, herein before provided, shall have been given, and there shall have been no such remonstrance, as herein before provided, filed, then the board shall order that

at the next general election a vote shall be taken between the place named in the petition and the existing county seat; and shall require a constable in each township in the county to post notices of such order in three public places in such township, at least thirty days before said election; and shall also publish a notice of such election in a majority of the weekly newspapers in said county for four consecutive weeks, the last publication to be at least fifteen days before said election.

SEC. 7. Such election shall be conducted the same as elections for county officers. The ballot shall state that it was cast for the county seat, and name the place voted for.

SEC. 8. If the point designated in the petition receive a majority of all the votes cast, the board shall make a record thereof, and declare the same to be the county seat of said county, and shall remove the records and documents thereto as soon as practicable thereafter.

SEC. 9. The vote for relocation above provided for shall not take place in any county oftener than once in six years.

SEC. 10. All acts or parts of acts inconsistent with this act are hereby repealed.

SEC. 11. This act, being deemed of immediate importance, shall take effect from and after its publication in the "Iowa State Register," and "State Leader," newspapers published at Des Moines, Iowa.

The motion to amend did not prevail.

Mr. Jordan moved to amend the substitute by adding after the word "board," in the ninth line of section 4, the words, "and the remonstrance shall be filed fifteen days before the meeting of the board."

The motion to amend prevailed.

Mr. King moved to amend section 6 of the substitute by inserting after the words "county seat," the words, "affected by this act," and adding the letter "s" on the word "seat."

The motion to amend prevailed.

The substitute as amended was adopted.

Mr. Newbold moved that the rule be suspended and the bill be considered engrossed and read a third time now, which prevailed, and the bill was read a third time.

The question being, shall the bill pass?

The yeas were:

Messrs. Beach, Belfrage, Blair, Bosworth, Bridges, Caldwell, Carson, Casey, Clayton, Cobbey, Cochran, Colton, Dean, Dotson, Downing, Duncombe, Dungan, Egbert, Ehl, Epperson, Fisher, Francis, Gay, Glasgow, Harvey, Hayden, Hays, Hixson, Homan, Hornaday, Habbell, Hull, Hutchison of Calhoun, Hutchison of Wapello, Jennings, Jordan, King, Knight, Lake, Laub, Lucas, Lyon, Mackey, Martindale, McDaid, Merten, Mueller, Muncey, Nagle, Newbold, Nichols, O'Brien, Palmer, Patterson, Payne, Pearson, Perrin, Porter, Prouty, Richardson of Jackson, Richey, Robb, Russell, Scott, Seaman, Simpson, Stephens, Stockton, Stout, Struble, Stutsman, Terry, Tilton, Tool, Van Staden, Wadleigh, Wagner, Webster, Whaley, Wicks, Williams, Wolfe, Yoran, and Mr. Speaker—84.

The nays were:

Messrs. Baker, Bicknell, Brown of Dickinson, Brown of Linn,

Coomes, Lambert, Lewis of Fayette, Lewis of Mills, McGregor, Parker, Reck, Richardson of Harrison, and Wood—13.

Absent or not voting:

Messrs. Barnes, Bloom, and Evans—3.

So the bill passed, and the title was agreed to.

PETITION.

Mr. Mackey presented a petition in regard to citizens asking for a change in the law in reference to the manner of teaching the German language in common schools.

Referred to the Committee on Schools.

REPORTS OF COMMITTEES.

Mr. Parker, from the Committee on Judiciary, submitted the following report:

MR. SPEAKER—Your Committee on Judiciary, to whom was referred House File No. 245, a bill for an act to amend section 3072, chapter 2, title 18 of the Code, in relation to exemptions, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that it be amended by striking out the last three lines of section 1 of the bill and being so amended that it do pass.

J. M. PARKER, *Chairman.*

Ordered passed on file.

Also:

MR. SPEAKER—Your Committee on Judiciary, to whom was referred Senate File No. 191, a bill for an act for the punishment of persons for attempting to break and enter buildings with intent to commit a public offense, additional to chapter 3, title 24 of the Code, concerning "offenses against property," beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that it do pass.

J. M. PARKER, *Chairman.*

Ordered passed on file.

Also:

MR. SPEAKER—Your Committee on Judiciary, to whom was referred Senate File No. 71, a bill for an act to amend section 2741 of the Code, in relation to the trial and appeal of ordinary actions, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that it do pass.

J. M. PARKER, *Chairman.*

Ordered passed on file.

Also:

MR. SPEAKER—Your Committee on Judiciary, to whom were referred House Files Nos. 3, 121, 164, 248, 61, bills for acts as follows: 3. To amend section 2927 of the Code; 121. To provide security for costs; 164. To amend section 797 and others, in relation to assessment of taxes; 248. To repeal section 348 of the Code; 61. To legalize the acts of the board of supervisors of Emmet county in the removal of the

county seat, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that they be indefinitely postponed.

J. M. PARKER, *Chairman.*

Ordered passed on file.

Mr. Newbold, from the Committee on Ways and Means, submitted the following report:

MR. SPEAKER—Your Committee on Ways and Means, to whom was referred House File No. 431, a bill for an act to repeal section 1485 of the Code of 1873, and enact a substitute in lieu thereof, an act providing for the taxation of dogs and protection of domestic animals, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that it do pass.

J. G. NEWBOLD, *Chairman.*

Ordered passed on file.

Also:

MR. SPEAKER—Your Committee on Ways and Means, to whom was referred House File No. 407, a bill for an act to secure the collection of taxes upon personal property, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that it be amended by inserting the words "for one year" after the word "lien," in the second line in section 1, and after being so amended that it do pass.

J. G. NEWBOLD, *Chairman.*

Ordered passed on file.

Also:

MR. SPEAKER—Your Committee on Ways and Means, to whom was referred House File No. 405, a bill for an act to amend section 3635 of the Code, requiring county supervisors to furnish justices of the peace with "Conklin's Iowa Justice," beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that it do not pass.

J. G. NEWBOLD, *Chairman.*

Ordered passed on file.

Also:

MR. SPEAKER—Your Committee on Ways and Means, to whom was referred House File No. 308, a bill for an act to amend section 906 of the Code of 1873, an act in regard to peddlers, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that it do not pass.

J. G. NEWBOLD, *Chairman.*

Ordered passed on file.

Also:

MR. SPEAKER—Your Committee on Ways and Means, to whom was referred House File No. 204, a bill for an act in relation to administering the oath to persons assessed, beg leave to report that they have had the same under consideration, and have instructed me to re-

port the same back to the House with the recommendation that it do pass.

J. G. NEWBOLD, *Chairman.*

Ordered passed on file.

Also:

MR. SPEAKER—Your Committee on Ways and Means, to whom was referred Senate File No. 183, a bill for an act to amend chapter 28 of the public acts of the Fifteenth General Assembly, in relation to assessment of taxes, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that it do pass.

J. G. NEWBOLD, *Chairman.*

Ordered passed on file.

Also:

MR. SPEAKER—Your Committee on Ways and Means, to whom was referred House File No. 153 a bill for an act to amend section 797 of the Code of 1873, in relation to listing property, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that it do not pass.

J. G. NEWBOLD, *Chairman.*

Ordered passed on file.

Also:

MR. SPEAKER—Your Committee on Ways and Means, to whom was referred House File No. 78, a bill for an act providing for the manner of assessing and listing property for taxation, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that it do not pass.

J. G. NEWBOLD, *Chairman.*

Ordered passed on file.

Also:

MR. SPEAKER—Your Committee on Ways and Means, to whom was referred Senate File No. 58, a bill for an act in relation to loaning and management of the permanent school fund, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that it do pass.

J. G. NEWBOLD, *Chairman.*

Ordered passed on file.

Also:

MR. SPEAKER—Your Committee on Ways and Means, to whom was referred House File No. 42, a bill for an act to amend chapter 1, title 6 of the Code of 1873, and insure a more efficient assessment of property, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that it do not pass.

J. G. NEWBOLD, *Chairman.*

Ordered passed on file.

Mr. King, from the Committee on Railroads, submitted the following report:

MR. SPEAKER—Your Committee on Railroads, to whom was referred

House File No. 395, a bill for an act to require railroad companies holding lands by grant to place evidence of their title on record, beg leave to report that they have had the same under consideration and have instructed to report the same back to the House with the recommendation that it be indefinitely postponed for the reason that another bill covering the same ground has already been favorably reported by the Committee on Judiciary.

J. H. KING, *Chairman.*

Ordered passed on file.

Also:

MR. SPEAKER—Your Committee on Railroads, to whom was referred House File No. 233, a bill for an act to amend sections 2, 3, 5, 6, and 9 of chapter 100 of the laws of the Sixteenth General Assembly, relating to mechanics' liens, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that it do pass.

J. H. KING, *Chairman.*

Ordered passed on file.

Also:

MR. SPEAKER—Your Committee on Railroads, to whom was referred House File No. 421, a bill for an act to amend section 1260, chapter 4, title 10 of the Code, as amended by chapter 65, public acts of the Fifteenth General Assembly of Iowa, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that it do pass.

J. H. KING, *Chairman.*

Ordered passed on file.

Also:

MR. SPEAKER—Your Committee on Railroads, to whom was referred House File No. 291, a bill for an act to authorize and empower the St. Paul and Sioux City Railroad to acquire, construct, maintain and operate certain lines of railroad, and granting to said company the right of eminent domain within this State, beg leave to report that they have had the same under consideration and herewith present a substitute therefor, and have instructed me to report the same back to the House with the recommendation that the accompanying substitute do pass.

J. H. KING, *Chairman.*

Ordered passed on file.

Also:

MR. SPEAKER—Your Committee on Railroads, having under consideration House File No. 291, and finding that the bill should be divided into two bills, have reported a substitute for the principal subject-matter of the bill; and as to the legalizing feature of the bill, the committee have prepared an independent bill, and have instructed me to report the same to the House with the recommendation that it do pass.

Ordered printed.

J. H. KING, *Chairman.*

Ordered passed on file.

House File No. 466, a bill for an act legalizing certain transfers made by the Sioux City and St. Paul Railroad Company and the Worth-

ington and Sioux Falls Railroad Company of Iowa to the St. Paul and Sioux City Railroad Company.

Read a first and second time and passed on file.

Mr. Yoran, from the Committee on Appropriations, submitted the following report:

MR. SPEAKER—Your Committee on Appropriations, to whom was referred House File No. 384, a bill for an act making an appropriation to defend against actions brought for an alleged infringement of the drive-well patent, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that it do not pass.

S. M. YORAN, *Chairman.*

Ordered passed on file.

Mr. Coomes, from the Committee on Retrenchment and Reform, submitted the following report:

MR. SPEAKER—Your Committee on Retrenchment and Reform, to whom was referred House File No. 432, a bill for an act to provide for and regulate a general publication of the proceedings of county boards of supervisors in the public newspapers, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that it do pass.

OLL COOMES, *Chairman.*

Ordered passed on file.

Mr. Bicknell, from the Committee on Roads and Highways, submitted the following report:

MR. SPEAKER—Your Committee on Roads and Highways, to whom was referred House File No. 391, a bill for an act for the construction and keeping in repair of public highways, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that it be indefinitely postponed.

A. D. BICKNELL, *Chairman.*

Ordered passed on file.

Also:

MR. SPEAKER—Your Committee on Roads and Highways, to whom was referred House File No. 410, a bill for an act to provide for the compilation of road laws and the distribution of the same, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that it do pass.

A. D. BICKNELL, *Chairman.*

Ordered passed on file.

Mr. Wood, from the Committee on Compensation of Public Officers, submitted the following report:

MR. SPEAKER—Your Committee on Compensation of Public Officers, to whom was referred House File No. 128, a bill for an act to reduce and readjust the salaries of State and county officers, beg leave to report that they have had the same under consideration and have instructed me to report the sections 3764, 3765, 3766 and 3767, relating

to State Printer and Binder, back to the House with the recommendation that they be referred to the Committee on Printing.

WOOD, *Chairman*.

Ordered passed on file.

Mr. Egbert, from the Committee on Printing, submitted the following report:

MR. SPEAKER—Your Committee on Printing, to whom was referred House File No. 128, a bill for an act to reduce the salary of State Printer and readjust the same, beg leave to report that they have had the same under consideration, and have instructed me to report the same back to the House with the recommendation that it do not pass, and herewith submit a substitute, with the recommendation that the substitute do pass.

H. EGBERT, *Chairman*.

Ordered passed on file.

Also:

MR. SPEAKER—Your Committee on Printing, to whom was referred House File No. 126, a bill for an act to amend section 3833 of the Code, relative to the printing of delinquent tax lists, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that it do not pass.

EGBERT, *Chairman*.

Ordered passed on file.

Mr. Harvey, from the Committee on Suppression of Intemperance, submitted the following report:

MR. SPEAKER—Your Committee on Suppression of Intemperance, to whom was referred substitute for Senate File No. 30, a bill for an act to prohibit the furnishing or giving, or offering to give, intoxicating liquors, including ale, wine and beer, to voters at or within one mile of the polls on election day, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that it do pass.

J. A. HARVEY, *Chairman*.

Ordered passed on file.

Mr. Prouty, from the Committee on Elections, submitted the following report:

MR. SPEAKER—Your Committee on Elections, to whom was referred House File No. 299, a bill for an act to amend section 602 of the Code, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that it do pass.

S. F. PROUTY, *Chairman*.

Ordered passed on file.

Also:

MR. SPEAKER—Your Committee on Elections, to whom was referred House File No. 171, a bill for an act to repeal section 501, chapter 10, title 4 of the Code, relative to municipal elections, and enact a substitute therefor, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that it do pass.

S. F. PROUTY, *Chairman*.

Ordered passed on file.

Mr. Hutchison from the Special Committee on House File No. 375, submitted the following report:

MR. SPEAKER—Your Special Committee on the “Weeks’ Tax System” and “Weeks’ Condensed Index,” to whom was referred House File No. 375, a bill for an act to provide for the purchase of the right to manufacture and use “Weeks’ Tax System” and “Weeks’ Condensed Index,” and making an appropriation therefor, consisting of Messrs. Jennings, Lyon, Newbold, Porter, Brown of Linn, and Hutchison of Calhoun, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that it do not pass for the reason that we consider it inexpedient for the State to become a party to such enterprise at this time. From the actual knowledge some members of the committee have of the system and the examination made at this time, we concur in recommending it to the various counties in the State which have not adopted it under the act of 1870, as the best system of taxation we have any knowledge of, preventing double and erroneous assessments, and has many other good features unknown to our general system of taxation throughout the State.

S. F. HUTCHISON, *Chairman.*

Ordered passed on file and printed.

On motion of Mr. Russell Senate File No. 58, a bill for an act in relation to loaning and management of the permanent school fund, with report of committee recommending it do pass, was taken up, considered, and the report of the committee was adopted.

Mr. Mackey moved to strike out the word “six” in second line of section 3 and insert the word “seven.”

The motion to amend did not prevail.

Mr. Russell moved that the rule be suspended, and the bill be considered engrossed, and read a third time now, which motion prevailed, and the bill was read a third time.

The question being, shall the bill pass?

The yeas were:

Messrs. Baker, Belfrage, Bicknell, Blair, Bosworth, Bridges, Brown of Dickinson, Brown of Linn, Caldwell, Carson, Casey, Clayton, Cobey, Cochran, Colton, Coomes, Dean, Dotson, Downing, Duncombe, Dungan, Egbert, Ehl, Epperson, Fisher, Francis, Gay, Glasgow, Harvey, Hayden, Hays, Hixson, Homan, Hornaday, Hubbell, Hull, Hutchison of Calhoun, Hutchison of Wapello, Jennings, Jordan, King, Lake, Lambert, Laub, Lewis of Fayette, Lewis of Mills, Lucas, Lyon, Martindale, McDaid, McGregor, Merten, Mueller, Muncey, Nagle, Newbold, Nichols, O’Brien, Palmer, Parker, Patterson, Payne, Pearson, Perrin, Porter, Prouty, Richardson of Harrison, Richardson of Jackson, Richey, Robb, Russell, Scott, Seaman, Simpson, Stephens, Stockton, Stout, Struble, Stutsman, Terry, Tilton, Tool, Van Staden, Wadleigh, Wagner, Webster, Whaley, Wicks, Williams, Wolfe, Wood, Yorán, and Mr. Speaker—94.

The nays were:

Mr. Mackey—1.

Absent or not voting:

Messrs. Barnes, Beach, Bloom, Evans, and Reck—5.

So the bill passed, and the title was agreed to.

On motion of Mr. Stockton House Files Nos. 313 and 316 were made special order for Wednesday, March 3, at 10 o'clock A. M.

INTRODUCTION OF BILLS.

Mr. Wagner introduced House File No. 467, a bill for an act amending sections 159 and 190 of the Code.

Read a first and second time and referred to the Committee on State University.

Mr. Lake introduced House File No. 468, a bill for an act to abolish township officers, etc.

Read a first and second time and referred to the Committee on County and Township Organization

Mr. Pearson introduced House File No. 469, a bill for an act to amend section 1784 of the Code.

Read a first and second time and referred to the Committee on Schools.

Mr. Tilton introduced House File No. 470, a bill for an act to repeal section 1487 of the Code.

Read a first and second time and referred to the Committee on Agriculture.

Mr. Clayton introduced House File No. 471, a bill for an act to define who shall vote at school elections.

Read a first and second time and referred to the Committee on Schools.

Mr. Webster introduced House File No. 472, a bill for an act to regulate the business of banking, amendatory to title 11 of the Code.

Read a first and second time and referred to the Committee on Banks and Banking.

Mr. Dungan introduced House File No. 473, a bill for an act to amend section 925, chapter 1, title 7 of the Code, etc.

Read a first and second time, and referred to the Committee on Roads and Highways.

Mr. Porter introduced House File No. 474, a bill for an act to amend section 1539 of the Code.

Read a first and second time and referred to the Committee on Suppression of Intemperance.

Mr. Porter introduced House File No. 475, a bill for an act to repeal section 4228 of the Code of 1873 and enact a substitute therefor.

Read a first and second time and referred to the Committee on Judiciary.

Mr. Porter introduced House File No. 476, a bill for an act to repeal sections 4413 and 4414 of the Code of 1873 and enact a substitute therefor.

Read a first and second time and referred to the Committee on Judiciary.

Mr. Porter introduced House File No. 477, a bill for an act to repeal sections 4670 and 4673 of the Code of 1873.

Read a first and second time and referred to the Committee on Judiciary.

Mr. Porter introduced House File No. 478, a bill for an act to repeal section 4185 of the Code of 1873 and enact a substitute therefor.

Read a first and second time and referred to the Committee on Judiciary.

Mr. Porter introduced House File No. 479, a bill for an act to amend section 4662 of the Code of 1873.

Read a first and second time and referred to the Committee on Judiciary.

Mr. Parker introduced House File No. 480, a bill for an act authorizing cities and incorporated towns to grant the right of way over streets to street railways.

Mr. Parker introduced House File No. 481, a bill for an act to authorize the assignment of mortgages held by the State.

Read a first and second time and referred to the Committee on Judiciary.

Mr. Perrin introduced House File No. 482, a bill for an act to restrain railroads from obstructing streets and sidewalks in cities and towns.

Read a first and second time and referred to the Committee on Police Regulations.

Mr. Russell introduced House File No. 483, a bill for an act to secure road facilities for the purpose of conveniently reaching the center of school districts.

Read a first and second time and referred to the Committee on Schools.

Mr. King moved that the House proceed to elect a Speaker *pro tem*.

The motion prevailed.

On motion of Mr. King, Mr. Wood of Poweshiek was unanimously nominated and elected.

JOINT RESOLUTION.

Mr. Lake offered the following joint resolution, which was adopted:

WHEREAS, There is a large amount of land due the several counties of this State from the United States, in view of swamp lands sold by the General Government; and

WHEREAS, There are no United States lands in the State of Iowa upon which the counties of this State can locate the land scrip due them from the General Government; therefore

Be it resolved by the General Assembly of the State of Iowa, That our Senators and Representatives in Congress be respectfully requested and urged to use all lawful means to procure the passage of an act by the Congress of the United States authorizing the location of the land scrip due the several counties of this State upon any Government lands.

INTRODUCTION OF BILLS.

Leave was granted Mr. Fisher to introduce House File No. 484, a bill for an act to amend section 4273 of the Code.

Read a first and second time and referred to the Committee on Judiciary.

Leave was granted Mr. Blair to introduce House File No. 485, a bill for an act to amend sections 1 and 2 of chapter 27 of the acts of the Fifteenth General Assembly, in relation to the time and manner of electing, etc.

Read a first and second time and referred to the Committee on Schools.

BILLS ON SECOND READING.

On motion of Mr. Duncombe, House File No. 421, a bill for an act to amend section 1260, chapter 4, title 10 of the Code, as amended by chapter 65, public acts of the Fifteenth General Assembly of Iowa, with report of committee recommending do pass, was taken up, considered, and the report of the committee was adopted.

Mr. Duncombe moved that the rule be suspended and the bill be considered engrossed, and read a third time now, which motion prevailed, and the bill was read a third time.

The question being, shall the bill pass?

The yeas were:

Messrs. Baker, Belfrage, Bicknell, Blair, Bosworth, Bridges, Brown of Dickinson, Brown of Linn, Caldwell, Carson, Casey, Clayton, Cobbey, Cochran, Colton, Dean, Dotson, Downing, Duncombe, Dungan, Egbert, Ehl, Fisher, Francis, Gay, Glasgow, Harvey, Hayden, Hays, Hixson, Homan, Hornaday, Hubbell, Hull, Hutchison of Calhoun, Hutchison of Wapello, Jennings, Jordan, King, Knight, Lake, Lambert, Laub, Lewis of Fayette, Lewis of Mills, Lucas, Lyon, Mackey, Martindale, McDaid, McGregor, Merten, Mueller, Muncey, Nagle, Newbold, Nichols, O'Brien, Palmer, Patterson, Payne, Pearson, Perrin, Porter, Prouty, Richardson of Harrison, Richardson of Jackson, Richey, Robb, Russell, Scott, Seaman, Simpson, Stephens, Stockton, Stout, Struble, Stutsman, Terry, Tilton, Tool, Van Staden, Wadleigh, Wagner, Webster, Wicks, Williams, Wolfe, Wood, and Yoran—90.

The nays were—None.

Absent or not voting:

Messrs. Barnes, Beach, Bloom, Coomes, Epperson, Evans, Parker, Reck, Whaley, and Mr. Speaker—10.

So the bill passed, and the title was agreed to.

On motion of Mr. Seaman, Senate File No. 191, a bill for an act for the punishment of persons for attempting to break and enter buildings with intent to commit a public offense, additional to chapter 3, title 24 of the Code, concerning "offenses against public property," with report of committee recommending do pass, was taken up, considered, and the report of the committee was adopted.

Mr. Seaman moved that the fifth rule be suspended and the bill be considered engrossed, and read a third time now, which motion prevailed, and the bill was read a third time.

The question being, shall the bill pass?

The yeas were:

Messrs. Belfrage, Bicknell, Blair, Bosworth, Bridges, Brown of Dickinson, Brown of Linn, Caldwell, Carson, Casey, Clayton, Cobbe, Cochran, Colton, Dean, Dotson, Downing, Duncombe, Dungan, Egbert, Ehl, Fisher, Francis, Gay, Glasgow, Harvey, Hayden, Hays, Hixson, Homan, Hornaday, Hubbell, Hull, Hutchison of Calhoun, Hutchison of Wapello, Jennings, Jordan, King, Knight, Lake, Lambert, Laub, Lewis of Fayette, Lewis of Mills, Lucas, Lyon, Mackey, Martindale, McDaid, McGregor, Merten, Mueller, Muncey, Nagle, Newbold, Nichols, O'Brien, Palmer, Patterson, Payne, Pearson, Perrin, Porter, Prouty, Reck, Richardson of Harrison, Richardson of Jackson, Richey, Robb, Russell, Scott, Seaman, Simpson, Stephens, Stockton, Stout, Struble, Stutsman, Terry, Tilton, Tool, Van Staden, Wadleigh, Wagner, Webster, Wicks, Williams, Wolfe, Wood, and Yorán--90.

The nays were—None.

Absent or not voting:

Messrs. Baker, Barnes, Beach, Bloom, Coomes, Epperson, Evans, Parker, Whaley, and Mr. Speaker—10.

So the bill passed, and the title was agreed to.

REPORT OF COMMITTEE.

Mr. Reck, from the Committee on Enrolled Bills, submitted the following report:

MR. SPEAKER—Your Committee on Enrolled Bills respectfully report that they have examined the following bills, and find the same correctly enrolled:

House File No. 339, a bill for an act to amend the law governing the election of directors, and the powers of boards of directors, of independent school districts.

House File No. 129, a bill for an act to repeal chapter 171 of the laws of the Seventeenth General Assembly.

A. C. RECK, *Chairman.*

INTRODUCTION OF BILL.

Leave was granted Mr. Mackey to introduce House File No. 486, a bill for an act entitled an act to secure the assent of the State to the lease, sale and joint arrangement of railways.

Read a first and second time and referred to the Committee on Railways.

BILLS ON SECOND READING.

On motion of Mr. Carson, Senate File No. 183, a bill for an act to amend chapter 28 of the public acts of the Fifteenth General Assembly, in relation to the assessment of taxes, with report of committee recommending it do pass, was taken up and considered.

On motion of Mr. Clayton the House extended the time of adjournment.

Mr. Carson moved that the rule be suspended and the bill be considered engrossed, and read a third time now, which motion prevailed, and the bill was read a third time.

The question being, shall the bill pass?

The yeas were:

Messrs. Baker, Belfrage, Bicknell, Blair, Bosworth, Bridges, Brown of Dickinson, Brown of Linn, Caldwell, Carson, Casey, Clayton, Cobbey, Cochran, Colton, Coomes, Dean, Dotson, Downing, Duncombe, Dungan, Egbert, Ehl, Fisher, Francis, Gay, Glasgow, Harvey, Hayden, Hays, Hixson, Homan, Hornaday, Hubbell, Hull, Hutchison of Calhoun, Hutchison of Wapello, Jennings, Jordan, King, Knight, Lake, Lambert, Laub, Lewis of Fayette, Lewis of Mills, Lucas, Lyon, Mackey, Martindale, McDaid, McGregor, Merten, Mueller, Muncey, Nagle, Newbold, Nichols, O'Brien, Palmer, Parker, Patterson, Payne, Pearson, Perrin, Porter, Prouty, Reck, Richardson of Harrison, Richardson of Jackson, Richey Robb, Russell, Scott, Seaman, Simpson, Stephens, Stockton, Stout, Struble, Stutsman, Terry, Tilton, Tool, Van Staden, Wadleigh, Wagner, Webster, Whaley, Wicks, Williams, Wolfe, Wood, and Yoran—94.

The nays were—None.

Absent or not voting:

Messrs. Beach, Barnes, Bloom, Epperson, Evans, and Mr. Speaker—6.

So the bill passed, and the title was agreed to.

On motion of Mr. Terry the House adjourned.

AFTERNOON SESSION.

2 O'CLOCK P. M.

House called to order by the Speaker.

The hour for the consideration of special order, House File No. 73, a bill for an act to create a Board of Control and define the duties of the same, relating to certain State institutions, having arrived, the bill was taken up and considered.

MESSAGE FROM THE SENATE.

The following message was received from the Senate:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has passed the following bill, in which the concurrence of the House is asked:

Senate File No. 69, a bill for an act in relation to charges for licensing the sale of wine and beer in cities and towns permitting the sale of same.

Also, that the Senate has passed House File No. 217, a bill for an

act to legalize the incorporation of the town of Ida Grove, Ida county, in the State of Iowa, with amendments as noted in the bill.

A. T. McCARGAR, *Secretary*.

On motion of Mr. Stephens the House resolved itself into a Committee of the Whole on the consideration of the bill.

The Speaker appointed Mr. Duncombe Chairman of the Whole House.

REPORT OF COMMITTEE.

After some time spent, the Committee of the Whole House arose, the Speaker resumed the chair and Mr. Duncombe, chairman of said committee, made the following report:

MR. SPEAKER—The Committee of the Whole House, to whom was referred House File No. 73, ask leave to report that they have had the same under consideration, and have instructed me to report the same back to the House with the recommendation that it do not pass.

DUNCOMBE, *Chairman*.

Mr. Mackey moved that the House do now adjourn.

The motion did not prevail.

Mr. King moved that the report of the committee be not concurred in.

Mr. Yoran moved to amend the motion of Mr. King by striking out the words "be not concurred in" and inserting in lieu thereof the words "be adopted."

Mr. Mackey moved to postpone the further consideration of the bill one week, upon which the yeas and nays were as follows—

The yeas were:

Messrs. Baker, Barnes, Beach, Belfrage, Blair, Bridges, Brown of Linn, Cochran, Coomes, Dotson, Downing, Dungan, Fisher, Glasgow, Harvey, Homan, Hornaday, Hull, King, Lake, Laub, Lyon, Mackey, McDaid, Nichols, Parker, Patterson, Perrin, Porter, Richey, Robb, Stephens, Stockton, Stout, Struble, Tool, Wadleigh, Whaley, Williams, and Wood—40.

The nays were:

Messrs. Bicknell, Bosworth, Brown of Dickinson, Caldwell, Carson, Casey, Clayton, Cobbe, Colton, Dean, Duncombe, Egbert, Ehl, Francis, Hayden, Hays, Hixson, Hubbell, Hutchison of Calhoun, Hutchison of Wapello, Jennings, Jordan, Knight, Lambert, Lewis of Fayette, Lewis of Mills, Lucas, Martindale, McGregor, Merten, Mueller, Muncy, Nagle, Newbold, O'Brien, Palmer, Payne, Pearson, Prouty, Richardson of Harrison, Richardson of Jackson, Russell, Scott, Seaman, Simpson, Stutsman, Terry, Tilton, Van Staden, Wagner, Webster, Wicks, Wolfe, Yoran, and Mr. Speaker—55.

Absent or not voting:

Messrs. Bloom, Epperson, Evans, Gay, and Reck—5.

So the motion to postpone did not prevail.

Mr. Stephens moved that the House do now adjourn, upon which the yeas and nays were as follows—

The yeas were:

Messrs. Baker, Beach, Belfrage, Blair, Bosworth, Bridges, Brown of Linn, Colton, Dotson, Downing, Fisher, Glasgow, Hays, Hornaday, Hull, Hutchison of Wapello, King, Lake, Laub, Lyon, Mackey, McDaid, Nichols, Parker, Patterson, Porter, Prouty, Scott, Simpson, Stephens, Stockton, Stout, Struble, Van Staden, Wadleigh, Whaley, and Wood—37.

The nays were:

Messrs. Barnes, Bicknell, Brown of Dickinson, Caldwell, Carson, Casey, Clayton, Cobbe, Cochran, Coomes, Dean, Duncombe, Dungan, Egbert, Ehl, Francis, Harvey, Hayden, Hixson, Homan, Hubbell, Hutchison of Calhoun, Jennings, Jordan, Knight, Lambert, Lewis of Fayette, Lewis of Mills, Lucas, Martindale, McGregor, Merten, Mueller, Muncey, Nagle, Newbold, O'Brien, Palmer, Payne, Pearson, Perrin, Richardson of Harrison, Richardson of Jackson, Richey, Robb, Russell, Seaman, Stutsman, Terry, Tilton, Tool, Wagner, Webster, Wicks, Williams, Wolfe, Yoran, and Mr. Speaker—58.

Absent or not voting:

Messrs. Bloom, Epperson, Evans, Gay, and Reck—5.

So the motion to adjourn did not prevail.

Mr. Mackey moved a call of the House.

The motion did not prevail.

Mr. Stephens moved that the House do now adjourn.

The yeas and nays were as follows—

The yeas were:

Messrs. Baker, Beach, Belfrage, Blair, Bosworth, Bridges, Brown of Linn, Downing, Fisher, Glasgow, Harvey, Hays, Hornaday, Hull, Hutchison of Wapello, Jordan, King, Lake, Laub, Lyon, Mackey, McDaid, Nichols, Patterson, Perrin, Porter, Richey, Scott, Simpson, Stephens, Stockton, Stout, Struble, Stutsman, Tool, Van Staden, Wadleigh, and Wood—39.

The nays were:

Messrs. Barnes, Bicknell, Brown of Dickinson, Caldwell, Carson, Casey, Clayton, Cobbe, Cochran, Colton, Coomes, Dean, Dungan, Egbert, Ehl, Francis, Gay, Hayden, Hixson, Homan, Hubbell, Hutchison of Calhoun, Jennings, Knight, Lambert, Lewis of Fayette, Lewis of Mills, Lucas, Martindale, McGregor, Merten, Mueller, Muncey, Nagle, Newbold, O'Brien, Palmer, Parker, Payne, Pearson, Prouty, Richardson of Harrison, Richardson of Jackson, Robb, Russell, Seaman, Terry, Tilton, Wagner, Webster, Wicks, Williams, Wolfe, Yoran and Mr. Speaker—56.

Absent or not voting:

Messrs. Bloom, Duncombe, Epperson, Evans, and Reck—5.

So the motion to adjourn did not prevail.

Mr. Clayton moved the bill and amendments be laid upon the table.

The yeas and nays were as follows—

The yeas were:

Messrs. Barnes, Bosworth, Brown of Dickinson, Caldwell, Carson, Casey, Clayton, Cobbe, Colton, Duncombe, Dungan, Egbert, Ehl, Gay, Hayden, Hixson, Hubbell, Hull, Hutchison of Calhoun, Jennings,

Knight, Lambert, Lewis of Fayette, Lewis of Mills, Lucas, Martindale, McGregor, Merten, Mueller, Nagle, Newbold, O'Brien, Palmer, Payne, Perrin, Richardson of Harrison, Richey, Seaman, Stutsman, Terry, Tilton, Wagner, Webster, Wicks, Wolfe, Yorán, and Mr. Speaker—47.

The nays were:

Messrs. Baker, Beach, Belfrage, Bicknell, Blair, Bridges, Brown of Linn, Cochran, Coomes, Dean, Dotson, Downing, Fisher, Francis, Glasgow, Harvey, Hays, Homan, Hornaday, Hutchison of Wapello, Jordan, King, Lake, Laub, Lyon, Mackey, McDaid, Muncey, Nichols, Parker, Patterson, Pearson, Porter, Prouty, Richardson of Jackson, Robb, Russell, Scott, Simpson, Stephens, Stockton, Stout, Struble, Tool, Van Staden, Wadleigh, Whaley, Williams, and Wood—49.

Absent or not voting:

Messrs. Bloom, Epperson, Evans, and Reck—4.

So the motion to lay on the table did not prevail.

Mr. Duncombe moved the previous question.

Mr. Stephens moved the House do now adjourn.

The yeas and nays were as follows—

The yeas were:

Messrs. Baker, Barnes, Beach, Belfrage, Blair, Bosworth, Bridges, Brown of Linn, Coomes, Dotson, Downing, Fisher, Glasgow, Harvey, Hornaday, Hull, Hutchison of Wapello, Jordan, King, Lake, Laub, Lyon, Mackey, Martindale, McDaid, Nichols, Parker, Patterson, Porter, Richey, Scott, Simpson, Stephens, Stockton, Stout, Struble, Van Staden, Wadleigh, Whaley, Williams, and Wood—41.

The nays were:

Messrs. Bicknell, Brown of Dickinson, Caldwell, Carson, Casey, Clayton, Cobbey, Cochran, Colton, Dean, Duncombe, Dungan, Egbert, Ehl, Francis, Gay, Hayden, Hixson, Homan, Hubbell, Hutchison of Calhoun, Jennings, Knight, Lambert, Lewis of Fayette, Lewis of Mills, Lucas, McGregor, Merten, Mueller, Muncey, Nagle, Newbold, O'Brien, Palmer, Payne, Pearson, Perrin, Prouty, Richardson of Harrison, Richardson of Jackson, Robb, Russell, Seaman, Stutsman, Terry, Tilton, Tool, Wagner, Webster, Wicks, Wolfe, Yorán, and Mr. Speaker—54.

Absent or not voting:

Messrs. Bloom, Epperson, Evans, Hays, and Reck—5.

So the motion to adjourn did not prevail.

The question, shall the previous question be seconded? was decided in the affirmative.

On the question, shall the main question be now ordered? the yeas and nays were as follows—

The yeas were:

Messrs. Barnes, Bicknell, Bosworth, Brown of Dickinson, Caldwell, Carson, Casey, Clayton, Cobbey, Colton, Dean, Dotson, Duncombe, Dungan, Egbert, Ehl, Francis, Gay, Hayden, Hixson, Homan, Hubbell, Hull, Hutchison of Calhoun, Jennings, Knight, Lambert, Lewis of Fayette, Lewis of Mills, Lucas, Martindale, McGregor, Merten, Mueller, Muncey, Nagle, Newbold, O'Brien, Palmer, Payne, Pearson, Perrin, Prouty, Richardson of Jackson, Robb, Russell, Seaman, Stutsman, Terry, Tilton, Tool, Van Staden, Wagner, Webster, Wicks, Wolfe, Wood, Yorán, and Mr. Speaker—59.

The nays were:

Messrs. Baker, Beach, Belfrage, Blair, Bridges, Brown of Linn, Cochran, Coomes, Downing, Fisher, Glasgow, Harvey, Hays, Hornaday, Hutchison of Wapello, Jordan, King, Lake, Laub, Lyon, Mackey, McDaid, Nichols, Parker, Patterson, Richardson of Harrison, Richey, Scott, Simpson, Stephens, Stockton, Stout, Struble, Wadleigh, Whaley, and Williams—36.

Absent or not voting:

Messrs. Bloom, Epperson, Evans, Porter, and Reck—5.

So the main question was ordered.

The question being on the amendment, the yeas and nays were demanded, and were as follows—

The yeas were:

Messrs. Barnes, Bicknell, Bosworth, Brown of Dickinson, Caldwell, Carson, Casey, Clayton, Cobbe, Colton, Dean, Duncombe, Egbert, Ehl, Gay, Hayden, Homan, Hubbell, Hull, Hutchison of Calhoun, Jennings, Knight, Lambert, Lewis of Fayette, Lewis of Mills, Lucas, Martindale, McGregor, Merten, Mueller, Muncey, Nagle, Newbold, O'Brien, Palmer, Payne, Pearson, Perrin, Richardson of Jackson, Robb, Russell, Seaman, Stutsman, Terry, Tilton, Van Staden, Wagner, Webster, Wicks, Wolfe, Yoran, and Mr. Speaker—52.

The nays were:

Messrs. Baker, Beach, Belfrage, Blair, Bridges, Brown of Linn, Cochran, Coomes, Dotson, Downing, Dungan, Fisher, Francis, Glasgow, Harvey, Hays, Hixson, Hornaday, Hutchison of Wapello, Jordan, King, Lake, Laub, Lyon, Mackey, McDaid, Nichols, Parker, Patterson, Porter, Prouty, Richardson of Harrison, Richey, Scott, Simpson, Stephens, Stockton, Stout, Struble, Tool, Wadleigh, Whaley, Williams, and Wood—44.

Absent or not voting:

Messrs. Bloom, Epperson, Evans, and Reck—4.

So the motion to amend prevailed.

Question is on the adoption of the motion of Mr. King to amend the report that the House do not concur in the report of the committee as amended by Mr. Yoran.

Decided in the affirmative.

Upon the question, shall the bill be ordered engrossed and read a third time? the yeas and nays were as follows—

The yeas were:

Messrs. Baker, Beach, Belfrage, Blair, Bridges, Brown of Linn, Cochran, Coomes, Dotson, Downing, Dungan, Fisher, Francis, Harvey, Hays, Hornaday, Hull, Hutchison of Wapello, Jordan, King, Lake, Laub, Lyon, Mackey, McDaid, Nichols, Parker, Patterson, Porter, Prouty, Richey, Scott, Simpson, Stephens, Stockton, Stout, Struble, Wadleigh, Whaley, Williams, and Wood—41.

The nays were:

Messrs. Barnes, Bicknell, Bosworth, Brown of Dickinson, Caldwell, Carson, Casey, Clayton, Cobbe, Colton, Dean, Duncombe, Egbert, Ehl, Gay, Glasgow, Hayden, Hixson, Homan, Hubbell, Hutchison of Calhoun, Jennings, Knight, Lambert, Lewis of Fayette, Lewis of Mills, Lucas, Martindale, McGregor, Merten, Mueller, Muncey, Nagle, Newbold, O'Brien, Palmer, Payne, Pearson, Perrin, Richardson of Har-

risson, Richardson of Jackson, Robb, Russell, Seaman, Stutsman, Terry, Tilton, Tool, Van Staden, Wagner, Webster, Wicks, Wolfe, Yorán, and Mr. Speaker—55.

Absent or not voting:

Messrs. Bloom, Epperson, Evans, and Reck—4.

So the House refused to engross the bill.

On motion of Mr. Wood the House adjourned.

HALL OF HOUSE OF REPRESENTATIVES, }
DES MOINES, IOWA, February 26, 1880. }

House met pursuant to adjournment, the Speaker in the chair.

Prayer by Rev. J. W. White.

Pending the reading of the journal, Mr. Porter moved that further reading be dispensed with.

The motion did not prevail.

Pending the reading, on motion of Mr. Tilton the further reading was dispensed with.

REPORT OF COMMITTEE.

Mr. Reck, from the Committee on Enrolled Bills, submitted the following report:

MR. SPEAKER—Your Committee on Enrolled Bills respectfully report that they have examined the following bills and find the same correctly enrolled:

House File No. 64, a bill for an act to legalize the levy of certain taxes in the county of Mills, in the State of Iowa.

House File No. 150, a bill for an act to legalize the incorporation of the town of Birmingham, Van Buren county, Iowa.

House File No. 362, a bill for an act to legalize the organization and official proceedings of the independent district of Ionia, in Chickasaw county, Iowa.

House File No. 288, a bill for an act to legalize the organization and acts of the Waterloo Agricultural Works of Waterloo, Iowa.

A. C. RECK, *Chairman.*

PETITIONS.

Mr. Harvey presented a petition from miners.

Referred to the Committee on Mines and Mining.

Mr. Hutchison of Calhoun presented a petition from the citizens of Calhoun county in regard to the game law.

Referred to the Committee on Fish and Game.

Mr. Nagle presented a petition from the citizens of New Providence, Hardin county.

Referred to the Committee on Schools.

Mr. Hutchison of Wapello presented a petition in regard to the taxation of property of religious institutions.

Referred to the Committee on Ways and Means.

REPORTS OF COMMITTEES.

Mr. Clayton, from the Committee on Agriculture, submitted the following report:

MR. SPEAKER—Your Committee on Agriculture, to whom was referred House File No. 459, a bill for an act to repeal section 1495, title 11 of the Code, and to enact a substitute therefor, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that it do pass.

B. F. CLAYTON, *Chairman*.

Ordered passed on file.

Also:

MR. SPEAKER—Your Committee on Agriculture, to whom was referred House File No. 424, a bill for an act to amend section 1491 of chapter 4, title 11 of the Code, relating to partition fences, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that it be amended by striking out the following: "which said lien, as against the land embraced in said inclosure, shall have priority over any other mechanics' liens not arising under this section, and priority over all other liens and incumbrances except taxes," and after being so amended the bill do pass.

B. F. CLAYTON, *Chairman*.

Ordered passed on file.

Mr. Stockton, from the Committee on Constitutional Amendments, submitted the following report:

MR. SPEAKER—Your Committee on Constitutional Amendments, to whom was referred a joint resolution agreeing to, ratifying and confirming an amendment to section four (4) of article three (3) of the Constitution of the State of Iowa, relating to the legislative department, beg leave to report that they have had the same under consideration, and a majority thereof have instructed me to report the same back to the House with the recommendation that it do pass.

T. R. STOCKTON, *Chairman*.

Ordered passed on file.

Mr. Stephens, from the Committee on Claims, submitted the following report:

MR. SPEAKER—Your Committee on Claims, to whom was referred memorial of J. B. Shellenberger, asking pay for destruction of printing press and material of the "Iowa Democrat," beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that said relief be not granted.

R. D. STEPHENS, *Chairman*.

Ordered passed on file.

Also:

MR. SPEAKER—Your Committee on Claims, to whom were referred House File No. 16, a bill for an act to appropriate \$25.00 to pay George K. Wann, of Marshalltown, Iowa, for repairs to gun carriage, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that it do pass.

R. D. STEPHENS, *Chairman.*

Ordered passed on file.

Also:

MR. SPEAKER—Your Committee on Claims, to whom was referred House File No. 425, a bill for an act to pay S. C. Crawford for services and expenses in recruiting one company of soldiers in the months of October and November, A. D. 1861, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that it be amended by striking out "\$284.80" and inserting in lieu thereof "\$200.00," and when so amended that it do pass.

R. D. STEPHENS, *Chairman.*

Ordered passed on file.

Also:

MR. SPEAKER—Your Committee on Claims, to whom was referred House File No. 435, a bill for an act reimbursing H. C. Metcalf and others for money paid for the State in the purchase of lots and land at the additional penitentiary, beg leave to report that they have had the same under consideration, and have instructed me to report the same back to the House with the recommendation that it do pass.

R. D. STEPHENS, *Chairman.*

Ordered passed on file.

Mr. Struble, from the Committee on Insurance, submitted the following report:

MR. SPEAKER—Your Committee on Insurance, to whom was referred House File No. 157, a bill for an act to secure policy holders in fire insurance companies from unjust forfeitures of policies, beg leave to report that they have had the same under consideration and a majority of the committee have instructed me to report the same back to the House with the recommendation that it be indefinitely postponed.

G. R. STRUBLE, *Chairman.*

Ordered passed on file.

MINORITY REPORT.

Mr. Struble, from the Committee on Insurance, submitted the following minority report:

MR. SPEAKER—A minority of your Committee on Insurance, having failed to agree with the majority of the committee, to whom was referred House File No. 157, a bill for an act to secure policy holders in fire insurance companies from unjust forfeitures of policies, beg leave to report that they have had the same under consideration and herewith submit a substitute for the same, and report the same back to the House with the recommendation that it be adopted, and when adopted that it do pass.

The minority of the committee beg leave, also, to submit the following reasons why the substitute should be adopted, as follows:

1. It has seemed to us to be grossly unjust for an insurance company to compel parties holding policies to pay for insurance and then by a trick deprive them of it. As the law now stands, just such wrongs have been committed, and will be again unless some protection is granted to policy-holders.

2. We think it fair that an insurance company, when it holds a note for premium and the policy becomes forfeited, or is forfeited by the company, should not be permitted to enforce payment of the note for any sum beyond the premium earned while the policy was in force, at short rates and cost of writing the risk. But it is a fact that that frequently policies are forfeited for non-payment of premium notes, and the notes are retained by the company and collection thereof enforced, not only for the premium earned during the time the company carried the risk, but for the whole term for which the policy was issued in the first instance. To compel parties to pay insurance companies for risks they never carried is unconscionable, and the law-making power should prevent such abuses by creatures of its creation.

3. To illustrate the evil the substitute herewith reported is intended to remedy, let us state a case which is of frequent occurrence in this State: A company insures B for \$2,000, for three years at two per cent premium, \$40, and takes B's note for that amount, due in one year. At the end of one year B cannot pay the note, or is absent and forgets to do so, and his policy is forfeited and of course all risk on the part of the company ceases. The company retains the note, sues B, recovers judgment for \$42.40 and costs; the judgment stands two years and then amounts to \$47.48; execution is issued and B pays the full amount thereof, and only received one year's insurance. But suppose at the end of one year B's house burned; the company would not be liable, and yet it makes B pay for three years' insurance.

The bill submitted by the minority is intended to make the operation of the contract of insurance reciprocal, and to prevent the company from collecting from the assured a greater sum than it has justly and fairly earned.

The note and policy form in fact one contract. When the liability of the company for any reason ceases on the policy, that of the assured should cease on the note. Can any one say why this should not be so?

If an insurance company issues a policy for \$2,000 for one year at one per cent and takes a note from the assured due in one year at six per cent interest for the premium, \$20, and for writing the risk, \$5, at the end of the year the policy is at an end and the company holds a note against the assured for \$25 and six per cent interest.

Now if the company issues a policy for three years at two per cent and takes a note for \$40 due in one year, and forfeits the policy for non-payment of the note, it has carried the same risk for the same time as in the first instance. Then how much should the company have a right to recover on the note? The answer is apparent—\$25 and six per cent interest for one year.

But the insurance man says the assured in the latter case should pay \$42.40. The injustice of such a claim is apparent.

4. Section 2 of the substitute herewith reported is intended to prevent abuses in cases where the company has the right to forfeit the policy at its election. To illustrate: The company insures B's house for three years and takes a note due in one year for the whole premium, and reserves the right to forfeit the policy for non-payment of the note. At the end of the year B fails to pay the note. The company does not elect to forfeit the policy and retains B's note. B remains in ignorance of what the company has done in the matter. If B's house does not burn during the three years, the company presents the note and demands payment, and disclaims having elected to forfeit the policy. But if the house burns after the note matured, and he applies to the company for payment for his loss, he is met with the reply, "We elected to forfeit your policy when your note became due."

It seems clear that an insurance company, in such cases, should be required to make its election and notify the assured thereof.

We see no reason why insurance companies should be exempted from the restraints of the wholesome rules of fair dealing which govern individual conduct and prevent unconscionable advantages in favor of one party to a contract.

Respectfully submitted,

G. R. STRUBLE.

Also:

MR. SPEAKER—Your Committee on Insurance, to whom was referred House File No. 145, a bill for an act to regulate the payment of losses by insurance companies, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the substitute of the committee be adopted, and when adopted that it do pass.

G. R. STRUBLE, *Chairman*.

Ordered passed on file.

Also:

MR. SPEAKER—Your Committee on Insurance, to whom was referred House File No. 176, a bill for an act relating to insurance and fire insurance companies, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that it be amended by striking out of the bill all of its sections except section 4, and the enacting clause, and being so amended, that it do pass.

G. R. STRUBLE, *Chairman*.

Ordered passed on file.

INTRODUCTION OF BILL.

Mr. Mackey introduced House File No. 487, a bill for an act entitled an act to amend chapter 61 of the public laws of the Thirteenth General Assembly, in relation to the location of town plats.

Read a first and second time and referred to the Committee on Cities and Towns.

RESOLUTION.

Mr. McGregor introduced the following resolution, which was adopted:

Resolved, That a special committee of five be appointed by the Speaker to consider the expediency of abolishing the circuit court and establishing a county probate court; that they be instructed to report to this House by bill or otherwise.

MESSAGES ON SPEAKER'S TABLE.

House File No. 217, a bill for an act to legalize the incorporation of the town of Ida Grove, Ida county, State of Iowa, was taken up.

Question being, shall the House concur in Senate amendments? the yeas and nays were as follows—

The yeas were:

Messrs. Baker, Beach, Belfrage, Bicknell, Blair, Bloom, Bosworth, Bridges, Brown of Dickinson, Brown of Linn, Caldwell, Carson, Casey, Clayton, Cobbey, Cochran, Colton, Coomes, Dean, Dotson, Downing, Duncombe, Dungan, Egbert, Ehl, Fisher, Francis, Gay, Glasgow, Hayden, Hays, Hixson, Homan, Hornaday, Hubbell, Hull, Hutchison of Calhoun, Hutchison of Wapello, Jennings, Jordan, King, Knight, Lake, Lambert, Laub, Lewis of Fayette, Lewis of Mills, Lucas, Lyon, Mackey, Martindale, McDaid, McGregor, Merten, Mueller, Muncey, Newbold, Nichols, O'Brien, Palmer, Parker, Patterson, Payne, Pearson, Perrin, Porter, Prouty, Reck, Richardson of Harrison, Richardson of Jackson, Richey, Robb, Russell, Scott, Seaman, Simpson, Stephens, Stockton, Struble, Stutsman, Terry, Tilton, Tool, Van Staden, Wadleigh, Wagner, Whaley, Wicks, Williams, Wolfe, Wood, Yoran, and Mr. Speaker—93.

The nays were—None.

Absent or not voting:

Messrs. Barnes, Epperson, Evans, Harvey, Nagle, Stout, and Webster—7.

So the House concurred in the Senate amendment.

On motion of Mr. Knight, House File No. 268, a bill for an act relative to municipal corporations, and to limit their liability in certain cases, with report of committee recommending amendments, was taken up, considered, and the report of the committee was adopted.

Mr. Simpson moved to amend section 1 by striking out all after the words "complained of," in the tenth line of said section, down to the word "remove," in the eleventh line, and insert the word "to."

The motion prevailed.

Mr. Stockton moved to amend section 4 by adding to the section the words, "but this section shall not apply to an injury sustained by a minor or an insane person"; also, to amend section 5 by adding to said section the words, "until it is shown that the proper officers of said cities or towns shall have had actual notice of such obstructions, and a sufficient time has elapsed for the removal of said obstructions."

Mr. Fisher moved to amend the amendment to section 4 by adding the words, "or non-residents of the State."

The motion did not prevail.

The question recurring on the amendment to section 4, it was decided in the affirmative.

MESSAGE FROM THE GOVERNOR.

The following communication was received from the Governor, by his private secretary, Wm. H. Fleming:

STATE OF IOWA, }
EXECUTIVE DEPARTMENT. }
DES MOINES, February 11, 1880. }

MR. SPEAKER—I am directed by the Governor to inform the honorable House of Representatives that he has this day approved, signed and deposited in the office of the Secretary of State:

House File No. 129, "An act to repeal chapter 171 of the acts of the Seventeenth General Assembly."

House File No. 339, "An act to amend the law governing the election of directors, and the powers of boards of directors of independent school districts."

WM. H. FLEMING, *Private Secretary.*

MESSAGES ON THE SPEAKER'S TABLE.

The question recurring on the amendment to section 5, the motion to amend was lost.

Mr. Fisher moved to amend by striking out of line 2, section 1, the words "or property"; also, to strike out of line 7, section 2, the words "or property."

Mr. Duncombe moved the bill be recommitted to the Committee on Cities and Towns, to be reported back on Tuesday.

The motion prevailed.

Mr. Newbold moved that the time of adjournment be extended ten minutes.

The motion prevailed.

Mr. Newbold moved that Senate messages be taken up.

The motion prevailed.

Senate File No. 69, a bill for an act in relation to charges for licensing sale of wine, etc.

On motion of Mr. Glasgow, the bill was referred to the Committee on Cities and Towns.

Senate File No. 188, a bill for an act to provide for a special tax to pay the war and defense fund bonds, etc.

Read a first and second time and referred to the Committee on Ways and Means.

Senate File No. 3, a bill for an act in relation to fees in certain criminal cases to be paid by the county.

Read a first and second time.

On motion of Mr. Wood, the bill was referred to the Committee on Compensation of Public Officers.

INTRODUCTION OF BILL.

Leave was granted Mr. Seaman to introduce House File No. 488, a bill for an act to amend sections 1464, 1466 and 1468, and to repeal sections 1469 and 1470 of chapter 3 of title 11 of the Code.

Read a first and second time and referred to the Committee on Agriculture.

Senate File No. 26, a bill for an act to amend section 475 of the Code.

Read a first and second time.

On motion of Mr. Glasgow, referred to the Committee on Cities and Towns.

Substitute for Senate File No. 146, a bill for an act to legalize the action of the boards of directors of district townships in holding meetings outside of the limits of their respective district townships.

Read a first and second time and referred to the Committee on Schools.

The hour of adjournment having arrived, the Speaker adjourned the House until to-morrow at 10 o'clock.

HALL OF HOUSE OF REPRESENTATIVES, }
DES MOINES, IOWA, February 27, 1880. }

House met pursuant to adjournment, the Speaker in the chair.

Prayer by Rev. Mr. Craig.

Pending the reading of the journal of yesterday, Mr. Porter moved that further reading be dispensed with.

RESOLUTIONS.

Leave was granted Mr. Yoran to introduce the following resolution:
Resolved, That when this House adjourn to day it be to meet next Tuesday at 3 o'clock P. M.

Mr. Downing moved to lay the resolution on the table, and demanded the yeas and nays, which were as follows:

The yeas were:

Messrs. Bicknell, Blair, Bridges, Brown of Linn, Caldwell, Carson, Clayton, Cochran, Colton, Coomes, Dean, Dotson, Downing, Dungan, Egbert, Ehl, Francis, Gay, Harvey, Hayden, Hays, Hixson, Homan, Jennings, Jordan, Lambert, Lewis of Fayette, Mackey, McDaid, McGregor, Parker, Patterson, Porter, Prouty, Richardson of Harrison, Russell, Simpson, Stephens, Stockton, Struble, Stutsman, Tilton, Van Staden, Wadleigh, and Mr. Speaker—44.

The nays were:

Messrs. Barnes, Beach, Belfrage, Bloom, Bosworth, Casey, Cobbey, Duncombe, Epperson, Fisher, Glasgow, Hornaday, Hubbell, Hull, Hutchison of Calhoun, Hutchison of Wapello, King, Knight, Lake, Laub, Lewis of Mills, Lucas, Lyon, Martindale, Merten, Mueller, Muncey, Nagle, Newbold, Nichols, O'Brien, Palmer, Payne, Pearson, Perrin, Reck, Richardson of Jackson, Richey, Robb, Scott, Seaman, Stout, Terry, Tool, Webster, Whaley, Wicks, Williams, Wolfe, Wood, and Yorán—52.

Absent or not voting:

Messrs. Baker, Brown of Dickinson, Evans, and Wagner—4

So the motion to lay on the table did not prevail.

Mr. Parker moved to postpone until to-morrow at 10 o'clock, and demanded the yeas and nays, which were as follows:

The yeas were:

Messrs. Bicknell, Blair, Bosworth, Brown of Linn, Colton, Coomes, Dean, Dotson, Downing, Dungan, Egbert, Ehl, Fisher, Francis, Hayden, Hays, Homan, Hubbell, Jennings, Jordan, Lake, Lambert, Lewis of Fayette, Parker, Patterson, Perrin, Prouty, Russell, Simpson, Stockton, Struble, Stutsman, Tilton, Tool, Wadleigh, Webster, Wood, and Mr. Speaker—38.

The nays were:

Messrs. Barnes, Beach, Belfrage, Bloom, Bridges, Brown of Dickinson, Caldwell, Carson, Casey, Clayton, Cobbey, Cochran, Duncombe, Epperson, Gay, Glasgow, Harvey, Hixson, Hornaday, Hull, Hutchison of Calhoun, Hutchison of Wapello, King, Laub, Lewis of Mills, Lucas, Lyon, Mackey, Martindale, McDaid, McGregor, Merten, Mueller, Muncey, Nagle, Newbold, Nichols, O'Brien, Palmer, Payne, Pearson, Porter, Reck, Richardson of Harrison, Richardson of Jackson, Richey, Robb, Scott, Seaman, Stephens, Stout, Terry, Van Staden, Whaley, Wicks, Williams, Wolfe, and Yorán—58.

Absent or not voting:

Messrs. Baker, Evans, Knight, and Wagner—4.

So the motion to postpone did not prevail.

Mr. Parker moved to amend by striking out "to-day," and inserting "to-morrow."

Mr. Clayton moved the previous question, which was seconded.

The question, shall the main question be now put? was decided in the affirmative.

Upon the question to amend the resolution by striking out "to-day," and inserting "to-morrow," the yeas and nays were as follows—

The yeas were:

Messrs. Blair, Bloom, Bosworth, Bridges, Brown of Linn, Clayton, Cochran, Colton, Coomes, Dean, Dotson, Downing, Dungan, Egbert, Ehl, Fisher, Francis, Hayden, Hays, Homan, Hubbell, Jennings, Lambert, Lewis of Fayette, Parker, Patterson, Payne, Perrin, Porter, Prouty, Russell, Scott, Stockton, Struble, Stutsman, Tilton, Wadleigh, Webster, Wood, and Mr. Speaker—40.

The nays were:

Messrs. Barnes, Beach, Belfrage, Bicknell, Caldwell, Carson, Casey, Cobbey, Duncombe, Epperson, Gay, Glasgow, Harvey, Hixson, Hornaday, Hull, Hutchison of Calhoun, Hutchison of Wapello, Jordan, King,

Lake, Laub, Lewis of Mills, Lucas, Lyon, Mackey, Martindale, McDaid, McGregor, Merten, Mueller, Muncey, Nagle, Newbold, Nichols, O'Brien, Palmer, Pearson, Reck, Richardson of Harrison, Richardson of Jackson, Richey, Robb, Seaman, Simpson, Stephens, Stout, Terry, Tool, Van Staden, Whaley, Wicks, Williams, Wolfe, and Yoran—55.

Absent or not voting:

Messrs. Baker, Brown of Dickinson, Evans, Knight, and Wagner—5.

So the motion to amend did not prevail.

The question recurring upon the adoption of the resolution, the yeas and nays were demanded, and were as follows—

The yeas were:

Messrs. Barnes, Beach, Belfrage, Bloom, Caldwell, Carson, Casey, Cobbe, Duncombe, Epperson, Gay, Glasgow, Harvey, Hornaday, Hull, Hutchison of Calhoun, Hutchison of Wapello, King, Lake, Laub, Lewis of Mills, Lucas, Lyon, Martindale, Merten, Mueller, Muncey, Nagle, Newbold, Nichols, O'Brien, Palmer, Payne, Pearson, Perrin, Reck, Richardson of Harrison, Richardson of Jackson, Richey, Robb, Scott, Seaman, Stout, Terry, Whaley, Wicks, Williams, Wolfe, and Yoran—49.

The nays were:

Messrs. Bicknell, Blair, Bosworth, Bridges, Brown of Linn, Clayton, Cochran, Colton, Coomes, Dean, Dotson, Downing, Dungan, Egbert, Ehl, Fisher, Francis, Hayden, Hays, Hixson, Homan, Hubbell, Jennings, Jordan, Lambert, Lewis of Fayette, Mackey, McDaid, McGregor, Parker, Patterson, Porter, Prouty, Russell, Simpson, Stephens, Stockton, Struble, Stutsman, Tilton, Tool, Van Staden, Wadleigh, Webster, Wood, and Mr. Speaker—46.

Absent or not voting:

Messrs. Baker, Brown of Dickinson, Evans, Knight, and Wagner—5.

So the resolution was adopted.

The Speaker announced the following committee to consider the expediency of abolishing the Circuit Court: Messrs. McGregor, Knight, Fisher, Simpson, and Russell.

Leave was granted Mr. Clayton to offer the following resolution, which was adopted:

Resolved, That there be a special committee of three appointed, to whom shall be referred all claims for rents of committee rooms.

Resolved further, That the chairman of each standing committee is hereby instructed to report to said special committee the amount agreed upon for room rent, and that the said special committee shall report by bill at the close of the session.

On motion of Mr. Nagle, regular order of business was suspended, and House File No. 329, a bill for an act to legalize the incorporation of the town of Union, Hardin county, Iowa, with report of committee recommending it do pass, was taken up and considered.

Mr. Nagle moved that the rule be suspended, and the bill be considered engrossed, and read a third time now, which motion prevailed, and the bill was read a third time.

The question being, shall the bill pass?

The yeas were:

Messrs. Barnes, Beach, Belfrage, Blair, Bloom, Bosworth, Bridges, Brown of Dickinson, Brown of Linn, Caldwell, Carson, Casey, Clayton, Cobbey, Cochran, Colton, Coomes, Dean, Dotson, Downing, Duncombe, Dungan, Egbert, Ehl, Epperson, Fisher, Francis, Gay, Glasgow, Harvey, Hayden, Hays, Hixson, Homan, Hornaday, Hubbell, Hull, Hutchison of Calhoun, Hutchison of Wapello, Jennings, Jordan, King, Lake, Lambert, Laub, Lewis of Fayette, Lewis of Mills, Lucas, Lyon, Mackey, Martindale, McDaid, McGregor, Merten, Mueller, Muncey, Nagle, Newbold, Nichols, O'Brien, Palmer, Parker, Patterson, Payne, Pearson, Perin, Porter, Prouty, Reck, Richardson of Harrison, Richardson of Jackson, Richey, Robb, Russell, Scott, Seaman, Simpson, Stephens, Stockton, Stout, Struble, Stutsman, Terry, Tilton, Tool, Van Staden, Wadleigh, Webster, Whaley, Wicks, Williams, Wolfe, Wood, Yoran, and Mr. Speaker—95.

The nays were—None.

Absent or not voting:

Messrs. Baker, Bicknell, Evans, Knight, and Wagner—5.

So the bill passed, and the title was agreed to.

PETITIONS.

Mr. Brown of Dickinson presented a petition from citizens of O'Brien county.

Referred to the Committee on Suppression of Intemperance.

Mrs. Harvey presented a petition of Mrs. Francis Nichols.

Referred to the Committee on Claims.

Mr. Porter presented a petition from citizens of Decatur county.

Referred to the Committee on Agriculture.

REPORTS OF COMMITTEES.

Mr. Newbold, from the Committee on Ways and Means, submitted the following report:

MR. SPEAKER—Your Committee on Ways and Means, to whom was referred substitute for Senate Files Nos. 2 and 36, bills for an act to repeal section 866 of the Code, and enact a substitute therefor, and to amend section 890, in relation to penalty on delinquent taxes, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that it do not pass, as it is covered by another bill.

J. G. NEWBOLD, *Chairman.*

Ordered passed on file.

Also:

MR. SPEAKER—Your Committee on Ways and Means, to whom was referred Senate File No. 188, a bill for an act to provide for a special tax to pay the war and defense bonds, issued under chapter 16, acts of the extra session of 1861, and due July, 1881, beg leave to report that they have had the same under consideration, and a majority have instructed me to report the same back to the House with the recom-

mentation that it be amended by striking out "one mill," and inserting in lieu thereof, "three-fourths of a mill," and after being so amended that it do pass.

J. G. NEWBOLD, *Chairman*.

Ordered passed on file.

Also:

MR. SPEAKER—Your Committee on Ways and Means, to whom was referred House File No. 264, a bill for an act to amend section 291 of the Code, relating to the levy of taxes to pay county bonded indebtedness, and to prohibit the excessive levy of taxes, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that it do not pass.

J. G. NEWBOLD, *Chairman*.

Ordered passed on file.

Also:

MR. SPEAKER—Your Committee on Ways and Means, to whom was referred House File No. 156, a bill for an act to amend sections 865 and 866 of the Code, relating to the collection of taxes and penalties thereon, beg leave to report that they have had the same under consideration, and have instructed me to report a substitute back to the House with the recommendation that it do pass.

J. G. NEWBOLD, *Chairman*.

Ordered passed on file.

Also:

MR. SPEAKER—Your Committee on Ways and Means, to whom was referred House File No. 389, a bill for an act to provide for the exemption of mortgages from taxation, beg leave to report that they have had the same under consideration, and a majority of the committee have instructed me to report the same back to the House with the recommendation that it do not pass.

J. G. NEWBOLD, *Chairman*.

Ordered passed on file.

Mr. Parker from the Committee on Judiciary, submitted the following report:

MR. SPEAKER—Your Committee on Judiciary, to whom was referred Senate File No. 179, a bill for an act legalizing the incorporation of the town of Anita, Cass county, Iowa, etc., beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that it do pass.

J. M. PARKER, *Chairman*.

Ordered passed on file.

Also:

MR. SPEAKER—Your Committee on Judiciary, to whom were referred the following bills: Senate File No. 135, a bill for an act to amend section 1955, authorizing county auditors and deputies to acknowledge deeds, etc.; House File No. 301, a bill for an act to quiet possession and confirm titles to certain real estate; House File No. 116, a bill for an act relating to indictments and informations, beg leave to report that they have had the same under consideration and have instructed me

to report the same back to the House with the recommendation that they be indefinitely postponed.

J. M. PARKER, *Chairman.*

Ordered passed on file.

Also:

MR. SPEAKER—Your Committee on Judiciary, to whom was referred House File No. 235, a bill for an act to establish the salary of district attorneys, beg leave to report that they have had the same under consideration, and have instructed me to report the same back to the House with the recommendation that it be referred to the Committee on Compensation of Public Officers.

J. M. PARKER, *Chairman.*

Ordered passed on file.

Also:

MR. SPEAKER—Your Committee on Judiciary, to whom was referred House File No. 114, a bill for an act to repeal sections 2791, 2798, and 2802, chapter 9, title 19 of the Code, relating to the deliberations of juries in civil actions, and to permit them to separate during their deliberations, and to enact substitutes therefor, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that it be amended as noted in the bill, and being so amended that it do pass.

J. M. PARKER, *Chairman.*

Ordered passed on file.

Also:

MR. SPEAKER—Your Committee on Judiciary, to whom were referred House Files as follows: No. 185, a bill for an act to repeal sections 231 and others, and enacting substitutes; No. 478, a bill for an act to repeal section 4185, and enacting a substitute; No. 477, a bill for an act to repeal sections 4670 and 4673, and enacting substitutes; No. 475, a bill for an act to repeal section 4228, and enact substitute; No. 479, a bill for an act to amend section 4662 of the Code, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that they be indefinitely postponed.

J. M. PARKER, *Chairman.*

Ordered passed on file.

Also:

MR. SPEAKER—Your Committee on Judiciary, to whom was referred House File No. 464, a bill for an act to legalize the organization of the Star Coal Company of Linn county, Iowa, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that it do pass.

J. M. PARKER, *Chairman,*

Ordered passed on file.

Also:

MR. SPEAKER—Your Committee on Judiciary, to whom was referred House File No. 328, a bill for an act to amend section 4712 of the Code of Iowa, relating to pardons, beg leave to report that they have had

the same under consideration and have instructed me to report the same back to the House with the recommendation that it do pass.

J. M. PARKER, *Chairman*.

Ordered passed on file.

Also:

MR. SPEAKER—Your Committee on Judiciary, to whom was referred House File No. 388, a bill for an act to amend section 2538 of the Code, by enlarging the provisions thereof so as to apply the statute of limitations to the general public and the State, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that it do pass.

J. M. PARKER, *Chairman*.

Ordered passed on file.

Also:

MR. SPEAKER—Your Committee on Judiciary, to whom was referred Senate File No. 220, a bill for an act to legalize acknowledgements of county auditors, deputy county auditors and deputy clerks of the district court, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that it be amended by adding the publication clause, and being so amended that it do pass.

J. M. PARKER, *Chairman*.

Ordered passed on file.

Also:

MR. SPEAKER—Your Committee on Judiciary, to whom was referred Senate File No. 233, a bill for an act to legalize the organization and acts of the Dunlap Fine Stock and Driving Park Company of Dunlap, Iowa, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that it do pass.

J. M. PARKER, *Chairman*.

Ordered passed on file.

Also:

MR. SPEAKER—Your Committee on Judiciary, to whom was referred Senate File No. 57, a bill for an act to legalize the acts of Chris. H. Logan, Recorder of Lyon county, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that it do pass.

J. M. PARKER, *Chairman*.

Ordered passed on file.

Mr. Clayton, from the Committee on Agriculture, submitted the following report:

MR. SPEAKER—Your Committee on Agriculture, to whom was referred House File No. 258, a bill for an act to establish the department of industry, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that they have adopted a substitute and recommend that the substitute do pass.

B. F. CLAYTON, *Chairman*.

Ordered passed on file.

Also:

MR. SPEAKER—Your Committee on Agriculture, to whom was referred House File No. 488, a bill for an act to amend sections 1466 and 1468, and repeal sections 1469 and 1470, chapter 3, title 11 of the Code, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that it do pass. Ordered printed.

B. F. CLAYTON, *Chairman.*

Ordered passed on file.

Mr. King, from the Committee on Railroads, submitted the following report:

MR. SPEAKER—Your Committee on Railroads, to whom was referred House File No. 108, a bill for an act relating to taxes voted in aid of the construction of railroads, beg leave to report that they have had the same under consideration, and herewith present a substitute therefor, and have instructed me to report the same back to the House with the recommendation that the accompanying substitute do pass. Ordered printed.

JOHN H. KING, *Chairman.*

Ordered passed on file.

Mr. Perrin, from the Committee on Schools, submitted the following report:

MR. SPEAKER—Your Committee on Schools, to whom was referred House File No. 483, a bill for an act to secure road facilities for the purpose of conveniently reaching the center of school districts, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that it be referred to the Committee on Roads and Highways.

PERRIN, *Chairman.*

Ordered passed on file.

Also:

MR. SPEAKER—Your Committee on Schools, to whom was referred House File No. 458, a bill for an act to amend section 1793 of the Code, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that it do pass.

PERRIN, *Chairman.*

Ordered passed on file.

Also:

MR. SPEAKER—Your Committee on Schools, to whom was referred substitute for Senate File No. 146, a bill for an act to legalize the action of the boards of directors of district townships holding meetings outside of the limits of their respective district townships, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the action of the Senate be concurred in.

PERRIN, *Chairman.*

Ordered passed on file.

Also:

MR. SPEAKER—Your Committee on Schools, to whom was referred House File No. 460, a bill for an act to amend section 1729 of the Code, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that it do pass.

PERRIN, *Chairman.*

Ordered passed on file.

Also:

MR. SPEAKER—Your Committee on Schools, to whom was referred House File No. 469, a bill for an act to amend section 1784 of the Code, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the accompanying substitute be adopted, and when adopted, that it do pass.

PERRIN, *Chairman.*

Ordered passed on file.

Also:

MR. SPEAKER—Your Committee on Schools, to whom was referred House File No. 465, a bill for an act to prevent the county superintendent from receiving pay for visiting schools, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that it do not pass.

PERRIN, *Chairman.*

Ordered passed on file.

Also:

MR. SPEAKER—Your Committee on Schools, to whom was referred House File No. 334, a bill for an act to amend chapter 9, title 12 of the Code of 1873, in reference to the manner of levying taxes for school and school-house purposes, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that it do not pass.

PERRIN, *Chairman.*

Ordered passed on file.

Mr. Glasgow, from the Committee on Cities and Towns, submitted the following report:

MR. SPEAKER—Your Committee on Cities and Towns, to whom was referred House File No. 327, a bill for an act to regulate the expenditure of money by incorporated cities, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that it do pass.

S. L. GLASGOW, *Chairman.*

Ordered passed on file.

Also:

MR. SPEAKER—Your Committee on Cities and Towns, to whom was referred Senate File No. 122, a bill for an act to amend chapter 21 of the laws of the Sixteenth General Assembly, conferring on street commissioners the same powers as those of road supervisors, in certain cases, beg leave to report that they have had the same under considera-

tion and have instructed me to report the same back to the House with the recommendation that it be indefinitely postponed.

S. L. GLASGOW, *Chairman.*

Ordered passed on file.

Mr. Bicknell, from the Committee on Roads and Highways, submitted the following report:

MR. SPEAKER—Your Committee on Roads and Highways, to whom were referred House File No. 473, a bill for an act to amend section 925 of the Code, relating to highways, and House File No. 439, a bill for an act to exempt the payment of road tax in certain cases, and House File No. 396, a bill for an act to amend section 996 of the Code, relating to orders of township trustees, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that each be indefinitely postponed.

A. D. BICKNELL, *Chairman.*

Ordered passed on file.

Also:

MR. SPEAKER—Your Committee on Roads and Highways, to whom was referred House File No. 294, a bill for an act to open and maintain public highways located on or along township and county lines, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that it do pass.

A. D. BICKNELL, *Chairman.*

Ordered passed on file.

Mr. Laub, from the Committee on Fort Madison Penitentiary, submitted the following report:

MR. SPEAKER—Your Committee on Fort Madison Penitentiary, to whom was referred House File No. 447, a bill for an act to repeal section 4783, chapter 167 of the acts of the Seventeenth General Assembly, in relation to the salaries of officers of the penitentiary and enacting a substitute therefor, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that it do pass.

H. C. LAUB, *Chairman.*

Ordered passed on file.

Mr. Dungan, from the Committee on State University, submitted the following report:

MR. SPEAKER—Your Committee on State University, to whom was referred House File No. 467, a bill for an act to amend section 159, chapter 4, title 3, and section 1900, chapter 14, title 12 of the Code, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that it be amended by striking the word "eighty" from the first section thereof and inserting the word "fifty" in lieu thereof, and when so amended that it do pass.

WARREN S. DUNGAN, *Chairman.*

Ordered passed on file.

To the General Assembly of the State of Iowa—Your committee appointed for the purpose of auditing the accounts of the visiting com-

mittees to the State institutions beg leave to report that they have performed that duty and find amount of expenditures to be—

Visiting committees.....	\$ 800.89
Amount for clerks and subpoenas.....	185.00
Amount for witness fees.....	130.10
	<hr/>
Total amount of expenses.....	\$1,115.99

Respectfully submitted,

MOSES BLOOM.
J. E. COBBEY.
L. HUBBELL.

And accompanying bill, House File No. 489, a bill for an act to provide for the payment of the expenses of the committees, etc.

Read a first and second time and referred to the Committee on Appropriations.

Mr. Reck, from the Committee on Enrolled Bills, submitted the following report:

MR. SPEAKER—The Committee on Enrolled Bills respectfully report that they have examined the following bills and find the same correctly enrolled:

House File No. 217, a bill for an act to legalize the incorporation of the town of Ida Grove, Ida county, Iowa.

House File No. 224, a bill for an act to legalize and correct an error in the proceedings and acts incorporating the town of Reinbeck, in Grundy county, Iowa.

A. C. RECK, *Chairman.*

Messrs. Whaley and Lyon were excused until Tuesday.

INTRODUCTION OF BILLS.

Mr. Bloom introduced House File No. 489, a bill for an act to provide for the payment of the expenses of the committees appointed to visit the State institutions, and for the payment of clerks of committees and witnesses subpoenaed before Committee of the Hospital for the Insane at Mt. Pleasant.

Read a first and second time and referred to the Committee on Appropriations.

Mr. Williams introduced House File No. 490, a bill for an act to amend section 982 of the Code, relating to expenditures of money tax for highway purposes.

Read a first and second time and referred to the Committee on Roads and Highways.

Mr. Stephens introduced House File No. 491, a bill for an act to regulate the business of insurance.

Read a first and second time and referred to the Committee on Insurance.

MESSAGE FROM THE SENATE.

The following message was received from the Senate:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has passed the following bills, in which the concurrence of the House is asked:

Senate File No. 117, a bill for an act to provide for the organization of the State militia.

Substitute for Senate File No. 169, a bill for an act creating the office of Deputy Warden at the additional Penitentiary at Anamosa.

Substitute for House File No. 161, a bill for an act permitting the Cedar Rapids and Marion Street Railway Company to construct their road over a certain highway.

Senate File No. 160, a bill for an act to amend section 5 of chapter 123 of the acts of the Sixteenth General Assembly, in relation to the compensation of county treasurers for certificates issued for taxes voted in aid of railroad companies.

Senate File No. 190, a bill for an act relating to fees of justices of the peace in criminal cases.

Senate File No. 177, a bill for an act to amend section 3986, chapter 7, title 24 of the Code of 1873, relating to defacing public buildings.

Also that the Senate has passed without amendment House File No. 102, a bill for an act to legalize the incorporation, ordinances and acts of the officers of the town of Malvern in the county of Mills.

A. T. McCARGAR, *Secretary.*

Mr. Russell introduced House File No. 492, a bill for an act to amend chapter 24, laws of the Sixteenth General Assembly in relation to the powers of incorporated towns.

Read a first and second time, and referred to the Committee on Suppression of Intemperance.

Mr. Nichols introduced House File No. 493, a bill for an act to encourage reasonable rates of interest.

Read a first and second time and referred to the Committee on Ways and Means, and ordered printed.

Mr. Simpson introduced House File No. 494, a bill for an act to regulate the payment of losses by fire insurance companies, and to define the duties of such companies in certain cases, and to prevent over insurance of buildings and other structures.

Read a first and second time and referred to the Special Committee, Mackey, chairman.

Mr. Stockton introduced House File No. 495, a bill for an act to legalize deeds by counties of swamp and other lands.

Read a first and second time and referred to the Committee on Judiciary.

Mr. Stockton introduced House File No. 496, a bill for an act to legalize the incorporation of Riverton, Fremont county, Iowa.

Read a first and second time and referred to the Committee on Judiciary.

Mr. Stockton introduced House File No. 497, a bill for an act to legalize judgment in certain cases.

Read a first and second time and referred to the Committee on Judiciary.

Mr. Dungan introduced House File No. 498, a bill for an act to provide the mode by which subdistricts of any township district may become independent districts.

Read a first and second time and referred to the Committee on Schools.

Mr. Harvey introduced House File No. 499, a bill for an act authorizing the Secretary of State to purchase and distribute the "Revised and Annotated Code of Iowa."

Read a first and second time and referred to the Committee on Judiciary.

Mr. Laub introduced House File No. 500, a bill for an act relating to incorporated towns.

Read a first and second time and referred to the Committee on Cities and Towns.

Mr. Egbert introduced House File No. 501, a bill for an act to repeal section 3321 of the Code, relating to the sale of property under foreclosure of mortgage or deed of trust.

Read a first and second time and referred to the Committee on Judiciary.

Mr. Mackey introduced House File No. 502, a bill for an act to create a State Board to control the charitable and penal institutions of the State.

Read a first and second time and referred to the Committee on Board of Public Charities.

Mr. Wood introduced House File No. 503, a bill for an act to repeal section 1538 of the Code, and to enact a substitute therefor.

Read a first and second time and referred to the Committee on Suppression of Intemperance.

Mr. Struble introduced House File No. 504, a bill for an act to regulate the trial of actions in the district and circuit courts, and to amend chapter 10, title 3, and chapter 9, title 17 of the Code.

Read a first and second time and referred to the Committee on Judiciary.

BILLS ON SECOND READING.

On motion of Mr. Duncombe, House File No. 162, a bill for an act to regulate admission to practice as attorneys and counselors in the courts of this State, with report of committee recommending amendments, was taken up:

MESSAGE FROM THE SENATE.

Pending the consideration, the following message was received from the Senate:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has passed the following bill, in which the concurrence of the House is asked:

Substitute for Senate Files Nos. 65 and 66, a bill for an act to provide for the stereotyping, publishing and sale of the Supreme Court Reports.

Also, concurrent resolution relative to making an examination of the old capitol building:

Be it resolved by the Senate, the House concurring, That Superintendent Finkbine be requested to make an examination of the building in which the sessions of the General Assembly are held, with a view of ascertaining whether said building is safe and fit for occupancy, and if there is any real danger, he take immediate steps to remedy the defect, if possible.

A. T. McCARGAR, *Secretary.*

The question recurring on the amendments proposed by the committee, they were adopted:

Mr. Seaman moved to amend as follows:

SEC. 9. Before any person shall be permitted to engage in the practice of law, after having passed the necessary examination, he shall execute a bond, in the penal sum of three thousand dollars, conditioned that in the event he shall give any advice to a client which shall afterward be found to be contrary to law, in consequence whereof such client shall sustain damages, such attorney, or his sureties, shall pay all such damages, not exceeding the amount named in the bond, sustained by such client. Suit may be brought on such bond in the name of the State for the use of such client so injured as aforesaid.

Mr. Simpson moved to extend the time of adjournment twenty minutes.

The motion prevailed.

Pending the discussion the Speaker adjourned the House until two o'clock P. M.

AFTERNOON SESSION.

2 O'CLOCK P. M.

House called to order by the Speaker.

On motion of Mr. Duncombe, a call of the House was ordered.

Mr. Newbold moved the further call be dispensed with.

The motion prevailed.

The question recurring on the consideration of the amendment by Mr. Seaman to House File No. 162, after discussion, the motion to amend did not prevail.

Mr. Nichols moved to amend section 2 by striking out the words "in the office," in the fourth line, and inserting in lieu thereof the words "under the instructions"; also, by striking out the words "in such office," in the fifth line, and inserting in lieu thereof the words "under such instructions."

The motion prevailed.

Mr. Duncombe moved that the rule be suspended, and the bill be engrossed, and read a third time now.

Upon the motion to suspend the rule, Mr. Tilton demanded the yeas and nays, which were as follows—

The yeas were:

Messrs. Barnes, Beach, Belfrage, Bicknell, Blair, Bloom, Carson, Casey, Clayton, Cobbey, Cochran, Colton, Dean, Dotson, Downing, Duncombe, Dungan, Egbert, Ehl, Epperson, Fisher, Francis, Gay, Glasgow, Harvey, Hayden, Hays, Hornaday, Hubbell, Hutchison of Calhoun, Hutchison of Wapello, Jennings, Jordan, King, Lake, Laub, Lewis of Fayette, Lewis of Mills, Lucas, Martindale, McDaid, Merten, Mueller, Nagle, Newbold, Nichols, O'Brien, Palmer, Parker, Patterson, Payne, Pearson, Perrin, Reck, Robb, Russell, Seaman, Stephens, Stockton, Struble, Stutsman, Tool, Van Staden, Wadleigh, Webster, Williams, Wolfe, Wood, and Yorán—69.

The nays were:

Messrs. Bosworth, Bridges, Brown of Linn, Caldwell, Coomes, Evans, Hixson, Homan, Lambert, Mackey, Prouty, Richardson of Harrison, Scott, Tilton, and Mr. Speaker—15.

Absent or not voting:

Messrs. Baker, Brown of Dickinson, Hull, Knight, Lyon, McGregor, Muncey, Porter, Richardson of Jackson, Richey, Simpson, Stout, Terry, Wagner, Whaley, and Wicks—16.

So the motion prevailed, the rule was suspended, and the bill read a third time.

The question being, shall the bill pass?

The yeas were:

Messrs. Baker, Barnes, Beach, Belfrage, Bicknell, Blair, Bloom, Carson, Casey, Clayton, Cobbey, Cochran, Colton, Dean, Downing, Duncombe, Dungan, Egbert, Ehl, Epperson, Fisher, Francis, Gay, Glasgow, Harvey, Hayden, Hays, Hornaday, Hubbell, Hutchison of Calhoun, Hutchison of Wapello, Jordan, King, Laub, Lewis of Fayette, Lewis of Mills, Lucas, Merten, Mueller, Nagle, Nichols, O'Brien, Parker, Pearson, Perrin, Robb, Stephens, Stockton, Struble, Stutsman, Webster, Wolfe, and Wood—53.

The nays were:

Messrs. Bridges, Brown of Linn, Caldwell, Coomes, Dotson, Evans, Hixson, Homan, Jennings, Lake, Lambert, Mackey, Martindale, McDaid, Newbold, Palmer, Patterson, Payne, Prouty, Reck, Richardson of Harrison, Russell, Scott, Seaman, Tilton, Tool, Van Staden, Wadleigh, Williams, Yorán, and Mr. Speaker—30.

Absent or not voting:

Messrs. Bosworth, Brown of Dickinson, Hull, Knight, Lyon, McGregor, Muncey, Porter, Richardson of Jackson, Richey, Simpson, Stout, Terry, Wagner, Whaley, and Wicks—16.

So the bill passed, and the title was agreed to.

On motion of Mr. Newbold concurrent resolution in regard to Mr. Finkbine examining the building in which the present session is held was taken up.

Mr. King moved to amend by adding Mr. Foster to the Committee.

On motion of Mr. Dungan the motion of Mr. King was withdrawn.

The resolution was adopted.

RESOLUTION.

Leave was granted Mr. Yoran to offer the following resolution:

WHEREAS, It appears that a sufficient number of members are anxious to remain to transact business and willing to forego leave of absence; therefore

Resolved, That the resolution adopted relative to adjournment until Tuesday is hereby reconsidered.

The resolution was adopted.

The question recurring on the original resolution, Mr. Wood moved to amend by inserting "to-morrow" instead of "to-day" and "Monday" in lieu of "Tuesday."

Mr. Russell moved to lay the resolution and amendment on the table, upon which the yeas and nays were demanded and were as follows—

The yeas were:

Messrs. Barnes, Bicknell, Blair, Brown of Linn, Caldwell, Colton, Downing, Dungan, Ehl, Hayden, Hays, Hixson, Homan, Hubbell, Jennings, Jordan, Lambert, Laub, McDaid, Merten, Nichols, Parker, Patterson, Prouty, Russell, Stephens, Stockton, Stutsman, Tilton, Wadleigh, Webster, Yoran and Mr. Speaker—33.

The nays were:

Messrs. Baker, Beach, Belfrage, Bloom, Bosworth, Bridges, Carson, Casey, Clayton, Cobbe, Cochran, Coomes, Dean, Dotson, Duncombe, Epperson, Evans, Fisher, Gay, Glasgow, Harvey, Hornaday, Hutchison of Calhoun, Hutchison of Wapello, King, Lake, Lewis of Fayette, Lewis of Mills, Lucas, Mackey, Martindale, Mueller, Nagle, Newbold, O'Brien, Palmer, Payne, Pearson, Reck, Richardson of Harrison, Robb, Scott, Seaman, Struble, Tool, Van Staden, Williams, Wolfe, and Wood—49.

Absent or not voting:

Messrs. Brown of Dickinson, Egbert, Francis, Hull, Knight, Lyon, McGregor, Muncey, Perrin, Porter, Richardson of Jackson, Richey, Simpson, Stout, Terry, Wagner, Whaley, and Wicks—18.

So the motion to lay upon upon the table was lost.

MESSAGE FROM THE SENATE.

The following message was received from the Senate:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has passed the following bills, in which the concurrence of the House is asked:

Senate File No. 120, a bill for an act requiring boards of supervisors in certain cases to pay to cities of the first class a portion of the county bridge fund.

Also, Senate File No. 98, a bill for an act to establish a State Board of Health.

Also, Senate File No. 230, a bill for an act to legalize the levy of certain taxes by the city of Oskaloosa, Iowa.

Also, has passed House File No. 143, a bill for an act in relation to the weight of Hungarian and millet seed, with amendments as noted in the bill.

A. T. McCARGAR, *Secretary*.

The question recurring on the amendment of Mr. Wood, the motion to amend prevailed.

Mr. Beach moved the House do now adjourn.

The motion did not prevail.

The resolution as amended was lost.

Mr. Clayton moved to call up House Files Nos. 184, 298, 22, 250, 203, 367, 488 and 74, and make them a special order for Thursday, March 4th, at 10 o'clock.

The motion prevailed.

Mr. Lewis of Fayette was excused until Tuesday morning.

Mr. Casey was excused until Tuesday morning.

Messrs. Martindale, Reck, Newbold, Brown of Dickinson, Hutchison of Calhoun, Richey, Beach, Pearson, King, Seaman, Hull, Hornaday, Hixson, Richardson of Jackson, Simpson, Lucas, and Palmer were excused until Tuesday.

RESOLUTIONS.

Mr. Tilton offered the following resolution, which was not adopted:

Resolved, That we adjourn to-morrow at 12 M. until Tuesday at 3 P. M.

Mr. Newbold offered the following resolution, which was passed on file for one day:

Resolved, That after Tuesday, the 2d day of March, no bills shall be introduced in this House, only through the committees of the House.

MESSAGES ON THE SPEAKER'S TABLE.

On motion of Mr. McDaid, House File No. 428, a bill for an act to legalize the incorporation of the town of Odebolt, in Sac county, Iowa, with report of committee recommending do pass, was taken up, considered, and the report of the committee was adopted.

Mr. McDaid moved that the rule be suspended, and the bill be considered engrossed, and read a third time now, which motion prevailed, and the bill was read a third time.

The question being, shall the bill pass?

The yeas were:

Messrs. Baker, Barnes, Beach, Belfrage, Bicknell, Blair, Bloom, Bosworth, Bridges, Brown of Linn, Caldwell, Carson, Casey, Clayton, Cobey, Cochran, Colton, Coomes, Dean, Dotson, Downing, Duncombe, Dungan, Egbert, Ehl, Epperson, Evans, Fisher, Gay, Glasgow, Harvey, Hayden, Hays, Hixson, Homan, Hornaday, Hubbell, Hutchison of Calhoun, Hutchison of Wapello, Jennings, Jordan, King, Lake, Lambert, Laub, Lewis of Fayette, Lewis of Mills, Lucas, Mackey, Martindale, McDaid, Merten, Mueller, Nagle, Newbold, Nichols, O'Brien, Palmer, Parker, Patterson, Payne, Pearson, Perrin, Prouty, Reck, Richardson of Harrison, Robb, Russell, Scott, Seaman, Stephens, Stockton, Struble, Stutsman, Tilton, Tool, Van Staden, Wadleigh, Williams, Wolfe, Wood, and Yoran—82.

The nays were—None.

Absent or not voting:

Messrs. Brown of Dickinson, Francis, Hull, Knight, Lyon, McGregor, Muncey, Porter, Richardson of Jackson, Richey, Simpson, Stout, Terry, Wagner, Webster, Whaley, Wicks, and Mr. Speaker—18.

So the bill passed, and the title was agreed to.

On motion of Mr. Stephens Senate substitute for House File No. 161, a bill for an act granting to street railway companies, organized under the laws of this State, the right of way over certain public highways.

Read a first and second time.

Mr. Stephens moved to amend by adding to section 1: "And boards of supervisors are hereby authorized to accept for highway purposes, under this act, conveyances of land adjoining any highway, or part thereof, sufficient to increase said highway to the width of one hundred feet."

The bill and amendment, on motion of Mr. Glasgow, were made a special order for next Tuesday.

MESSAGE FROM THE GOVERNOR.

Message from the Governor by his private secretary, W. H. Fleming, was read and passed on file:

THE STATE OF IOWA, }
EXECUTIVE DEPARTMENT. }
DES MOINES, February 27, 1880. }

MR. SPEAKER—I am instructed by the Governor to inform the honorable the House of Representatives that he has approved, signed and deposited in the office of the Secretary of State:

House File No. 217, An act to legalize the incorporation of the town of Ida Grove, Ida county, Iowa.

Also: House File No. 224, An act to legalize, and correct an error in, the proceedings and acts incorporating the town of Reinbeck, in Grundy county, Iowa.

W. M. H. FLEMING,
Private Secretary.

On motion of Mr. Glasgow, Senate File No. 28, a bill for an act legalizing the expenditure of surplus bridge fund of Clinton county, with report of committee recommending it do pass, was taken up and considered.

Mr. Glasgow moved that the rule be suspended and the bill be considered engrossed, and read a third time now, which motion prevailed, and the bill was read a third time.

The question being, shall the bill pass?

The yeas were:

Messrs. Baker, Barnes, Beach, Belfrage, Bicknell, Blair, Bloom, Bosworth, Bridges, Brown of Linn, Caldwell, Carson, Clayton, Cobbey, Cochran, Colton, Coomes, Dean, Dotson, Downing, Duncombe, Dungan, Egbert, Ehl, Epperson, Evans, Gay, Glasgow, Harvey, Hayden, Hays, Hixson, Homan, Hornaday, Hubbell, Hutchison of Calhoun, Hutchison of Wapello, Jennings, Jordan, King, Lake, Lambert, Laub, Lewis of Fayette, Lewis of Mills, Lucas, Mackey, Martindale, McDaid, Merten, Nagle, Nichols, O'Brien, Palmer, Parker, Patterson,

Payne, Pearson, Perrin, Prouty, Richardson of Harrison, Robb, Russell, Scott, Seaman, Stephens, Stockton, Struble, Stutsman, Tilton, Tool, Van Staden, Wadleigh, Williams, Wolfe, Wood, and Yorán—77.

The nays were—None.

Absent or not voting:

Messrs. Brown of Dickinson, Casey, Fisher, Francis, Hull, Knight, Lyon, McGregor, Mueller, Muncey, Newbold, Porter, Reck, Richardson of Jackson, Richey, Simpson, Stout, Terry, Wagner, Webster, Whaley, Wicks, and Mr. Speaker—23.

So the bill passed, and the title was agreed to.

Mr. Gay moved that the House do now adjourn, which did not prevail.

On motion of Mr. Carson, House File No. 275, a bill for an act to define and punish the crime of cruel and inhuman treatment of children, etc., with report of committee recommending amendments, was taken up, considered, and the report of the committee was adopted.

Mr. Carson moved that the rule be suspended, and the bill be considered engrossed, and read a third time now, which prevailed, and the bill was read a third time.

The question being, shall the bill pass?

The yeas were:

Messrs. Baker, Barnes, Beach, Belfrage, Bicknell, Blair, Bloom, Bosworth, Bridges, Brown of Linn, Caldwell, Carson, Clayton, Cobbey, Cochran, Colton, Coomes, Dean, Dotson, Downing, Duncombe, Dungan, Egbert, Ehl, Epperson, Evans, Fisher, Gay, Glasgow, Harvey, Hayden, Hixson, Homan, Hornaday, Hubbell, Hutchison of Calhoun, Hutchison of Wapello, Jennings, Jordan, King, Lake, Lambert, Laub, Lewis of Fayette, Lewis of Mills, Lucas, Martindale, McDaid, Merten, Mueller, Nagle, O'Brien, Palmer, Parker, Patterson, Payne, Pearson, Perrin, Richardson of Harrison, Robb, Russell, Scott, Seaman, Stephens, Stockton, Struble, Stutsman, Tilton, Van Staden, Wadleigh, Webster, Williams, Wolfe, Wood, and Yorán—75.

The nays were:

Messrs. Hays, Nichols, Prouty, and Tool—4.

Absent or not voting:

Messrs. Brown of Dickinson, Casey, Francis, Hull, Knight, Lyon, Mackey, McGregor, Muncey, Newbold, Porter, Reck, Richardson of Jackson, Richey, Simpson, Stout, Terry, Wagner, Whaley, Wicks, and Mr. Speaker—21.

So the bill passed, and the title was agreed to.

On motion of Mr. Duncombe, Senate Files Nos. 52, 65 and 66, bills for an act to provide for the stereotyping, publishing and sale of the Supreme Court reports, and to repeal sections 155, 156, 157 and 160, chapter 4, title 3 of the Code, and to fix the salary of the Supreme Court reporter, were taken up.

Read a first and second time and referred to the Committee on Judiciary.

The Speaker announced the special committee for House File No. 494—Messrs. Mackey, Stockton, and Merten.

On motion of Mr. Hays, the House adjourned until to-morrow morning at 9 o'clock.

HALL OF HOUSE OF REPRESENTATIVES, }
DES MOINES, IOWA, February 28, 1880. }

House met pursuant to adjournment, the Speaker in the chair.

Prayer by Rev. Mr. Downing.

Pending the reading of the journal of yesterday, on motion of Mr. Seaman further reading of the same was dispensed with.

Mr. Cobbey moved a call of the House.

Leave of absence was granted Messrs. Mueller, Wagner, McGregor, Mackey, Harvey, and Nichols until Tuesday.

Leave of absence was granted Mr. Baker on account of sickness.

On motion of Mr. Clayton, the call of the House was dispensed with.

PETITIONS.

Mr. Williams presented a petition in regard to claim of Mr. Briggs
Referred to the Committee on Claims.

Mr. Struble presented a petition in regard to the apportionment of school money.

Referred to the Committee on Judiciary.

Mr. Egbert presented a petition in reference to the same subject.

Referred to the Committee on Judiciary.

On motion of Mr. Cobbey, House File No. 121, a bill for an act to provide security for costs, with report of committee recommending indefinite postponement, was taken up.

On motion of Mr. Cobbey the bill was made a special order for Friday, Feb. 5, at 10 o'clock.

REPORTS OF COMMITTEES.

Mr. Parker, from the Committee on Judiciary, submitted the following report.

MR. SPEAKER—Your Committee on Judiciary, to whom was referred substitute for Senate Files Nos. 65, 66, and 52, a bill for an act to provide for the stereotyping, publishing, and sale of the Supreme Court reports, and to fix the salary of the Supreme Court Reporter, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that it be amended as follows: strike out all of the 11th line of section 1, and the word "quality" in the 12th line, and insert in lieu thereof "and the workmanship and quality of material shall in every particular be equal to the 40th volume of Iowa Supreme Court reports now deposited in the State Library," and being so amended that it do pass.

J. M. PARKER, *Chairman.*

On motion of Mr. Duncombe, substitute for Senate Files Nos. 65, 66, and 52, a bill for an act to provide for the stereotyping, publishing and sale of the Supreme Court reports, and to fix the salary of the Supreme Court Reporter, with report of committee recommending amendments, was taken up, considered, and the report of committee was adopted.

MESSAGE FROM THE SENATE.

The following message was received from the Senate:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has passed House File No. 44, a bill for an act further defining the duties of county officers, with amendments as noted in the bill.

A. T. McCARGAR, *Secretary*.

Mr. Wood moved to amend section 9 by striking out the words "two hundred" in the fifth line.

The motion prevailed.

Mr. Parker moved to amend section 8 by adding:

3d. That upon the termination of any contract all plates of reports printed by him shall become the property of the State upon such terms and at such price as may be agreed upon by and between the Secretary of State, with the approval of the Executive Council, and the contractor: *provided*, the price paid shall not exceed the cost of such plates.

The motion to amend prevailed.

Mr. Duncombe moved that the rule be suspended and the bill be considered engrossed and read a third time now, which prevailed, and the bill was read a third time.

The question being, shall the bill pass?

The yeas were:

Messrs. Barnes, Belfrage, Bicknell, Blair, Bloom, Bosworth, Bridges, Brown of Linn, Caldwell, Carson, Clayton, Cobbe, Cochran, Colton, Coomes, Dean, Dotson, Downing, Duncombe, Dungan, Egbert, Ehl, Epperson, Evans, Francis, Gay, Glasgow, Hayden, Hays, Homan, Hornaday, Hubbell, Hutchison of Wapello, Jennings, Jordan, Lake, Lambert, Laub, Lewis of Mills, McDaid, Merten, Nagle, Parker, Patterson, Payne, Perrin, Prouty, Richardson of Harrison, Robb, Russell, Scott, Seaman, Stephens, Stockton, Struble, Stutsman, Tilton, Tool, Van Staden, Wadleigh, Webster, Williams, Wolfe, Wood, Yorán, and Mr. Speaker—66.

The nays were:

Mr. Fisher—1.

Absent or not voting:⁴

Messrs. Baker, Beach, Brown of Dickinson, Casey, Harvey, Hixson, Hull, Hutchison of Calhoun, King, Knight, Lewis of Fayette, Lucas, Lyon, Mackey, Martindale, McGregor, Mueller, Muncey, Newbold, Nichols, O'Brien, Palmer, Pearson, Porter, Reck, Richardson of Jackson, Richey, Simpson, Stout, Terry, Wagner, Whaley, and Wicks—33.

So the bill passed, and the title was agreed to.

Mr. Parker, from the Committee on Judiciary, submitted the following report:

MR. SPEAKER—Your Committee on Judiciary, to whom was referred House File No. 481, a bill for an act to authorize the assignment of mortgages held by the State, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that it do pass.

J. M. PARKER, *Chairman.*

Ordered passed on file.

Mr. Clayton, from the Committee on Agriculture, submitted the following report:

MR. SPEAKER—Your Committee on Agriculture, to whom was referred House File No. 470, a bill for an act to repeal section 1487 of the Code and enact a substitute therefor, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that it be indefinitely postponed, for the reason that the law as it now stands allows county boards to offer five dollars for wolf scalps.

B. F. CLAYTON, *Chairman.*

Ordered passed on file.

Also:

MR. SPEAKER—Your Committee on Agriculture, to whom was referred House File No. 456, a bill for an act to repeal section 1495 of the Code of 1873 and enact a substitute therefor, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that it be indefinitely postponed, for the reason that another bill covering the same matter has been favorably reported.

B. F. CLAYTON, *Chairman.*

Ordered passed on file.

Also:

MR. SPEAKER—Your Committee on Agriculture, to whom was referred a petition in relation to lands subject to overflow, in the counties of Louisa and Des Moines, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that it be referred to a special committee, consisting of the members of the said Louisa and Des Moines counties.

B. F. CLAYTON, *Chairman.*

Ordered passed on file.

Also:

MR. SPEAKER—Your Committee on Agriculture, to whom was referred House File No. 448, a bill for an act to regulate the tolls of grist mills, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House without recommendation.

B. F. CLAYTON, *Chairman.*

Ordered passed on file.

Mr. Perrin, from the Committee on Schools, submitted the following report:

MR. SPEAKER—Your Committee on Schools, to whom was referred House File No. 485, a bill for an act to amend sections 1 and 2, chap-

ter 27 of the acts of the Fifteenth General Assembly, in relation to the time and manner of electing school district treasurers, beg leave to report that they have had the same under consideration, and have instructed me to report the same back to the House with the recommendation that it be indefinitely postponed.

PERRIN, *Chairman*.

Ordered passed on file.

Also:

MR. SPEAKER—Your Committee on Schools, to whom was referred House File No. 403, a bill for an act to compel children to attend school in certain cases, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that it do pass.

PERRIN, *Chairman*.

Ordered passed on file.

MINORITY REPORT.

Mr. Fisher offered the following minority report:

MR. SPEAKER—Being unable to concur in the recommendation of the majority of the Committee on Board of Public Charities, in the report on House File No. 351, that it do pass, I beg leave to submit the following minority report:

I deem it wrong and unjust to the people of the State to encourage, by enabling acts, the colonization of the paupers and young criminals of other States, and especially of the large cities of other States, in this State, thereby increasing crime, vice and immorality among our people; and also subjecting them to the great expense of prosecuting offenders, who will, of necessity, come from this class of persons, should they be once fastened upon us by means of the provisions of this bill, to say nothing of the number that would become a public charge, and must be supported in our alms-houses, increasing the burdens of taxation, without any corresponding benefit.

Our courts are now over-burdened with criminal trials, to the exclusion of civil business, our alms-houses are full of our own unfortunate poor; and I am of the opinion that it would be extremely unwise on the part of the legislature to impose upon the people of this State so much risk of detriment to public morals, and certain heavy increase of public burdens

I cannot obtain the consent of my mind to make the State of Iowa a penal colony for the reception of the vicious and criminal of other States, rendered so by the want of proper care and protection in their own States, and often by more questionable means. I, therefore, recommend that the bill do not pass.

If, however, the bill should pass, I would recommend that the following amendment be made to it as an additional section:

SEC. 2. That in all indentures for the apprenticeship of any minor hereafter made in pursuance of the first section of this act, such indentures shall contain a covenant on the part of the said New York Juvenile Asylum that in case any minor so apprenticed shall prove unmanageable or become a public charge upon any county in this State, the said New York Juvenile Asylum will, upon notice of

such fact, pay to such county all sums expended by the county on account of such minor, and will forthwith remove such minor from the State.

Z. T. FISHER.

INTRODUCTION OF BILLS.

Mr. Colton introduced House File No. 505, a bill for an act to amend section 2 of chapter 122 of the acts of the 16th General Assembly by adding to section 2 thereof a limitation on the time of calling elections under said chapter.

Read a first and second time and referred to the Committee on County and Township Organization.

RESOLUTION.

Mr. Russell offered the following resolution:

Resolved, That bills for appropriations be made a special order for Tuesday, March 12, 1880, in the forenoon, and every forenoon thereafter until disposed of.

Resolved, further, That the Committee on Appropriations be and is hereby requested to report, if possible, to the House on or before March 10, 1880, all bills for appropriations, and that said report be printed and laid upon the members' desks.

Mr. Hays moved to amend by striking out "12" and inserting "10" in lieu thereof.

The motion to amend prevailed.

The resolution as amended was adopted.

MESSAGES ON SPEAKER'S TABLE.

Senate File No. 230, a bill for an act to legalize the levy of certain taxes by the city of Oskaloosa.

Read a first and second time.

Mr. Bridges moved that the rule be suspended, the bill considered engrossed, and read a third time now, which prevailed, and the bill was read a third time.

The question being, shall the bill pass?

The yeas were:

Messrs. Barnes, Belfrage, Bicknell, Blair, Bloom, Bosworth, Bridges, Brown of Linn, Caldwell, Carson, Clayton, Cobbey, Cochran, Colton, Coomes, Dean, Dotson, Downing, Duncombe, Dungan, Egbert, Ehl, Epperson, Evans, Fisher, Francis, Gay, Glasgow, Hayden, Hays, Homan, Hornaday, Hubbell, Hutchison of Wapello, Jennings, Jordan, Lake, Lambert, Laub, Lewis of Mills, McDaid, Merten, Nagle, Parker, Patterson, Payne, Perrin, Prouty, Richardson of Harrison, Robb, Russell, Scott, Seaman, Stephens, Stockton, Struble, Stutsman, Tilton, Tool, Van Staden, Wadleigh, Webster, Williams, Wolfe, Wood, Yoran, and Mr. Speaker—67.

The nays were—None.

Absent or not voting:

Messrs. Baker, Beach, Brown of Dickinson, Casey, Harvey, Hixson, Hull, Hutchison of Calhoun, King, Knight, Lewis of Fayette, Lucas, Lyon, Mackey, Martindale, McGregor, Mueller, Muncey, Newbold, Nichols, O'Brien, Palmer, Pearson, Porter, Reck, Richardson of Jackson, Richey, Simpson, Stout, Terry, Wagner, Whaley, and Wicks—33.

So the bill passed, and the title was agreed to.

On motion of Mr. Egbert House File No. 272, a bill for an act to provide for the election of assessors in cities and incorporated towns under special charters, with report of committee recommending substitute, was taken up, considered, and the report of the committee was adopted.

The bill was ordered engrossed for a third reading.

Mr. Glasgow moved that the rule be suspended and the bill be considered engrossed, and read a third time now, which motion prevailed, and the bill was read a third time.

The question being, shall the bill pass?

The yeas were:

Messrs. Barnes, Belfrage, Bicknell, Blair, Bloom, Bosworth, Bridges, Brown of Linn, Caldwell, Carson, Clayton, Cobbey, Cochran, Colton, Coomes, Dean, Dotson, Downing, Duncombe, Dungan, Egbert, Ehl, Epperson, Evans, Fisher, Francis, Gay, Glasgow, Hayden, Hays, Homan, Hornaday, Hubbell, Hutchison of Wapello, Jennings, Jordan, Lake, Lambert, Laub, Lewis of Mills, McDaid, Merten, Nagle, Parker, Patterson, Payne, Ferrin, Prouty, Richardson of Harrison, Robb, Russell, Scott, Seaman, Stephens, Stockton, Struble, Tilton, Tool, Van Staden, Wadleigh, Webster, Williams, Wolfe, Wood, Yoran, and Mr. Speaker—66.

The nays were—None.

Absent or not voting:

Messrs. Baker, Beach, Brown of Dickinson, Casey, Harvey, Hixson, Hull, Hutchison of Calhoun, King, Knight, Lewis of Fayette, Lucas, Lyon, Mackey, Martindale, McGregor, Mueller, Muncey, Newbold, Nichols, O'Brien, Palmer, Pearson, Porter, Reck, Richardson of Jackson, Richey, Simpson, Stout, Stutsman, Terry, Wagner, Whaley, and Wicks—34.

So the bill passed, and the title was agreed to.

On motion of Mr. Bicknell House File No. 382, a bill for an act to legalize the official acts of the incorporated town of Dakota City, Humboldt county, Iowa, with report of committee recommending it do pass, was taken up and considered.

Mr. Bicknell moved that the rule be suspended and the bill be considered engrossed, and read a third time now, which motion prevailed, and the bill was read a third time.

The question being, shall the bill pass?

The yeas were:

Messrs. Barnes, Belfrage, Bicknell, Blair, Bloom, Bosworth, Bridges, Brown of Linn, Caldwell, Carson, Clayton, Cobbey, Cochran, Colton, Coomes, Dean, Dotson, Downing, Duncombe, Dungan, Ehl, Epperson, Evans, Fisher, Francis, Gay, Glasgow, Hayden, Hays, Homan, Hornaday, Hubbell, Hutchison of Wapello, Jennings, Jordan, Lake, Lambert, Laub, Lewis of Mills, McDaid, Merten, Nagle, Parker, Patterson,

Payne, Perrin, Prouty, Richardson of Harrison, Russell, Scott, Seaman, Stephens, Stockton, Struble, Tilton, Tool, Van Staden, Wadleigh, Webster, Williams, Wolfe, Wood, and Yorán—63.

The nays were—None.

Absent or not voting:

Messrs. Baker, Beach, Brown of Dickinson, Casey, Egbert, Harvey, Hixson, Hull, Hutchison of Calhoun, King, Knight, Lewis of Fayette, Lucas, Lyon, Mackey, Martindale, McGregor, Mueller, Muncey, Newbold, Nichols, O'Brien, Palmer, Pearson, Porter, Reck, Richardson of Jackson, Richey, Robb, Simpson, Stout, Stutsman, Terry, Wagner, Whaley, Wicks, and Mr. Speaker—37.

So the bill passed, and the title was agreed to.

On motion of Mr. Webster, House File No. 177, a bill for an act to amend chapter 13, title 11 of the Code, in relation to the State Library, with report of committee recommending substitute, was taken up, considered, and the report of the committee was adopted.

Mr. Dungan moved that the rule be suspended and the bill be considered engrossed, and read a third time now.

Mr. Harvey moved to amend the motion by making it a special order for Friday, March 5.

Leave was granted Mr. Harvey to withdraw his motion.

Mr. Dungan moved to amend by adding:

SEC. 3. This act being deemed of immediate importance, shall take effect and be in force as soon as published in the "Iowa State Register" and "Iowa State Leader," published in Des Moines, Iowa.

The motion to amend prevailed.

Mr. Jennings moved to postpone until Tuesday.

The motion did not prevail.

The question, shall the rule be suspended and the bill read a third time now? prevailed.

The bill was read a third third time, and the yeas and nays were as follows—

The yeas were:

Messrs. Barnes, Belfrage, Bloom, Bosworth, Bridges, Brown of Linn, Caldwell, Carson, Cobbey, Cochran, Colton, Coomes, Dean, Dotson, Duncombe, Dungan, Egbert, Ehl, Epperson, Evans, Fisher, Francis, Glasgow, Hayden, Hays, Hornaday, Hubbell, Hutchison of Wapello, Jennings, Lake, Lambert, Laub, Lewis of Mills, McDaid, Merten, Nagle, O'Brien, Parker, Patterson, Payne, Perrin, Prouty, Richardson of Harrison, Russell, Scott, Seaman, Stephens, Stockton, Stutsman, Tilton, Tool, Van Staden, Wadleigh, Webster, Williams, Wolfe, Wood, Yorán, and Mr. Speaker—59.

The nays were:

Messrs. Clayton, Downing, Gay, Harvey, Homan, Jordan, and Struble—7.

Absent or not voting:

Messrs. Baker, Beach, Bicknell, Blair, Brown of Dickinson, Casey, Hixson, Hull, Hutchison of Calhoun, King, Knight, Lewis of Fayette, Lucas, Lyon, Mackey, Martindale, McGregor, Mueller, Muncey, Newbold, Nichols, Palmer, Pearson, Porter, Reck, Richardson of Jackson, Richey, Robb, Simpson, Stout, Terry, Wagner, Whaley, and Wicks—34.

So the bill passed, and the title was agreed to.

On motion of Mr. Carson House File No. 43, a bill for an act to amend chapter 6 of the laws of the Sixteenth General Assembly and providing for one or more assessors, not to exceed three, in incorporated cities having ten thousand inhabitants or over.

The question being, shall the bill pass?

The yeas were:

Messrs. Barnes, Belfrage, Blair, Bosworth, Bridges, Brown of Linn, Caldwell, Carson, Clayton, Cobbe, Cochran, Colton, Dean, Dotson, Downing, Duncombe, Dungan, Egbert, Ehl, Epperson, Evans, Fisher, Francis, Gay, Glasgow, Harvey, Hayden, Hays, Homan, Hornaday, Hubbell, Hutchison of Wapello, Jennings, Jordan, Lake, Lambert, Laub, Lewis of Mills, McDaid, Merten, Nagle, O'Brien, Parker, Patterson, Perrin, Prouty, Richardson of Harrison, Russell, Scott, Seaman, Stephens, Stockton, Struble, Stutsman, Tilton, Tool, Van Staden, Wadleigh, Webster, Williams, Wolfe, Wood, Yoran, and Mr. Speaker—64.

The nays were—None.

Absent or not voting:

Messrs. Baker, Beach, Bicknell, Bloom, Brown of Dickinson, Casey, Coomes, Hixson, Hull, Hutchison of Calhoun, King, Knight, Lewis of Fayette, Lucas, Lyon, Mackey, Martindale, McGregor, Mueller, Muncey, Newbold, Nichols, Palmer, Payne, Pearson, Porter, Reck, Richardson of Jackson, Richey, Robb, Simpson, Stout, Terry, Wagner, Whaley, and Wicks—36.

So the bill passed, and the title was agreed to.

On motion of Mr. Patterson House File No. 373, a bill for an act to amend section 421, chapter 10, title 4 of the Code of 1873, relative to incorporated towns, with report of committee recommending it do pass, was taken up and considered.

Mr. Patterson moved to amend by adding:

SEC. 11. This act being deemed of immediate importance, shall take effect from and after its publication in the "Iowa State Register" and "Iowa State Leader," newspapers published at Des Moines, Iowa.

The motion to amend prevailed.

Mr. Patterson moved that the rule be suspended and the bill be considered engrossed, and read a third time now, which prevailed, and the bill was read a third time.

The question being, shall the bill pass?

The yeas were:

Messrs. Barnes, Belfrage, Blair, Bosworth, Bridges, Brown of Linn, Caldwell, Carson, Clayton, Cobbe, Cochran, Colton, Coomes, Dean, Dotson, Downing, Duncombe, Dungan, Egbert, Ehl, Epperson, Evans, Fisher, Francis, Gay, Glasgow, Harvey, Hayden, Hays, Homan, Hornaday, Hubbell, Hutchison of Wapello, Jennings, Jordan, Lambert, Laub, Lewis of Mills, McDaid, Nagle, O'Brien, Parker, Patterson, Perrin, Scott, Seaman, Stephens, Stockton, Struble, Tilton, Tool, Van Staden, Webster, Williams, Wolfe, Wood, and Mr. Speaker—57.

The nays were:

Messrs. Lake, Russell, Wadleigh, and Yoran—4.

Absent or not voting:

Messrs. Baker, Beach, Bicknell, Bloom, Brown of Dickinson, Casey, Hixson, Hull, Hutchison of Calhoun, King, Knight, Lewis of Fayette, Lucas, Lyon, Mackey, Martindale, McGregor, Merten, Mueller, Mun-

cey, Newbold, Nichols, Palmer, Payne, Pearson, Porter, Prouty, Reck, Richardson of Harrison, Richardson of Jackson, Richey, Robb, Simpson, Stout, Stutsman, Terry, Wagner, Whaley, and Wicks—39.

So the bill passed, and the title was agreed to.

RESOLUTION.

Leave was granted Mr. Parker to offer the following resolution:

Resolved, That from and after this day no bill shall be taken up out of the regular order unless such bill shall be made a special order, except by unanimous consent.

Mr. Clayton moved to strike out the word "unanimous" and insert "three-fourths."

The motion to amend did not prevail.

The resolution was not adopted.

Mr. Seaman moved that the House do now adjourn until 3 o'clock Monday.

Leave was granted Mr. Seaman to withdraw his motion.

Also, Mr. Fisher entered protest against the vote by which substitute for Senate Files Nos. 65, 66 and 52 was passed and spread on the journal.

MR. SPEAKER—I protest against the passage by the House of the substitute for Senate Files Nos. 65, 66, and 52, being a "bill for an act to provide for the stereotyping, publishing and sale of the Supreme Court reports and to fix the salary of the Supreme Court Reporter." While I am in favor of the publication of said reports in the manner provided by the bill, I could not vote for it for the reason that the salary of the Reporter, as provided in the bill is in my judgment greatly in excess of a fair and reasonable compensation for the services required of him under the provisions of this bill.

I therefore protest against the passage of the bill for the reasons above stated, and ask that that this protest be entered on the journal of the House.

Z. T. FISHER.

SENATE MESSAGES.

Substitute for Senate File No. 98, a bill for an act to establish a Board of Health, etc.

Read a first and second time and referred to the Committee on Medicine and Surgery.

Senate File No. 190, a bill for an act relating to fees of justices of the peace in criminal cases.

Read a first and second time and referred to the Committee on Retrenchment.

Substitute for Senate File No. 169, a bill for an act creating the office of Deputy Warden at the additional penitentiary at Anamosa.

Read a first and second time and referred to the Committee on Anamosa Penitentiary.

Substitute for Senate File No. 120, a bill for an act requiring boards of supervisors in certain cases to pay cities of the first class a portion of the county bridge fund.

Read a first and second time and referred to the Committee on Cities and towns.

Senate File No. 177, a bill for an act to amend section 3980, chapter 7, title 24 of the Code of 1873, relating to defacing public buildings.

Read a first and second time and referred to the Committee on Ways and Means.

Senate File No. 160, a bill for an act to amend section 5 of chapter 123 of the acts of the Sixteenth General Assembly in relation to the compensation of county treasurers, etc.

Read a first and second time and referred to the Committee on Retrenchment.

Senate File No. 117, a bill for an act to provide for the organizing of the State militia, etc.

Read a first and second time and referred to the Committee on Military Affairs.

BILLS ON SECOND READING.

House File No. 207, a bill for an act to provide for paying off State bonds, etc., was postponed on motion of Mr. Stephens until after Monday.

MESSAGE FROM THE SENATE.

The following message was received from the Senate:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has passed the following bills, in which the concurrence of the House is asked:

Senate File No. 147 and House File No. 47, bills for an act to repeal chapter 65 of the public laws of the Fifteenth General Assembly, and section 126 of the Code, and enact a substitute therefor, relating to the taking of private property for public use.

A. T. McCARGAR, *Secretary.*

On motion of Mr. Duncombe House File No. 156 was made a special order for Tuesday, March 2, at 10 o'clock.

On motion of Mr. Hutchison of Calhoun, substitute for Senate File No. 147, a bill for an act to repeal chapter 65, of the public acts of the Fifteenth General Assembly, etc.

Read first and second time.

Mr. Perrin moved that the rule be suspended, and the bill be considered engrossed, and read a third time now, which prevailed, and the bill was read a third time.

The question being, shall the bill pass?

The yeas were:

Messrs. Barnes, Belfrage, Blair, Bosworth, Bridges, Brown of Linn, Caldwell, Carson, Cobbey, Cochran, Colton, Coomes, Dean, Dotson, Downing, Dungan, Egbert, Ehl, Epperson, Evans, Fisher, Francis, Gay, Glasgow, Harvey, Hayden, Hays, Homan, Hornaday, Habbell, Hutchison of Wapello, Jennings, Jordan, Lake, Lambert, Laub, Lewis of Mills, McDaid, Merten, Nagle, Parker, Patterson, Perrin, Prouty, Richardson of Harrison, Robb, Scott, Stephens, Stockton, Stutsman, Tilton, Tool, Van Staden, Wadleigh, Webster, Williams, and Mr. Speaker

—57.

The nays were:

Mr. Russell—1.

Absent or not voting:

Messrs. Baker, Beach, Bicknell, Bloom, Brown of Dickinson, Casey, Clayton, Duncombe, Hixson, Hull, Hutchison of Calhoun, King, Knight, Lewis of Fayette, Lucas, Lyon, Mackey, Martindale, McGregor, Mueller, Muncey, Newbold, Nichols, O'Brien, Palmer, Payne, Pearson, Porter, Reck, Richardson of Jackson, Richey, Seaman, Simpson, Stout, Struble, Terry, Wagner, Whaley, Wicks, Wolfe, Wood, and Yorán—42.

So the bill passed, and the title was agreed to.

Mr. Laub was excused until Wednesday.

Messrs. Tilton and Wood were excused until Tuesday.

Mr. Gay moved the House adjourn until Monday at three o'clock P. M.

Mr. Yorán moved to amend, to meet this afternoon at two o'clock P. M.

RESOLUTION.

Leave was granted Mr. Parker to offer the following resolution, which was adopted:

Resolved, That the freedom of the floor of the House be tendered Charles Stewart Parnell, on his visit to this city.

Mr. Struble moved to amend the amendment by inserting Monday morning at ten o'clock.

The motion to amend did not prevail.

The motion to amend, offered by Mr. Yorán, prevailed.

The question on the motion to adjourn as amended, prevailed.

AFTERNOON SESSION.

2 O'CLOCK P. M.

House called to order by the Speaker.

Leave of absence was granted Messrs. Coomes, Hutchison of Wapello, and Scott until Tuesday.

On motion of Mr. Robb, Mr. Dungan was excused until Monday at three o'clock.

On motion of Mr. Dotson, Mr. Scott was excused until Tuesday at three o'clock.

RESOLUTION.

Leave was granted Mr. Clayton to offer the following resolution, which was not adopted:

Resolved, That when this House adjourns it be until 7 o'clock this evening.

Mr. Gay moved a call of the roll.

The motion prevailed.

Mr. Hays moved a call of the House.

The motion did not prevail.

On motion of Mr. Russell, Mr. Duncombe was excused until Monday afternoon; also, Mr. Francis until same date.

SENATE MESSAGES ON SPEAKER'S TABLE.

House File No. 44, a bill for an act further defining the duties of county officers, was taken up, with Senate amendment.

On the question, shall the House concur in the Senate amendment? the yeas and nays were as follows—

The yeas were:

Messrs. Barnes, Belfrage, Blair, Bosworth, Bridges, Brown of Linn, Caldwell, Carson, Clayton, Colton, Dean, Dotson, Downing, Egbert, Epperson, Evans, Gay, Glasgow, Harvey, Hayden, Hays, Homan, Hornaday, Hubbell, Hutchison of Wapello, Jennings, Jordan, Lake, Lambert, Lewis of Mills, McDaid, Merten, Nagle, Parker, Patterson, Perrin, Porter, Prouty, Richardson of Harrison, Robb, Russell, Stephens, Stockton, Struble, Stutsman, Tool, Van Staden, Wadleigh, Webster, Williams, Yorán, and Mr. Speaker—52.

The nays were—None.

Absent or not voting:

Messrs. Baker, Beach, Bicknell, Bloom, Brown of Dickinson, Casey, Cobbe, Cochran, Coomes, Duncombe, Dungan, Ehl, Fisher, Francis, Hixson, Hull, Hutchison of Calhoun, King, Knight, Laub, Lewis of Fayette, Lucas, Lyon, Mackey, Martindale, McGregor, Mueller, Munccey, Newbold, Nichols, O'Brien, Palmer, Payne, Pearson, Reck, Richardson of Jackson, Richey, Scott, Seaman, Simpson, Stout, Terry, Tilton, Wagner, Whaley, Wicks, Wolfe, and Wood—48.

So the House agreed to the Senate amendment.

RESOLUTIONS.

Leave was granted Mr. Epperson to offer the following resolution, which was not adopted:

Be it resolved, That when the House adjourns, it shall be till 3 P. M. Monday.

Leave was granted Mr. Dotson to offer the following resolution, which was not adopted:

Resolved, That when this House adjourns, it do so to meet at 7:30 this evening.

BILLS ON SECOND READING.

House Files Nos. 4, 112, 113, 142, 146, 195 and 277, bills in relation to amending sections 866 and 890 of chapter 2, title 6 of the Code of 1873, were taken up.

The House refused to have them engrossed for a third reading.

House File No. 322, a bill for an act to amend section 797, chapter 1, title 6 of the Code, was taken up.

The House refused to order it engrossed for a third reading.

House File No. 84, a bill for an act to give county boards of supervisors the right to improve the highways in certain cases.

Mr. Harvey moved to amend by inserting after the word "county" in the second line the words, "except counties containing cities of the first class organized under the general laws."

Mr. Harvey moved that the further consideration of the bill be postponed for one week.

The motion prevailed.

Mr. Lake moved that House File No. 84 be made a special order for Saturday, March 6th, at 10 o'clock.

House File No. 77, a bill for an act to fix a time for working highways, was taken up, with report of committee recommending it do pass.

Mr. Stephens moved to strike out "75 per cent" in second line of section 1 and insert in lieu thereof "one-half."

Mr. Downing moved to strike out the enacting clause.

Mr. Jordan moved to postpone for one week.

The motion did not prevail.

Mr. Harvey moved the bill and amendments be laid upon the table.

The motion to lay upon the table prevailed.

House File No. 258, a bill for an act to establish a State Board of Health in the State of Iowa, etc., with report of committee recommending amendments, was taken up.

Mr. Stephens moved that the further consideration of the bill be postponed until it comes up in regular order.

The motion prevailed.

On motion of Mr. Richardson of Wapello House File No. 422, a bill for an act to authorize the Board of Capitol Commissioners to contract with the city of Des Moines for the use of sewers, etc., was taken up.

The bill was ordered engrossed for a third reading.

House File No. 180, a bill for an act to protect depositors in banks and banking institutions and to punish fraudulent banking, with report of committee recommending it do pass, was taken up and postponed until after Tuesday, March 2, 1880.

On motion of Mr. Lake House File No. 266, a bill for an act to amend section 3985, chapter 7, title 24 of the Code of Iowa, with report of committee recommending it do pass, and on motion of Mr. Lake was ordered engrossed for a third reading.

Mr. Stephens moved the 11th order of business be dispensed with for the day.

The motion prevailed.

House Files Nos. 222 and 223, bills for an act to amend section 3791, chapter 2, title 23 of the Code, with report of committee recommending indefinite postponement, were taken up, considered, and the report of the committee was adopted.

House File No. 117, a bill for an act to repeal section 10, of chapter 70 of the laws of the Sixteenth General Assembly, with report of committee recommending indefinite postponement, was taken up, considered, and the report of the committee was adopted.

House File No. 244, a bill for an act making an appropriation for the use of the State Agricultural Society, with report of committee recommending it do not pass, was taken up and considered.

The House refused to order the bill engrossed for a third reading.

House File No. 361, a bill for an act to provide for detaching territory from one school district and annexing to adjoining district, etc., with report of committee recommending it do pass, was taken up and considered.

The bill was ordered engrossed for a third reading.

House File No. 246, a bill for an act relating to the board of directors of school districts, with report of committee recommending amendments, was taken up, considered, and the report of the committee was adopted.

Mr. Yoran moved to amend by striking out the last clause of the bill.

The motion did not prevail.

On motion of Mr. Porter, Mr. Downing was excused for the afternoon.

Mr. Clayton moved to amend by adding to section 2 the words "*Provided further*, that this act shall apply to cities acting under a special charter."

Leave was granted Mr. Clayton to withdraw his amendment.

Mr. Jennings moved to amend section 1 by striking out all after the word "contract" in the 5th line.

Mr. Egbert moved the postponement of this bill until next Friday, March 5, at 11 o'clock.

Leave granted to withdraw the motion to postpone.

On the question, shall the eleventh rule be suspended and the bill be ordered engrossed for a third reading, Mr. Porter demanded the yeas and nays, which were as follows:

The yeas were:

Messrs. Barnes, Belfrage, Blair, Bosworth, Bridges, Brown of Linn, Caldwell, Carson, Clayton, Colton, Dean, Dotson, Egbert, Epperson, Evans, Fisher, Glasgow, Harvey, Hayden, Hays, Homan, Hornaday, Hubbell, Hutchison of Wapello, Jennings, Jordan, Lake, Lambert, Lewis of Mills, McDaid, Merten, Nagle, Parker, Patterson, Perrin, Porter, Prouty, Richardson of Harrison, Robb, Russell, Stephens, Stockton, Struble, Stutsman, Tool, Van Staden, Wadleigh, Webster, Williams, and Yoran—50

The nays were—None.

Absent or not voting:

Messrs. Baker, Beach, Bicknell, Bloom, Brown of Dickinson, Casey, Cobbey, Cochran, Coomes, Downing, Duncombe, Dungan, Ehl, Francis, Gay, Hixson, Hull, Hutchison of Calhoun, King, Knight, Laub, Lewis of Fayette, Lucas, Lyon, Mackey, Martindale, McGregor, Mueller, Muncey, Newbold, Nichols, O'Brien, Palmer, Payne, Pearson, Reck, Richardson of Jackson, Richey, Scott, Seaman, Simpson, Stout, Terry, Tilton, Wagner, Whaley, Wicks, Wolfe, Wood, and Mr. Speaker—50.

So the bill was ordered engrossed.

House File No. 304, a bill for an act amendatory of section 304 of the Code, relating to the publishing of the proceedings of the board of supervisors, with report of committee recommending it do pass, was taken up and considered.

The bill was ordered engrossed for a third reading.

House File No. 304, a bill for an act amendatory of section 304 of the Code, relating to the publishing of the proceedings of the board of

supervisors, with report of committee recommending it do pass, was taken up and considered.

The bill was ordered engrossed for a third reading.

Mr. Perrin moved that the House do now adjourn.

The motion did not prevail.

Mr. Hays moved the House adjourn to meet at three o'clock Monday afternoon.

Mr. Yoran moved to amend by striking out 3 P. M. and inserting 10 A. M.

Mr. Blair moved to amend the amendment by striking out 10 A. M. and insert 9 A. M.

The motion to amend the amendment prevailed.

The question on the amendment as amended was adopted.

The question, shall the House now adjourn? was lost.

The question recurring on engrossment of House File No. 311:

Mr. Struble moved to amend: Add to section 1 the words, "county auditor, county recorder, sheriff, clerk of the district or circuit court, or coroner."

The motion to amend prevailed.

Mr. Dotson moved to lay the bill on the table, and demanded the yeas and nays, which were as follows—

The yeas were:

Messrs. Barnes, Belfrage, Blair, Bosworth, Bridges, Brown of Linn, Caldwell, Carson, Clayton, Colton, Dean, Dotson, Egbert, Epperson, Evans, Fisher, Gay, Glasgow, Harvey, Hayden, Hays, Homan, Hornaday, Hubbell, Jennings, Jordan, Lake, Lambert, Lewis of Mills, McDaid, Merten, Nagle, Parker, Patterson, Perrin, Porter, Prouty, Richardson of Harrison, Robb, Russell, Stephens, Stockton, Struble, Stutsman, Tool, Van Staden, Wadleigh, Webster, Williams, Yoran, and Mr. Speaker—51.

The nays were—None.

Absent or not voting:

Messrs. Baker, Beach, Bicknell, Bloom, Brown of Dickinson, Casey, Cobbe, Cochran, Coomes, Downing, Duncombe, Dungan, Ehl, Francis, Hixson, Hull, Hutchison of Calhoun, Hutchison of Wapello, King, Knight, Laub, Lewis of Fayette, Lucas, Lyon, Mackey, Martindale, McGregor, Mueller, Muncey, Newbold, Nichols, O'Brien, Palmer, Payne, Pearson, Reck, Richardson of Jackson, Richey, Scott, Seaman, Simpson, Stout, Terry, Tilton, Wagner, Whaley, Wicks, Wolfe, and Wood—49.

So the motion to lay upon the table prevailed.

House File No. 292, a bill for an act to amend section 1361, chapter 1, title 11 of the Code of Iowa, with report of committee recommending do pass, was taken up and considered.

Ordered engrossed for a third reading.

House File No. 122, a bill for an act to repeal sections 3786, 3815 and 3816 of chapters 2 and 3, of title 23 of the Code, with report of committee recommending do pass, was taken up and considered.

On the question, shall the bill be ordered engrossed for a third reading? the yeas and nays were demanded.

There not being a quorum present, on motion of Mr. Epperson the House adjourned.

HALL OF HOUSE OF REPRESENTATIVES, }
 DES MOINES, IOWA, March 1, 1880. }

House met pursuant to adjournment, Speaker *pro tem.* in the chair.
 Prayer by Rev. J. M. Caldwell.

Pending the reading of the journal, on motion of Mr. Stutsman, further reading of same was dispensed with.

UNFINISHED BUSINESS.

House File No. 122, a bill for an act to repeal sections 3786, 3815 and 3816 of chapter 2, etc., was taken up.

Question, shall the bill be engrossed for a third reading?

Mr. Fisher moved to amend by striking out of the fifteenth line of section 1, the words "one year," and insert "three months."

Mr. Glasgow moved to postpone the further consideration until after to-morrow.

The motion prevailed.

PETITIONS.

Mr. Struble presented a petition in regard to school warrants.

Referred to the Committee on Judiciary.

Mr. Hubbell presented a petition from citizens of Decorah, Winne-
 shiek county, Iowa.

Referred to the Committee on Cities and Towns.

Mr. Struble moved that House File No. 377, a bill for an act to amend section 1782, of chapter 9, title 12 of the Code, be recommitted to the Committee on Judiciary.

The motion to recommit prevailed.

Mr. McDaid moved to call up House File No. 366, a bill for an act to amend section 798, chapter 1, title 6 of the Code, and that it be referred to the Committee on Judiciary.

The motion prevailed.

REPORTS OF COMMITTEES.

Mr. Clayton, from the Committee on Agriculture, submitted the following report:

MR. SPEAKER—Your Committee on Agriculture, to whom was referred House File No. 457, a bill for an act amending section 6 of the acts of the Fifteenth General Assembly, relating to the liabilities of owners of stock for damage done by domestic animals running at large, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that it be indefinitely postponed.

B. F. CLAYTON, *Chairman.*

Ordered passed on file.

Also:

MR., SPEAKER—Your Committee on Agriculture, to whom was referred House File No. 341, a bill for an act to provide for the appointment of a State Entomologist and define his duties, beg leave to report that they have had the same under consideration, and have instructed me to report the same back to the House with the recommendation that it be indefinitely postponed.

B. F. CLAYTON, *Chairman.*

Ordered passed on file.

INTRODUCTION OF BILLS.

Mr. Hubbell introduced House File No 506, a bill for an act to provide for establishing township pounds.

Read a first and second time and referred to the Committee on Agriculture.

Mr. Harvey introduced House File No. 507, a bill for an act to repeal section 3793, chapter 2, title 23 of the Code, etc.

Read a first and second time and referred to the Committee on Cities and Towns.

PETITION.

Leave was granted Mr. Fisher to present a petition of A. E. Carson, of Appanoose county.

Mr. Fisher moved that the petition be spread upon the records, and then referred to the Committee on Schools.

The motion to spread upon the records did not prevail.

The petition was referred to the Committee on Schools.

BILLS ON SECOND READING.

House File No. 175, a bill for an act to repeal section 591, chapter 1, title 5 of the Code, relating to the election of township officers, and enact a substitute therefor, with report of committee recommending amendments, was taken up and considered.

The bill was ordered engrossed for a third reading.

Mr. Dotson moved that the rule be suspended, and the bill be considered engrossed, and read a third time now, which prevailed, and the bill was read a third time.

The question being, shall the bill pass?

The yeas were:

Messrs. Belfrage, Bosworth, Brown of Linn, Caldwell, Carson, Clayton, Colton, Dotson, Downing, Egbert, Ehl, Epperson, Evans, Francis, Glasgow, Harvey, Hayden, Hays, Hornaday, Hubbell, Jennings, Jordan, Lake, Lambert, Lewis of Mills, Merten, Nagle, O'Brien, Parker, Patterson, Perrin, Porter, Prouty, Robb, Russell, Stephens, Stockton, Struble, Stutsman, Wadleigh, Webster, Williams, Wood, and Yoran—44.

The nays were:

Messrs. Bicknell, Blair, Bridges, Coomes, Fisher, Gay, Homan, McDaid, Richardson of Harrison, and Van Staden—10.

Absent or not voting:

Messrs. Baker, Barnes, Beach, Bloom, Brown of Dickinson, Casey, Cobbe, Cochran, Dean, Duncombe, Dungan, Hixson, Hull, Hutchison of Calhoun, Hutchison of Wapello, King, Knight, Laub, Lewis of Fayette, Lucas, Lyon, Mackey, Martindale, McGregor, Mueller, Muncey, Newbold, Nichols, Palmer, Payne, Pearson, Reck, Richardson of Jackson, Richey, Scott, Seaman, Simpson, Stout, Terry, Tilton, Tool, Wagner, Whaley, Wicks, Wolfe, and Mr. Speaker—46.

So the bill, not having a constitutional majority of the votes cast, was lost.

Mr. Coomes moved to reconsider the vote by which the bill passed.

The motion prevailed.

On motion of Mr. Coomes the vote by which the bill was ordered engrossed was reconsidered.

On motion of Mr. Fisher the further consideration of the bill was postponed until Tuesday.

Senate File No. 34, a bill for an act to repeal sections 3769 of the Code, and enact a substitute therefor, etc., with report of committee recommending it do pass, was taken up and considered.

Mr. Caldwell moved to amend by striking out "\$4,000" and inserting "\$3,000" in third line of section 1.

The motion did not prevail.

On motion of Mr. Jordan the further consideration was postponed until to-morrow.

House File No. 348, a bill for an act to amend sections 6 and 8 of chapter 77 of the acts of the Seventeenth General Assembly, in relation to the compensation of Railroad Commissioners and their clerk, with report of committee recommending substitute, was taken up.

On motion of Mr. Coomes the bill was made a special order for March 3, 1880, at 3 o'clock.

House File No. 90, a bill for an act to repeal chapter 91 of the laws of the Seventeenth General Assembly, and to repeal section 3829 of the Code, etc., with report of committee recommending do not pass, was taken up and considered.

The House refused to have the bill engrossed.

House File No. 213, a bill for an act relating to practice in the Supreme Court of the State, with a majority report of committee recommending it be indefinitely postponed, and a minority report recommending that it do pass, was taken up.

On motion of Mr. Hays, the further consideration was postponed until Monday, March 8.

Senate File No. 53, a bill for an act to protect dairy interests, and for the punishment of fraud connected therewith, with report of committee recommending amendments, was taken up and considered.

Mr. Stockton moved to postpone until Tuesday, March 9, at 2 o'clock. Leave was granted Mr. Stockton to withdraw his motion.

Mr. Clayton moved that the rule be suspended, and the bill be considered engrossed, and read a third time now.

Leave was granted Mr. Clayton to withdraw his motion.

The bill was ordered engrossed for a third reading.

House File No. 287, a bill for an act to amend section 1464 of the

Code of 1873, with report of committee recommending do not pass, was taken up and considered.

Mr. Russell moved the bill be postponed until Wednesday, March 3, at 10 o'clock.

The motion prevailed.

Mr. Fisher moved to reconsider the vote by which House File No. 90 was refused to be ordered engrossed.

The motion did not prevail.

Mr. Clayton moved to take up Senate File No. 53, a bill for an act to protect the dairy interests, etc.

The motion prevailed.

Mr. Clayton moved that the rule be suspended, and the bill be considered engrossed, and read a third time now, which prevailed, and the bill was read a third time.

The question being, shall the bill pass?

The yeas were:

Messrs. Barnes, Belfrage, Bicknell, Blair, Bosworth, Bridges, Brown of Linn, Caldwell, Carson, Clayton, Colton, Coomes, Dean, Dotson, Downing, Dungan, Egbert, Ehl, Epperson, Evans, Fisher, Francis, Gay, Glasgow, Harvey, Hayden, Hays, Hornaday, Hubbell, Jennings, Jordan, Lake, Lambert, Lewis of Mills, McDaid, Merten, Nagle, O'Brien, Parker, Patterson, Perrin, Porter, Prouty, Richardson of Harrison, Robb, Russell, Stephens, Stockton, Struble, Stutsman, Van Staden, Wadleigh, Webster, Williams, Wood, and Yoran—56.

The nays were:

Mr. Homan—1.

Absent or not voting:

Messrs. Baker, Beach, Bloom, Brown of Dickinson, Casey, Cobbe, Cochran, Duncombe, Hixson, Hull, Hutchison of Calhoun, Hutchison of Wapello, King, Knight, Laub, Lewis of Fayette, Lucas, Lyon, Mackey, Martindale, McGregor, Mueller, Muncey, Newbold, Nichols, Palmer, Payne, Pearson, Reck, Richardson of Jackson, Richey, Scott, Seaman, Simpson, Stout, Terry, Tilton, Tool, Wagner, Whaley, Wicks, Wolfe, and Mr. Speaker—43.

So the bill passed, and the title was agreed to.

Mr. Stephens moved to amend the title by striking out and inserting "A bill for an act to punish fraud in the manufacture and sale of imitations of butter."

The motion to amend did not prevail.

House File No. 85, a bill for an act in relation to the levy of road tax by township trustees, with report of committee recommending indefinite postponement, was taken up and considered.

House File No. 167, a bill for an act providing for the establishment of highways in certain case, with report of committee recommending indefinite postponement, was taken up, considered, and the report of the committee was adopted.

Substitute for House Files Nos. 128, 144, 331 and 36, bills for an act to amend sections 3755, 3756, 3757, 3758, 3760 and 3763, chapter 1, title 23 of the Code, in relation to compensation of certain officers, with report of committee recommending substitute do pass, was taken up, considered, and the report of the committee was adopted.

Mr. Fisher moved to amend by striking out of line 3, section 1, the

words "twenty-seven" and inserting "twenty-five"; 2d, strike out of line 7 the words "two thousand" and insert "eighteen hundred"; 3d, strike out of section 3, line 7, the words "two thousand" and insert "eighteen hundred"; 4th, strike out of section 4, line 2, the words "two thousand" and insert "eighteen hundred"; 5th, strike out of section 5, line 7, the words "two thousand" and insert "eighteen hundred."

The yeas and nays were demanded, and were as follows—

The yeas were:

Messrs. Bicknell, Downing, Egbert, Fisher, Glasgow, Homan, Jennings, Lambert, McDaid, Nagle, Struble, Wadleigh, and Webster—13.

The nays were:

Messrs. Barnes, Blair, Bosworth, Bridges, Brown of Linn, Caldwell, Carson, Clayton, Cochran, Colton, Coomes, Dean, Dotson, Dungan, Ehl, Epperson, Evans, Francis, Gay, Harvey, Hayden, Hays, Hornaday, Hubbell, Jordan, Lake, Lewis of Mills, Merten, O'Brien, Parker, Patterson, Perrin, Porter, Prouty, Richardson of Harrison, Robb, Russell, Stephens, Stockton, Stutsman, Van Staden, Williams, Wood, and Yoran—44.

Absent or not voting:

Messrs. Baker, Beach, Belfrage, Bloom, Brown of Dickinson, Casey, Cobbey, Duncombe, Hixson, Hull, Hutchison of Calhoun, Hutchison of Wapello, King, Knight, Laub, Lewis of Fayette, Lucas, Lyon, Mackey, Martindale, McGregor, Mueller, Muncey, Newbold, Nichols, Palmer, Payne, Pearson, Reck, Richardson of Jackson, Richey, Scott, Seaman, Simpson, Stout, Terry, Tilton, Tool, Wagner, Whaley, Wicks, Wolfe, and Mr. Speaker—43.

So the motion to amend did not prevail.

Mr. Hornaday moved to amend by striking out all after the enacting clause, in section 1.

The motion did not prevail.

Mr Clayton moved the bill be considered by sections.

The motion did not prevail.

Mr Lake moved to amend: 1st. By striking out all after the word "dollars," in the second section. 2d. By striking out all after the word "dollars," in second line of third section. 3d. By striking out all after the word "dollars," in second line of fourth section.

The motion did not prevail.

Mr. Carson moved to amend by striking out "\$2,700," in third line of section 1, and insert "\$5,000."

Upon the amendment the yeas and nays were demanded by Mr. Fisher, and were as follows—

The yeas were:

Messrs. Carson, Egbert, Merten, O'Brien, Wadleigh, and Webster—6.

The nays were:

Messrs. Barnes, Bicknell, Blair, Bosworth, Bridges, Brown of Linn, Caldwell, Clayton, Cochran, Colton, Coomes, Dean, Dotson, Downing, Dungan, Ehl, Epperson, Evans, Fisher, Francis, Gay, Glasgow, Harvey, Hayden, Hays, Homan, Hornaday, Hubbell, Jennings, Jordan, Lake, Lambert, Lewis of Mills, McDaid, Nagle, Parker, Patterson, Perrin, Porter, Prouty, Richardson of Harrison, Robb, Russell, Ste-

phens, Stockton, Struble, Stutsman, Van Staden, Williams, Wood, and Yoran—51.

Absent or not voting:

Messrs. Baker, Beach, Belfrage, Bloom, Brown of Dickinson, Casey, Cobbey, Duncombe, Hixson, Hull, Hutchison of Calhoun, Hutchison of Wapello, King, Knight, Laub, Lewis of Fayette, Lucas, Lyon, Mackey, Martindale, McGregor, Mueller, Muncey, Newbold, Nichols, Palmer, Payne, Pearson, Reck, Richardson of Jackson, Richey, Scott, Seaman, Simpson, Stout, Terry, Tilton, Tool, Wagner, Whaley, Wicks, Wolfe, and Mr. Speaker—43.

The motion to amend did not prevail.

The hour for adjournment having arrived, the Speaker adjourned the House until 2 o'clock P. M.

AFTERNOON SESSION.

2 O'CLOCK P. M.

The House resumed consideration of substitute for House Files Nos. 128, 144, 331 and 36.

Question, shall the bill be ordered engrossed?

Mr. Nagle moved further consideration be postponed until after tomorrow.

The motion did not prevail.

Mr. Yoran moved a call of the House.

The motion prevailed.

Leave of absence was granted Mr. Struble for a part of the afternoon.

Mr. Epperson moved that call of House be dispensed with, which motion prevailed.

Question, shall the bill be engrossed for a third reading?

Mr. Lake moved to lay the substitute on the table, upon which the yeas and nays were demanded and were as follows—

The yeas were:

Messrs. Bicknell, Bosworth, Carson, Cobbey, Egbert, Lake, Wadleigh, Webster, and Yoran—9.

The nays were:

Messrs. Barnes, Belfrage, Blair, Bridges, Brown of Linn, Caldwell, Clayton, Cochran, Colton, Coomes, Dean, Dotson, Downing, Duncombe, Dungan, Epperson, Evans, Fisher, Francis, Gay, Glasgow, Harvey, Hayden, Hays, Homan, Hornaday, Hubbell, Jennings, Jordan, Lambert, Lewis of Mills, McDaid, Merten, Nagle, Parker, Patterson, Perrin, Porter, Prouty, Richardson of Harrison, Robb, Russell, Stephens, Stockton, Stutsman, Tool, Van Staden, Williams, and Wood—49.

Absent or not voting:

Messrs. Baker, Beach, Bloom, Brown of Dickinson, Casey, Ehl, Hixson, Hull, Hutchison of Calhoun, Hutchison of Wapello, King, Knight, Laub, Lewis of Fayette, Lucas, Lyon, Mackey, Martindale, McGregor, Mueller, Muncey, Newbold, Nichols, O'Brien, Palmer, Payne, Pearson, Reck, Richardson of Jackson, Richey, Scott, Seaman, Simpson, Stout, Struble, Terry, Tilton, Wagner, Whaley, Wicks, Wolfe, and Mr. Speaker—42.

So the motion to lay on the table did not prevail.

The bill was ordered engrossed for a third reading.

REPORT OF COMMITTEE.

Leave was granted Mr Perrin to present the following report from the Committee on Schools:

MR. SPEAKER—Your Committee on Schools, to whom were referred House Files Nos. 242, 249, 454, 205 and 400, bills for acts to provide cheap and uniform text books in counties, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that a substitute for all of said bills herewith submitted do pass.

PERRIN, *Chairman.*

Ordered passed on file.

PETITION.

Leave was granted Mr. Dean to present a petition from the citizens of Bremer county.

Referred to the Committee on Schools.

INTRODUCTION OF BILLS.

Leave was granted Mr. Stephens to introduce House File No. 508, a bill for an act to legalize the annexation of certain territory to the city of Cedar Rapids.

Read a first and second time and referred to the Committee on Judiciary.

Leave was granted Mr. Francis to introduce House File No. 509, a bill for an act to legalize the acts of James Simonds, a justice of the peace, etc.

Read a first and second time and referred to the Committee on Judiciary.

House File No. 305, a bill for an act to equalize the good time that may be earned by convicts at the penitentiaries, etc., with report of committee recommending it do pass, was taken up, considered, and the bill ordered engrossed.

REPORT OF COMMITTEE.

Leave was granted Mr Clayton, from the Committee on Agriculture, to submit the following report:

MR. SPEAKER—Your Committee on Agriculture, to whom was re-

ferred House File No. 506, a bill for an act to provide for the establishment of pounds, beg leave to report that they have had the same under consideration, and have instructed me to report the same back to the House with the recommendation that it be amended by adding:

"SEC. 3. After stock has been so distrained for ten days and not claimed by the owner, the pound-master shall proceed to dispose of the same in the manner provided by law for disposing of estrays."

And when the bill is so amended it do pass.

B. F. CLAYTON, *Chairman.*

Ordered passed on file.

BILLS ON SECOND READING.

House File No. 368, a bill for an act making citizens of incorporated cities and towns competent jurors in certain cases, with report of committee recommending substitute, was taken up, considered, the report of the committee was adopted and the bill was ordered engrossed for a third reading.

House File No. 273, a bill for an act to provide for the enforcement of the payment of road poll-tax in cities organized under special charters, with report of committee recommending it do pass, was taken up, considered, and the bill was ordered engrossed for a third reading.

House File No. 387, a bill for an act to amend chapter 61 of the laws of Fifteenth General Assembly, with report of committee recommending indefinite postponement, was taken up, considered, and the report of the committee was adopted.

House File No. 378, a bill for an act to define tramping and punish tramps, with report of committee recommending it do pass, was taken up and considered.

Mr. Glasgow moved to postpone consideration until after to-morrow.

Mr. Duncombe moved to amend by referring the bill to the Committee on Judiciary.

The motion to recommit prevailed.

House File No. 369, a bill for an act to amend chapter 58 of the acts of the Seventeenth General Assembly, etc., with report of committee recommending it do pass, was taken up and considered.

The bill was ordered engrossed for a third reading.

Mr. Stephens moved that the rule be suspended, and the bill be considered engrossed, and read a third time now, which prevailed, and the bill was read a third time.

The question being, shall the bill pass?

The yeas were:

Messrs. Barnes, Belfrage, Bicknell, Blair, Bosworth, Bridges, Brown of Linn, Caldwell, Carson, Cobbey, Cochran, Colton, Coomes, Dean, Dotson, Downing, Duncombe, Dungan, Egbert, Ehl, Epperson, Evans, Fisher, Francis, Gay, Glasgow, Harvey, Hayden, Hays, Homan, Hornaday, Hubbell, Jennings, Jordan, Lake, Lambert, Lewis of Mills, Lucas, McDaid, Merten, Nagle, Parker, Patterson, Perrin, Porter, Prouty, Richardson of Harrison, Robb, Russell, Stephens, Stockton, Struble, Stutsman, Tool, Van Staden, Wadleigh, Webster, Williams, Wood, and Yorán—60.

The nays were—None.

Absent or not voting:

Messrs. Baker, Beach, Bloom, Brown of Dickinson, Casey, Clayton, Hixson, Hull, Hutchison of Calhoun, Hutchison of Wapello, King, Knight, Laub, Lewis of Fayette, Lyon, Mackey, Martindale, McGregor, Mueller, Muncey, Newbold, Nichols, O'Brien, Palmer, Payne, Pearson, Reek, Richardson of Jackson, Richey, Scott, Seaman, Simpson, Stout, Terry, Tilton, Wagner, Whaley, Wicks, Wolfe, and Mr. Speaker—40.

So the bill passed, and the title was agreed to.

On motion of Mr. Stephens the title was amended by inserting "the acts of," in first line, after the word "fifty-eight."

House File No. 240, a bill for an act making an appropriation for the payment of Company D, Fourth Regiment Iowa National Guards, with report of committee recommending amendments, was taken up, considered, and the report of the committee was adopted.

Mr. Lake moved to postpone further consideration until to-morrow.

Leave was granted Mr. Lake to withdraw his motion.

The bill was ordered engrossed for a third reading.

House File No. 228, a bill for an act to amend sections 1606, 1617 and 1618, of chapter 3, title 12 of the Code, with report of committee recommending it do pass, was taken up.

Mr. Deam moved to postpone until to-morrow.

The motion did not prevail.

The bill was ordered engrossed for a third reading.

House File No. 219, a bill for an act to amend chapter 4, title 9 of the Code of 1873, relative to district and county agricultural societies, with report of committee recommending amendments, was taken up, considered, and the report of the committee was adopted.

The bill was ordered engrossed for a third reading.

House File No. 239, a bill for an act to require owners of lands to keep them free of Canada thistles, etc., with report of committee recommending indefinite postponement, was taken up, considered, and the report of the committee was adopted.

House File No. 295, a bill for an act to improve the breed of horses, with report of committee recommending indefinite postponement, was taken up, considered, and the report of the committee was adopted.

House File No. 393, a bill for an act to repeal section 1763, chapter 9, title 12 of the Code of 1873, with report of committee recommending indefinite postponement, was taken up, considered, and the report of the committee was adopted.

Substitute for House Files Nos. 345, 140, 134 and 363, with report of committee recommending indefinite postponement, was taken up, considered, and the report of the committee was adopted.

Senate File No. 79, a bill for an act to amend section 925, chapter 1, title 7 of the Code, relating to the location of public highways, with report of committee recommending it do pass, was taken up and considered.

The bill was ordered engrossed for a third reading.

House File No. 354, a bill for an act giving to trustees of townships which have no city or incorporated town within their limits the right to regulate the sale of native wine, etc., with report of committee recommending indefinite postponement, was taken up, considered, and the report of the committee was adopted.

House File No. 399, a bill for an act fixing and regulating the salaries of county superintendents, with report of committee recommending do pass, was taken up and considered.

Mr. Caldwell moved to strike out section 4 of the bill.

Mr. Hays moved to amend the amendment by striking out all that part of said section after the word "allowed," in the first line, and up to the word "the," in the second line.

MESSAGE FROM THE SENATE.

The following message was received from the Senate:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has passed the following bills, in which the concurrence of the House is asked:

Senate File No. 161, a bill for an act to amend section 2959, chapter 1, title 18 of the Code, relating to the penalty of bonds in attachment cases.

Senate File No. 35, a bill for an act to repeal section 2831 of the Code of 1873, and enact a substitute therefor.

A. T. McCARGAR, *Secretary*.

Question recurring on the amendment to the amendment by Mr. Hays, Mr. Hays moved to recommit to the Committee on Schools.

The motion prevailed.

House File No. 226, a bill for an act relating to the protection of fish in the State of Iowa, etc., with report of committee recommending amendments, was taken up, considered, and the report of the committee was adopted.

Mr. Lake moved to amend by striking out of section 3, "less than 5 nor," in both places where it occurs.

The motion did not prevail.

The bill was postponed until Wednesday.

Substitute for House Files Nos. 147 and 310, bills for an act to repeal chapter 156 of the acts of the Seventeenth General Assembly, etc., with report of committee recommending do pass, was taken up and considered.

Mr. Duncombe moved the report of committee be not concurred in.

The motion did not prevail.

Mr. Fisher moved to amend, to strike out all of the seventh line of section 2 after the word "September."

The motion did not prevail.

The bill was ordered engrossed for a third reading.

House Files Nos. 191, 276, 383, 386, 284, and 289, bills for an act to amend chapter 2, title 18 of the Code of 1873, etc., with report of committee recommending they be indefinitely postponed, were taken up, considered, and the report of the committee was adopted.

House File No. 319, a bill for an act to amend section 277, chapter 14, title 3, of the Code, etc., relating to administration of oaths, with report of committee recommending it do pass, was taken up, and considered.

The bill was ordered engrossed for a third reading.

Mr. Dungan moved that the rule be suspended, and the bill be con-

sidered engrossed, and read a third time now, which prevailed, and the bill was read a third time.

The question being, shall the bill pass?

The yeas were:

Messrs. Barnes, Belfrage, Bicknell, Blair, Bosworth, Bridges, Brown of Linn, Carson, Clayton, Cobbey, Cochran, Colton, Coomes, Dean, Dotson, Downing, Duncombe, Dungan, Egbert, Ehl, Epperson, Evans, Fisher, Francis, Gay, Glasgow, Harvey, Hayden, Hays, Homan, Hornaday, Hubbell, Jennings, Jordan, King, Lake, Lambert, Lewis of Fayette, Lewis of Mills, Lucas, McDaid, Merten, Nagle, Nichols, O'Brien, Parker, Patterson, Perrin, Porter, Prouty, Richardson of Harrison, Robb, Russell, Stephens, Stockton, Struble, Stutsman, Tool, Van Staden, Wadleigh, Webster, Williams, Wood, Yoran, and Mr. Speaker—65.

The nays were:

Mr. Caldwell—1.

Absent or not voting:

Messrs. Baker, Beach, Bloom, Brown of Dickinson, Casey, Hixson, Hull, Hutchison of Calhoun, Hutchison of Wapello, Knight, Laub, Lyon, Mackey, Martindale, McGregor, Mueller, Muncey, Newbold, Palmer, Payne, Pearson, Reck, Richardson of Jackson, Richey, Scott, Seaman, Simpson, Stout, Terry, Tilton, Wagner, Whaley, Wicks, and Wolfe—34.

So the bill passed, and the title was agreed to.

On motion of Mr. Duncombe the House took a recess of 15 minutes to receive the Hon. Charles Stuart Parnell and Messrs. Dillon and Murdoch.

The House was called to order by the Speaker after a few remarks by the Hon. Charles Stuart Parnell.

House File No. 263, a bill for an act to amend chapter 2, title 10 of the Code, with recommendation of the committee that it do pass, was taken up.

Mr. Lucas moved to adjourn, which motion prevailed.

HALL OF HOUSE OF REPRESENTATIVES, }
DES MOINES, IOWA, March 2, 1880. }

House met pursuant to adjournment, the Speaker in the chair.

Prayer by the Rev. A. Sleeth.

Pending the reading of the journal, on motion of Mr. Downing further reading was dispensed with.

MESSAGE FROM THE SENATE.

The following message was received from the Senate:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has passed the following bills, in which the concurrence of the House is asked:

Senate File No. 77, a bill for an act relating to the indebtedness of cities and towns.

Substitute for Senate File No. 63, a bill for an act to amend chapter 9, of title 24 of the Code by repealing section 4017 and enacting a substitute therefor, and by enacting section 4019½, providing for the protection of sepulchres and the bodies of deceased persons.

Senate File No. 91, a bill for an act repealing chapter 101 of the acts of the Sixteenth General Assembly and chapter 124 of the acts of the Seventeenth General Assembly, relating to barbed wire fences, and amending section 1507 of the Code of 1873.

Senate File No. 252, a bill for an act amending chapter 141 of the laws of the Seventeenth General Assembly.

Senate File No. 253, a bill for an act legalizing the sale of part of block 66 in Iowa city, Iowa.

Senate File No. 245, a bill for an act giving to the council of towns incorporated under special charters power to dispose and provide for the use of lands dedicated to public use.

Also, has passed House File No. 265; a bill for an act to repeal section 8, chapter 123 of the public acts of the Sixteenth General Assembly and enact a substitute therefor, with the following amendment to the title: add thereto the words, "in relation to the payment of taxes voted in aid of the construction of railroads."

Also, House File No. 57, a bill for an act to repeal section 520, chapter 10, of title 4 of the Code of Iowa, in relation to cities and incorporated towns and to provide a substitute therefor, and amended the same by striking therefrom the publication clause.

A. T. McCARGAR, *Secretary.*

BILLS ON SECOND READING.

On motion of Mr. Stephens Senate substitute for House File No. 161, a bill for an act granting to street railway companies organized under the laws of this State, etc., was taken up, considered, and the amendment offered by Mr. Stephens was adopted.

Mr. Stephens moved that the rule be suspended and the bill be considered engrossed and read a third time now, which prevailed, and the bill was read a third time.

The question being, shall the bill pass?

The yeas were:

Messrs. Barnes, Bicknell, Bloom, Bosworth, Bridges, Brown of Linn, Caldwell, Carson, Casey, Clayton, Cobbey, Colton, Coomes, Dean, Dotson, Downing, Duncombe, Dungan, Egbert, Ehl, Epperson, Evans, Fisher, Francis, Gay, Glasgow, Harvey, Hayden, Hays, Homan, Hornaday, Hubbell, Hutchison of Calhoun, Hutchison of Wapello, Jennings, Jordan, King, Lake, Lambert, Lewis of Mills, Lucas, Mackey, Martindale, McDaid, Merten, Mueller, Nagle, Newbold, Nichols, O'Brien, Palmer, Parker, Patterson, Pearson, Perrin, Porter, Prouty, Reck, Richardson of Harrison, Robb, Russell, Scott, Seaman, Stephens, Stockton, Struble, Stutsman, Tilton, Tool, Van Staden, Wadleigh, Webster, Wicks, Williams, Wolfe, Wood, Yoran, and Mr. Speaker—78.

The nays were:

Messrs. Blair, Cochran, and Lewis of Fayette—3.

Absent or not voting:

Messrs. Baker, Beach, Belfrage, Brown of Dickinson, Hixson, Hull, Knight, Laub, Lyon, McGregor, Muncey, Payne, Richardson of Jackson, Richey, Simpson, Stout, Terry, Wagner, and Whaley—19.

So the bill passed, and the title was agreed to.

On motion of Mr. Bridges, House File No. 265, a bill for an act to repeal section 81, chapter 123, acts of the Sixteenth General Assembly, etc., was taken up.

Question, shall the House concur in the Senate amendments? the yeas and nays were as follows—

The yeas were:

Messrs. Barnes, Bicknell, Blair, Bloom, Bosworth, Bridges, Brown of Linn, Caldwell, Carson, Casey, Clayton, Cobbe, Cochran, Colton, Coomes, Dean, Dotson, Downing, Duncombe, Dungan, Egbert, Ehl, Epperson, Evans, Fisher, Francis, Gay, Glasgow, Harvey, Hayden, Hays, Homan, Hornaday, Hubbell, Hull, Hutchison of Calhoun, Hutchison of Wapello, Jennings, Jordan, King, Lake, Lambert, Lewis of Fayette, Lewis of Mills, Lucas, Mackey, Martindale, McDaid, Merten, Mueller, Nagle, Newbold, Nichols, O'Brien, Palmer, Parker, Patterson, Pearson, Perrin, Porter, Prouty, Reck, Richardson of Harrison, Robb, Russell, Scott, Seaman, Stephens, Stockton, Struble, Stutsman, Tilton, Tool, Van Staden, Wadleigh, Webster, Wicks, Williams, Wolfe, Wood, Yoran, and Mr. Speaker—81.

The nays were—None.

Absent or not voting:

Messrs. Baker, Beach, Belfrage, Brown of Dickinson, Hixson, Knight, Laub, Lyon, McGregor, Muncey, Payne, Richardson of Jackson, Richey, Simpson, Stout, Terry, Wagner, and Whaley—19.

So the House concurred in the Senate amendment.

On motion of Mr. Stockton, the resolution relative to holding two sessions a day was taken up and considered.

Mr. Wood moved to amend by striking out "10 o'clock" and inserting "9:30 o'clock."

The motion did not prevail.

The hour having arrived for the consideration of the special order, House File No. 157, a bill for an act to secure policy-holders in fire insurance companies from unjust forfeitures of policies, was taken up, with majority and minority reports.

MESSAGE FROM THE SENATE.

The following message was received from the Senate:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has passed the following bill, in which the concurrence of the House is asked:

Senate File No. 187, a bill for an act providing for accountability of county treasurers, and for settlement between them and county auditors.

C. M. HOLTON, *First Ass't Secretary.*

Mr. King moved to reconsider the vote by which the substitute to House Files Nos. 128, 144, 337 and 336 was ordered engrossed, and the motion be postponed until after the special order under consideration, House File No. 157, be disposed of.

The motion prevailed.

Mr. Struble moved that the report of the minority of the committee be substituted in lieu of that of the majority, and that it be adopted.

The hour of adjournment having arrived the Speaker adjourned the House until 2 o'clock P. M.

AFTERNOON SESSION.

2 O'CLOCK P. M.

House called to order by the Speaker.

House resumed consideration of the minority report submitted from the Committee on Insurance.

BILLS ON THIRD READING.

The hour of 3 o'clock having arrived for bills on third reading, Mr. King moved the 11th order of business be dispensed with for the afternoon.

The motion prevailed.

Mr. Bridges moved the previous question, which was seconded.

The question, shall the main question be now put? was decided in the affirmative.

Upon the question, shall the minority report be substituted for the majority report? the yeas and nays were demanded, which were as follows—

The yeas were:

Messrs. Barnes, Bicknell, Blair, Bosworth, Bridges, Brown of Dickinson, Brown of Linn, Caldwell, Carson, Clayton, Cobbey, Cochran, Colton, Coomes, Dean, Dotson, Downing, Dungan, Epperson, Evans, Francis, Gay, Hayden, Hays, Homan, Hornaday, Hubbell, Hutchison of Calhoun, Hutchison of Wapello, Jennings, Jordan, King, Lake, Lambert, Lewis of Fayette, Lewis of Mills, Lucas, Mackey, Martindale, Merten, Muncey, Nagle, Newbold, Nichols, Palmer, Parker, Patterson, Payne, Pearson, Porter, Prouty, Reck, Richardson of Harrison, Robb, Russell, Scott, Simpson, Stockton, Stout, Struble, Stutsman, Terry, Tilton, Tool, Van Staden, Wadleigh, Wagner, Whaley, Wicks, Wolfe, Wood, and Mr. Speaker—72.

The nays were:

Messrs. Bloom, Duncombe, Egbert, Ehl, Glasgow, Harvey, McDaid, McGregor, Mueller, O'Brien, Perrin, Richey, Seaman, Stephens, Webster, Williams, and Yoran—17.

Absent or not voting:

Messrs. Baker, Beach, Belfrage, Casey, Fisher, Hixson, Hull, Knight, Laub, Lyon, and Richardson of Jackson—11.

So the motion to substitute the minority report in lieu of the majority prevailed.

Mr. Duncombe moved to amend section 1, line 7, by striking out all after the word "reason" and inserting the following: "and whenever the premium note shall be collected by suit or otherwise the policy from that date shall be fully reinstated and binding upon the company and all of the covenants therein contained."

Upon the adoption of the resolution the yeas and nays were called for, and were as follows—

The yeas were:

Messrs. Carson, Casey, Duncombe, Egbert, Ehl, Glasgow, Harvey, Lake, McDaid, Mueller, Newbold, O'Brien, Perrin, Richey, Seaman, Stephens, Terry, Webster, Williams, and Yorán—21.

The nays were:

Messrs. Barnes, Bicknell, Blair, Bosworth, Bridges, Brown of Dickinson, Brown of Linn, Caldwell, Clayton, Cobbe, Cochran, Colton, Coomes, Dean, Dotson, Downing, Dungan, Epperson, Evans, Francis, Gay, Hayden, Hays, Homan, Hornaday, Hubbell, Hutchison of Calhoun, Hutchison of Wapello, Jennings, Jordan, King, Lambert, Lewis of Fayette, Lewis of Mills, Lucas, Mackey, Martindale, McGregor, Merten, Muncy, Nagle, Nichols, Palmer, Parker, Patterson, Payne, Pearson, Porter, Prouty, Reck, Richardson of Harrison, Robb, Russell, Scott, Simpson, Stockton, Stout, Struble, Tilton, Tool, Van Staden, Wadleigh, Wagner, Whaley, Wicks, Wolfe, Wood, and Mr. Speaker—68.

Absent or not voting:

Messrs. Baker, Beach, Belfrage, Bloom, Fisher, Hixson, Hull, Knight, Laub, Lyon, Richardson of Jackson, and Stutsman—11.

So the motion to amend did not prevail.

Mr. Duncombe moved by adding to section 1: "*Provided* the said short rates be paid within sixty days from the date of actual notice given of such forfeiture as provided in section 2 of this act, but said note or contract shall not otherwise become null and void."

Mr. Mackey moved the bill be recommitted to the Committee on Insurance.

The motion did not prevail.

Mr. Struble moved the previous question.

The previous question was seconded.

The question, shall the main question be now put? was decided in the affirmative.

The question recurring on the amendment offered by Mr. Duncombe, Mr. Duncombe demanded the yeas and nays, which were as follows:

The yeas were:

Messrs. Bloom, Brown of Dickinson, Caldwell, Carson, Casey, Cobbe, Colton, Duncombe, Egbert, Ehl, Glasgow, Harvey, Lake, Lambert, McDaid, Mueller, Newbold, O'Brien, Richey, Seaman, Stephens, Terry, Webster, Williams, and Yorán—25.

The nays were:

Messrs. Barnes, Bicknell, Blair, Bosworth, Bridges, Brown of Linn, Cochran, Coomes, Dean, Dotson, Downing, Dungan, Epperson, Evans, Francis, Gay, Hayden, Hays, Homan, Hornaday, Hubbell, Hutchison of Calhoun, Hutchison of Wapello, Jennings, Jordan, King, Lewis of Fay-

ette, Lewis of Mills, Lucas, Mackey, Martindale, McGregor, Merten, Muncey, Nagle, Nichols, Palmer, Parker, Patterson, Payne, Pearson, Porter, Prouty, Reck, Richardson of Harrison, Robb, Russell, Scott, Simpson, Stockton, Stout, Struble, Tilton, Tool, Van Staden, Wadleigh, Wagner, Whaley, Wicks, Wolfe, Wood, and Mr. Speaker.—62.

Absent or not voting:

Messrs. Baker, Beach, Belfrage, Clayton, Fisher, Hixson, Hull, Knight, Laub, Lyon, Perrin, Richardson of Jackson, and Stutsman—13.

So the motion to amend did not prevail.

The bill was ordered engrossed for a third reading.

Mr. Wood moved that the rule be suspended and the bill considered engrossed, and read a third time now, which prevailed, and the bill was read a third time.

The question being, shall the bill pass?

The yeas were:

Messrs. Barnes, Bicknell, Blair, Bosworth, Bridges, Brown of Dickinson, Brown of Linn, Cadwell, Carson, Clayton, Cochran, Coomes, Dean, Dotson, Downing, Dungan, Epperson, Evans, Francis, Gay, Hayden, Hays, Homan, Hornaday, Hubbell, Hutchison of Calhoun, Hutchison of Wapello, Jennings, Jordan, King, Lewis of Fayette, Lewis of Mills, Lucas, Mackey, Martindale, McDavid, Merten, Muncey, Nagle, Newbold, Nichols, Palmer, Parker, Patterson, Payne, Pearson, Porter, Prouty, Reck, Richardson of Harrison, Robb, Scott, Simpson, Stockton, Stout, Struble, Tilton, Tool, Van Staden, Wadleigh, Wagner, Whaley, Wicks, Wolfe, Wood, and Mr. Speaker—66.

The nays were:

Messrs. Bloom, Casey, Cobbey, Colton, Duncombe, Egbert, Ehl, Glasgow, Harvey, Lake, Lambert, McGregor, Mueller, O'Brien, Perrin, Russell, Seaman, Stephens, Terry, Webster, Williams, and Yoran—23.

Absent or not voting:

Messrs. Baker, Beach, Belfrage, Fisher, Hixson, Hull, Knight, Laub, Lyon, Richardson of Jackson, and Stutsman—11.

So the bill passed, and the title was agreed to.

The Speaker submitted a report from R. S. Finkbine, who was appointed to examine the building in regard to its safety.

Reported the house was comparatively safe, but as an act of prudence he put in a temporary support.

On motion of Mr. Jennings the House adjourned.

HALL OF HOUSE OF REPRESENTATIVES, }
 DES MOINES, IOWA, March 3, 1880. }

House met pursuant to adjournment, the Speaker in the chair.
 Prayer by Rev. Dr. Woodruff.

Pending the reading of the journal of yesterday, on motion of Mr. Stephens further reading of the same was dispensed with.

INTRODUCTION OF BILL.

Leave was granted Mr. Newbold to introduce House File No. 510, a bill for an act providing for the publication and distribution of the census of the State of Iowa.

Read a first and second time and referred to the Committee on Ways and Means.

Mr. Newbold moved to withdraw House File No. 420 from the Committee on Reform Schools and refer the same to the Committee on Appropriations.

The motion prevailed.

REPORT OF COMMITTEE.

Mr. Reck, from the Committee on Enrolled Bills, submitted the following report:

MR. SPEAKER—Your Committee on Enrolled Bills respectfully report that they have examined the following bills, and find the same correctly enrolled:

House File No. 44, a bill for an act further defining the duties of county officers.

House File No. 102, a bill for an act to legalize the incorporation, ordinances and acts of the officers of the town of Malvern, in the county of Mills.

House File No. 103, a bill for an act amendatory to section 2049 of the Code of 1873, in relation to the weights of Hungarian grass and millet seed.

A. C. RECK, *Chairman*.

The hour having arrived for the consideration of special order, House Files Nos. 313 and 316, bills for an act to amend sections 4248 and 4273, and to repeal sections 4289 and 4293 of the Code, and enact a substitute therefor, on motion of Mr. Stockton the further consideration was postponed ten minutes.

PETITIONS.

Mr. Dotson presented a petition from citizen of Jasper county, in relation to the militia law, etc.

Referred to the Committee on Military Affairs.

Mr. Laub presented a petition from citizens in reference to the general herd law.

Referred to the Committee on Agriculture.

Mr Stockton presented a petition in reference to the Nishnabotna river.

Referred to the Committee on Federal Relations.

On motion of Mr. Stockton the committee was instructed to prepare a memorial in accordance with the provisions of this petition.

Mr. Bridges presented a petition from citizens of Mahaska county, in reference to the wine and beer law.

Referred to the Committee on Suppression of Intemperance.

Leave of absence was granted Mr. Duncombe until Friday.

REPORTS OF COMMITTEES.

Mr. Parker from the Committee on Judiciary, submitted the following report:

MR. SPEAKER—Your Committee on Judiciary, to whom were referred House Files Nos. 18, 51, 149 and 154, bills for acts relating to chattel mortgage property, its sale, and the rights of creditors, etc., beg leave to report that they have had the same under consideration, and have adopted a substitute, and have instructed me to report the same back to the House with the recommendation that it do pass.

J. M. PARKER, *Chairman.*

Ordered passed on file.

Also:

MR. SPEAKER—Your Committee on Judiciary, to whom was referred House File No. 366, a bill for an act to amend section 798, chapter 1, title 6, of the Code, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that it do pass.

J. M. PARKER, *Chairman.*

Ordered passed on file.

Also:

MR. SPEAKER—Your Committee on Judiciary, to whom was referred House File No. 392, a bill for an act to repeal section 512 of the Code, and chapter 9, laws of the Seventeenth General Assembly, and enact a substitute therefor, and to amend sections 489 and 593 of the Code, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that it do pass.

J. M. PARKER, *Chairman,*

Ordered passed on file.

Also:

MR. SPEAKER—Your Committee on Judiciary, to whom was referred House File No. 497, a bill for an act to legalize judgments and decrees in certain cases, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that it do pass.

J. M. PARKER, *Chairman.*

Ordered passed on file.

Also:

MR. SPEAKER—Your Committee on Judiciary, to whom was referred House File No. 378, a bill for an act to define tramping and punish tramps, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that it be amended as follows: strike out of section 1, in eighth and ninth lines “nor less than one year,” and strike out “three” in eighth line and insert “ten”; also, add the following to the end of section 1: “*provided*, it shall be made appear that the party arrested is in good faith seeking employment, he shall be forthwith discharged,” and being so amended that it do pass.

J. M. PARKER, *Chairman*.

Ordered passed on file.

Also:

MR. SPEAKER—Your Committee on Judiciary, to whom was referred House File No. 508, a bill for an act to legalize the annexation of certain territory to the city of Cedar Rapids, Iowa, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that it do pass.

J. M. PARKER, *Chairman*.

Ordered passed on file.

Also:

MR. SPEAKER—Your Committee on Judiciary, to whom was referred House File No. 496, a bill for an act to legalize the incorporation of Riverton, Fremont county, Iowa, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that it do pass.

J. M. PARKER, *Chairman*.

Ordered passed on file.

Also:

MR. SPEAKER—Your Committee on Judiciary, to whom was referred report of Committee on Constitutional Amendments touching the grand jury, beg leave to report that they have had the same under consideration, and have amended the amendment offered by Judge Casey, and have instructed me to report the same back to the House with the recommendation that it be adopted in lieu of section 3 of the printed joint resolution, and when adopted that it do pass.

J. M. PARKER, *Chairman*.

Ordered passed on file.

Also:

MR. SPEAKER—Your Committee on Judiciary, to whom were referred House Files Nos. 14, 52, 244, 254 and 290, being bills touching the negotiability of commercial paper, beg leave to report that they have had the same under consideration, and a majority have instructed me to report the same back to the House with the recommendation that they be all indefinitely postponed.

J. M. PARKER, *Chairman*.

Ordered passed on file.

Mr. Yoran, from the Committee on Appropriations, submitted the following report:

MR. SPEAKER—Your Committee on Appropriations, to whom was referred House File No. 409, a bill for an act to provide for the payment of the expenses of the committees appointed to visit the State institutions, and for the payment of clerks of committees and witnesses subpoenaed before the Committee on Hospital for Insane at Mt. Pleasant, beg leave to report that they have had the same under consideration, and have instructed me to report the same back to the House with the following amendment, which they recommend be adopted, and after it is adopted that the bill do pass: Strike out all of section 20 and insert the following:

SEC. 20. To C. M. McClure, for twenty-six days' services as clerk of committee, \$78.00.

S. M. YORAN, *Chairman.*

Ordered passed on file.

Mr. Perrin, from the Committee on Schools, submitted the following report:

MR. SPEAKER—Your Committee on Schools, to whom was referred House File No. 399, a bill for an act fixing and regulating the salaries of county superintendents of schools, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that it and the accompanying amendments be indefinitely postponed.

PERRIN, *Chairman.*

Ordered passed on file.

Also:

MR. SPEAKER—Your Committee on Schools, to whom was referred House File No. 100, a bill for an act to amend sections 1727, 1745, 1754, 1755, 1772, 1775 and 1781, chapter 9, title 12 of the Code, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that it be indefinitely postponed.

PERRIN, *Chairman.*

Ordered passed on file.

Also:

MR. SPEAKER—Your Committee on Schools, to whom was referred House File No. 155, a bill for an act to create a State Board of Examination, and to define their powers, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that it be indefinitely postponed.

PERRIN, *Chairman.*

Ordered passed on file.

MINORITY REPORT.

Mr. King, from the Committee on Judiciary, submitted the following report:

MR. SPEAKER—The minority of your Committee on Judiciary, to whom were referred House Files Nos. 14, 25, 37, 52, 244 and 290, bills relating to the negotiability of promissory notes, and amendatory to

sections 2114 and 2082 of the Code of 1873, beg leave to report that they have had the same under consideration, and have adopted the accompanying substitute, and report the same back to the House with the recommendation that the substitute be adopted for all of said bills, and that it do pass. The minority of your committee believing that the substitute will cover the most, if not all, of the cases of swindling when notes are obtained for the sale of patent right agencies, traveling doctor's bills, and the like, and that the bill will not hinder or impair the great volume of honest business of the country.

JOHN H. KING.

J. A. HARVEY.

W. S. LEWIS.

Z. T. FISHER.

J. M. PARKER.

WARREN S. DUNGAN.

Ordered passed on file.

Mr. Glasgow, from the Committee on Cities and Towns, submitted the following report:

MR. SPEAKER—Your Committee on Cities and Towns, to whom was referred Senate File No. 120, a bill for an act requiring boards of supervisors in certain cases to pay cities of the first class a portion of the county bridge fund, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that it do pass.

S. L. GLASGOW, *Chairman*.

Ordered passed on file.

Mr. Russell, from the Committee on County and Township Organization, submitted the following report:

MR. SPEAKER—Your Committee on County and Township Organization, to whom was referred Senate File No. 121, a bill for an act to amend section 1, chapter 80 of the acts of the Sixteenth General Assembly, in relation to the powers and duties of boards of supervisors, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that it do pass.

RUSSELL, *Chairman*.

Ordered passed on file.

Mr. Whaley, from the Committee on Military Affairs, submitted the following report:

MR. SPEAKER—Your Committee on Military Affairs, to whom was referred Senate File No. 117, a bill for an act to provide a military code and for the organization, government and support of the State militia, and to repeal chapter 125 of the laws of the Seventeenth General Assembly, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that it do pass.

A. M. WHALEY, *Chairman*.

Ordered passed on file.

Mr. Terry, from the Committee on Soldiers' Orphans' Home, submitted the following report:

MR. SPEAKER—Your Committee on Soldiers' Orphans' Home, to whom was referred House File No. 274, a bill for an act in regard to

Soldiers' Orphans' Home and to further provide for the future care of indigent children, beg leave to report that they have had the same under consideration, and have prepared a substitute therefor, and have instructed me to report the same back to the House with the recommendation that it be adopted, and when adopted the bill do pass.

I. K. TERRY, *Chairman.*

Ordered passed on file.

Mr. King moved that House File No. 457, a bill for an act amending section 6 of chapter 70 of the acts of the Fifteenth General Assembly, be taken up and referred to the Committee on Judiciary.

The motion prevailed.

INTRODUCTION OF BILL.

Leave was granted Mr. Stutsman to introduce House File No. 511, a bill for an act making appropriations for the Institution for the Deaf and Dumb.

Read a first and second time and referred to the Committee on Appropriations

Mr. Perrin moved to make House Files Nos. 242, 24, 454, 205, 400 and 403 special orders for Tuesday, March 9th, at 10 o'clock A. M.

The motion prevailed.

Leave was granted Mr. Evans to introduce House File No. 512, a bill for an act to provide for the compensation of subdirectors.

Read a first and second time and referred to the Committee on Schools.

Mr. Egbert moved that House File No. 274 be made a special order for Wednesday, March 10th, at 10 o'clock A. M.

The motion prevailed.

Mr. Whaley moved to call up Senate File No. 117 and make it a special order for Thursday, March 11th, at 10 o'clock A. M.

REPORT OF COMMITTEE.

Leave was granted Mr. Fisher to present the following report from the Committee on Board of Public Charities:

MR. SPEAKER—Your Committee on Board of Public Charities, to whom was referred House File No. 502, a bill for an act to create a State Board to control the charitable and penal institutions of the State, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House without recommendation.

Z. T. FISHER, *Chairman.*

Ordered passed on file.

Mr. Barnes from the Committee on Medicine and Surgery, submitted the following report.

MR. SPEAKER—Your Committee on Medicine and Surgery, to whom was referred substitute for Senate File No. 98, a bill for an act to establish a State Board of Health in the State of Iowa, to provide for collecting vital statistics, and to assign certain duties to local boards of health, and to punish neglect of duties, beg leave to report that

they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that it do pass.

THOS. H. BARNES, *Chairman.*

Ordered passed on file.

INTRODUCTION OF BILL.

Leave was granted Mr. Barnes to introduce House File No. 513, a bill for an act to secure the better education in dentistry in the State of Iowa.

Read a first and second time and referred to the Committee on Medicine and Surgery.

Leave was granted Mr. Tool to call up House File No. 431, and on motion the same was made a special order for Wednesday, March 10, at 2 o'clock p. m.

Special order, House Files Nos. 313 and 316, bills for an act to amend sections 4248 and 4273, and repeal sections 4289 and 4293, and enact a substitute therefor, were taken up and considered.

The bill was ordered engrossed for a third reading.

Mr. Stockton moved that the rule be suspended, and the bill be considered engrossed, and read a third time now, which motion prevailed and the bill was read a third time.

The question being, shall the bill pass?

The yeas were:

Messrs. Beach, Bicknell, Blair, Bloom, Bosworth, Bridges, Brown of Dickinson, Brown of Linn, Caldwell, Carson, Casey, Clayton, Cobbey, Cochran, Colton, Coomes, Dotson, Downing, Dungan, Egbert, Ehl, Epperson, Evans, Fisher, Gay, Glasgow, Harvey, Hayden, Hays, Hixson, Homan, Hornaday, Hubbell, Hutchison of Calhoun, Hutchison of Wapello, Jennings, Jordan, King, Lake, Lewis of Fayette, Lewis of Mills, Lyon, Mackey, Martindale, McDaid, Muncey, Newbold, O'Brien, Patterson, Payne, Pearson, Perrin, Porter, Prouty, Reck, Richey, Robb, Russell, Scott, Seaman, Simpson, Stephens, Stockton, Stout, Struble, Stutsman, Terry, Tilton, Tool, Van Staden, Wadleigh, Whaley, Williams, Wood, Yorlan, and Mr. Speaker—76.

The nays were—None.

Absent or not voting:

Messrs. Baker, Barnes, Belfrage, Dean, Duncombe, Francis, Hull, Knight, Lambert, Laub, Lucas, McGregor, Merten, Mueller, Nagle, Nichols, Palmer, Parker, Richardson of Harrison, Richardson of Jackson, Wagner, Webster, Wicks, and Wolfe—24.

So the bill passed, and the title was agreed to.

MESSAGE FROM THE SENATE.

The following message was received from the Senate:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has passed the following concurrent resolution, in which the concurrence of the House is asked:

Concurrent resolution relative to the removal of the Institution for Feeble-Minded from Glenwood, Iowa.

A. T. McCARGAR, *Secretary.*

On motion of Mr. Wood, the title was amended by inserting the words "of the Code."

Leave of absence was granted Mr. Merten until Saturday.

Mr. Newbold moved to take up House File No. 207, a bill for an act to provide for paying off the State bonds authorized by chapter 16 of the acts of the extra session of the Eighth General Assembly, with report of committee that it do pass.

Mr. Stockton moved to substitute the minority for the majority report.

The hour having arrived for adjournment, the Speaker adjourned the House until 2 o'clock P. M.

AFTERNOON SESSION.

2 O'CLOCK P. M.

House called to order by the Speaker.

House resumed consideration of the pending bill, House File No. 207.

Question, shall the minority report be substituted in lieu of the majority.

Mr. Jennings moved the previous question, which was seconded.

Question, shall the main question be now put? was decided in the affirmative.

Question, shall the minority report be substituted for the majority? the yeas and nays were demanded, which were as follows—

The yeas were:

Messrs. Barnes, Beach, Belfrage, Blair, Bloom, Bosworth, Brown of Linn, Caldwell, Carson, Casey, Cochran, Colton, Coomes, Dean, Dotson, Downing, Dungan, Ehl, Epperson, Fisher, Francis, Gay, Hayden, Hays, Hixson, Homan, Hubbell, Hutchison of Wapello, Jennings, Jordan, King, Lambert, Laub, Lewis of Mills, Mackey, Martindale, McDaid, O'Brien, Palmer, Parker, Patterson, Payne, Perrin, Porter, Prouty, Reck, Richardson of Harrison, Richey, Robb, Russell, Seaman, Simpson, Stockton, Struble, Stutsman, Tool, Van Staden, Williams, Wolfe, Wood, and Mr. Speaker—61.

The nays were:

Messrs. Bicknell, Bridges, Brown of Dickinson, Clayton, Cobbey, Egbert, Evans, Glasgow, Harvey, Hornaday, Hutchison of Calhoun, Lake, Lewis of Fayette, Lucas, Lyon, McGregor, Mueller, Muncey, Nagle, Newbold, Pearson, Scott, Stephens, Stout, Terry, Tilton, Wadleigh, Wagner, Webster, Whaley, Wicks, and Yoran—32.

Absent or not voting:

Messrs. Baker, Duncombe, Hull, Knight, Merten, Nichols, and Richardson of Jackson.

So the minority was adopted in lieu of the majority report.

Mr. Wood moved that the report be referred back to the Committee on Ways and Means.

The motion prevailed.

On motion of Mr. Dotson, House File No. 175, a bill for an act to repeal section 591, chapter 1, title 5 of the Code, relating to the election of township officers, etc., with report of committee recommending do pass, was taken up and considered.

Mr. Dotson moved to amend by substitute.

Mr. Clayton moved to amend substitute by striking out "supervisor of highways."

The motion did not prevail.

The substitute was adopted and the bill ordered engrossed for a third reading.

On motion of Mr. Hutchison of Calhoun, substitute for House File No. 65, a bill for an act to amend section 5, chapter 70, of the acts of the Fifteenth General Assembly, with report of committee recommending it do pass, was taken up and considered.

The bill was ordered engrossed for a third reading.

On motion of Mr. Stephens, House File No. 464, a bill for an act to legalize the acts of incorporation of the Star Coal Company, of Linn County Iowa, with report of committee recommending it do pass, was taken up and considered.

Mr. Stephens moved that the rule be suspended, and the bill be considered engrossed, and read a third time now, which prevailed, and the bill was read a third time.

The question being, shall the bill pass?

The yeas were:

Messrs. Barnes, Beach, Belfrage, Bicknell, Blair, Bosworth, Bridges, Brown of Dickinson, Brown of Linn, Caldwell, Casey, Clayton, Cobbe, Colton, Coomes, Downing, Egbert, Ehl, Epperson, Evans, Fisher, Francis, Gay, Glasgow, Harvey, Hayden, Hixson, Homan, Hornaday, Hubbell, Hull, Hutchison of Calhoun, Hutchison of Wapello, Jennings, Jordan, King, Lake, Lambert, Laub, Lewis of Fayette, Lewis of Mills, Lyon, Mackey, Martindale, McDaid, McGregor, Muncey, Nagle, Newbold, O'Brien, Palmer, Parker, Patterson, Payne, Pearson, Perrin, Porter, Prouty, Reck, Richardson of Harrison, Richey, Robb, Russell, Scott, Seaman, Simpson, Stephens, Stockton, Stout, Struble, Stutsman, Terry, Tilton, Tool, Van Staden, Wadleigh, Whaley, Williams, Wolfe, Wood, and Yorán—81.

The nays were—None.

Absent or not voting:

Messrs. Baker, Bloom, Carson, Cochran, Dean, Dotson, Duncombe, Dungan, Hays, Knight, Lucas, Merten, Mueller, Nichols, Richardson of Jackson, Wagner, Webster, Wicks, and Mr. Speaker—19.

So the bill passed, and the title was agreed to.

On motion of Mr. Beach, House File No. 57, a bill for an act to legalize the acts of Chris H. Logan, Recorder of Lyon county, Iowa, etc., with report of committee recommending it do pass, was taken up and considered.

Mr. Palmer moved the House adjourn.

The motion did not prevail.

Mr. Beach moved that the rule be suspended and the bill be

considered engrossed, and read a third time now, which motion prevailed, and the bill was read a third time.

The question being, shall the bill pass?

The yeas were:

Messrs. Beach, Belfrage, Bicknell, Bosworth, Bridges, Brown of Dickinson, Brown of Linn, Caldwell, Casey, Cochran, Colton, Coomes, Dotson, Downing, Dungan, Egbert, Ehl, Epperson, Evans, Fisher, Gay, Harvey, Hayden, Hixson, Homan, Hornaday, Hull, Hutchison of Calhoun, Jennings, Jordan, King, Lake, Lambert, Laub, Lewis of Fayette, Lewis of Mills, Lucas, Lyon, Martindale, McDaid, McGregor, Muncey, Nagle, Newbold, O'Brien, Palmer, Parker, Patterson, Payne, Pearson, Perrin, Porter, Prouty, Reck, Richardson of Harrison, Richey, Robb, Russell, Scott, Seaman, Simpson, Stephens, Stockton, Stout, Stutsman, Terry, Tilton, Tool, Van Staden, Wadleigh, Wagner, Wolfe, Wood, and Yoran—94.

The nays were—None.

Absent or not voting:

Messrs. Baker, Barnes, Blair, Bloom, Carson, Clayton, Cobbe, Dean, Duncombe, Francis, Glasgow, Hays, Hubbell, Hutchison of Wapello, Knight, Mackey, Merten, Mueller, Nichols, Richardson of Jackson, Struble, Webster, Whaley, Wicks, Williams, and Mr. Speaker—26.

So the bill passed, and the title was agreed to.

On motion of Mr. Seaman joint resolution proposing to amend section 1, article 2 of the Constitution of the State, in relation to the jurisdiction of justices of the peace, with report of committee recommending it do pass, was taken up, considered, and the report of the committee was adopted.

Mr. Egbert moved a call of the House, which was ordered.

Mr. Stephens moved that further proceedings under the call be dispensed with.

The motion prevailed.

Mr. Mackey moved that the House do now adjourn.

The motion did not prevail.

On the adoption of the resolution the yeas and nays were as follows—

The yeas were:

Messrs. Barnes, Beach, Belfrage, Bicknell, Blair, Bloom, Bosworth, Bridges, Brown of Dickinson, Brown of Linn, Caldwell, Carson, Casey, Clayton, Cobbe, Cochran, Colton, Coomes, Dean, Dotson, Downing, Dungan, Egbert, Ehl, Epperson, Evans, Francis, Gay, Harvey, Hayden, Hixson, Homan, Hornaday, Hubbell, Hull, Hutchison of Calhoun, Hutchison of Wapello, Jennings, Jordan, Lake, Lambert, Laub, Lewis of Fayette, Lewis of Mills, Lucas, Lyon, Mackey, Martindale, McDaid, Mueller, Muncey, O'Brien, Palmer, Parker, Patterson, Payne, Pearson, Perrin, Porter, Reck, Richardson of Harrison, Richey, Robb, Russell, Scott, Seaman, Simpson, Stockton, Stout, Stutsman, Terry, Tilton, Tool, Van Staden, Wadleigh, Wagner, Webster, Whaley, Williams, Wolfe, and Wood—81.

The nays were:

Messrs. Fisher, Glasgow, McGregor, Nagle, Newbold, and Wicks—6

Absent or not voting:

Messrs. Baker, Duncombe, Hays, King, Knight, Merten, Nichols, Prouty, Richardson of Jackson, Stephens, Struble, Yoran, and Mr. Speaker—13.

So the resolution passed the House.

On motion of Mr. Downing, House File No. 425, a bill for an act to pay S. C. Crawford for services and expenses of one company of soldiers in October and November, 1861, with report of committee recommending it do pass as amended, was taken up and considered.

The bill was ordered engrossed for a third reading.

RESOLUTION.

Leave was granted Mr. Fisher to offer the following resolution, which was adopted:

Resolved, That the Committee on Appropriations be and is hereby requested to report back on to-morrow morning House File No. 183, with or without recommendation, as the committee shall deem advisable.

REPORT OF COMMITTEE.

Leave was granted Mr. Harvey to submit the following report from the Committee on Suppression of Intemperance:

MR. SPEAKER—Your Committee on Suppression of Intemperance, to whom was referred House File No. 199, a bill for an act to repeal chapter 24 of the acts of the Sixteenth General Assembly of the State of Iowa and to enact a substitute therefor, beg leave to report that they have had the same under consideration, and have adopted a substitute therefor, and a majority of the committee have instructed me to report the same back to the House with the recommendation that the substitute be adopted, and when so adopted that the bill do pass.

J. A. HARVEY, *Chairman*.

Ordered passed on file.

Also:

MR. SPEAKER—Your Committee on Suppression of Intemperance, to whom was referred House File No. 492, a bill for an act to amend chapter 24 of the acts of the Sixteenth General Assembly, in relation to the powers of incorporated towns, beg leave to report that they have had the same under consideration and a majority of said committee have instructed me to report the same back to the House with the recommendation that it do pass.

J. A. HARVEY, *Chairman*.

Ordered passed on file.

Also:

MR. SPEAKER—Your Committee on Suppression of Intemperance, to whom was referred House File No. 357, a bill for an act to amend section 1553 of the Code of 1873, and to prevent the unlawful transportation of intoxicating liquors, beg leave to report that they have had the same under consideration and a majority of said committee have in-

structed me to report the same back to the House with the recommendation that it do pass.

J. A. HARVEY, *Chairman*.

Ordered passed on file.

On motion of Mr. Cobbey the House adjourned until 10 o'clock A. M. to-morrow.

HALL OF HOUSE OF REPRESENTATIVES, }
DES MOINES, IOWA, March 4, 1880. }

House met pursuant to adjournment, Speaker in the chair.

Prayer by Rev. C. A. Gelwicks.

Pending the reading of the journal of yesterday, on motion of Mr. Seaman further reading of the same was dispensed with.

Mr. Clayton moved to take up special order, House Files Nos. 184, 298, 22, 250, 203, 267, 488, and 74.

The motion prevailed.

REPORT OF COMMITTEE.

Leave was granted Mr. Yoran to submit report from Committee on Appropriations.

MR. SPEAKER—Your Committee on Appropriations, to whom was referred House File No. 183, a bill for an act appropriating the sum of three hundred and twenty-five thousand dollars for the purpose of redeeming and paying off the War and Defense Bonds falling due in the year 1881, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that it do not pass.

S. M. YORAN, *Chairman*.

Ordered passed on file.

Mr. Fisher moved to make House File No. 183 a special order for Monday, March 8, at 2 o'clock P. M.

The House refused to make the bill a special order.

Leave of absence was granted Mr. Harvey until to-morrow.

PETITION.

Leave was granted Mr. Hornaday to present a petition of citizens in reference to taxation of church property.

Referred to Committee on Ways and Means

REPORT OF COMMITTEE.

Leave was granted Mr. Russell to submit a report from the Committee on County and Township Organization.

MR. SPEAKER—Your Committee on County and Township Organization, to whom was referred House File No. 379, a bill for an act to provide for a resurvey and location of section corners in certain cases, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that it do not pass.

W. S. RUSSELL, *Chairman*.

Ordered passed on file.

Also:

MR. SPEAKER—Your Committee on County and Township Organization, to whom was referred House File No. 430, a bill for an act to amend section 576 of the Code of 1873, as amended by chapter 72 of the acts of the Sixteenth General Assembly, relating to the term of office of highway supervisors, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that it do pass.

W. S. RUSSELL, *Chairman*.

Ordered passed on file.

Also:

MR. SPEAKER—Your Committee on County and Township Organization, to whom was referred House File No. 442, a bill for an act relating to boards of supervisors, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that it be indefinitely postponed.

W. S. RUSSELL, *Chairman*.

Ordered passed on file.

Also:

MR. SPEAKER—Your Committee on County and Township Organization, to whom was referred House File No. 415, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that it do pass.

W. S. RUSSELL, *Chairman*.

Ordered passed on file.

Also:

MR. SPEAKER—Your Committee on County and Township Organization, to whom was referred House File No. 342, a bill for an act to repeal section 307 of the Code, and to provide for a more general publication of the proceedings of the board of supervisors, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that it be indefinitely postponed.

W. S. RUSSELL, *Chairman*.

Ordered passed on file.

Also:

MR. SPEAKER—Your Committee on County and Township Organization, to whom was referred House File No. 468, a bill for an act to

abolish township officers in certain cases, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that it do pass.

W. S. RUSSELL, *Chairman.*

Ordered passed on file.

BILLS ON SECOND READING.

On motion of Mr. Clayton, House File No. 184, a bill for an act to prevent the spreading of cockle-burs and Canada or other thistles, with report of committee recommending amendments, was taken up and considered.

The first amendment reported by the committee was adopted.

The second amendment reported by the committee was adopted.

Mr. Clayton moved that the rule be suspended, and the bill be considered engrossed, and read a third time now, which motion prevailed, and the bill was read a third time.

The question being, shall the bill pass?

The yeas were:

Messrs. Baker, Beach, Belfrage, Bicknell, Blair, Bloom, Bosworth, Bridges, Brown of Dickinson, Brown of Linn, Caldwell, Carson, Casey, Clayton, Cobbey, Cochran, Colton, Coomes, Dean, Dotson, Dungan, Egbert, Ehl, Epperson, Fisher, Francis, Gay, Hixson, Hornaday, Hubbell, Hutchison of Calhoun, Hutchison of Wapello, Jordan, King, Lake, Lewis of Fayette, Lewis of Mills, Lucas, Lyon, Martindale, McDaid, McGregor, Mueller, Muncey, Nichols, O'Brien, Palmer, Parker, Payne, Pearson, Perrin, Porter, Reck, Richardson of Harrison, Riehey, Robb, Scott, Seaman, Simpson, Stephens, Stockton, Stout, Struble, Terry, Van Staden, Wagner, Whaley, Wolfe, Wood, Yoran, and Mr. Speaker—71.

The nays were:

Messrs. Downing, Duncombe, Evans, Glasgow, Hayden, Hays, Homan, Hull, Jennings, Lambert, Laub, Nagle, Newbold, Patterson, Russell, Stutsman, Tilton, Tool, Wadleigh, Wicks and Williams—21.

Absent or not voting:

Messrs. Barnes, Harvey, Knight, Mackey, Merten, Prouty, Richardson of Jackson, and Webster—8.

So the bill passed, and the title was agreed to.

House File No. 250, a bill for an act for the protection of stock breeders, and to make the price of the services of the stallion a lien, etc., with report of committee recommending amendment, was taken up, considered, and the amendment reported by the committee was adopted.

Mr. Clayton moved that the rule be suspended and the bill be considered engrossed, and read a third time now, which motion prevailed, and the bill was read a third time.

The question being, shall the bill pass?

The yeas were:

Messrs. Baker, Barnes, Beach, Belfrage, Blair, Bloom, Bosworth, Bridges, Brown of Dickinson, Brown of Linn, Caldwell, Carson, Casey, Clayton, Cochran, Colton, Dotson, Duncombe, Dungan, Evans, Fran-

cis, Glasgow, Hubbell, Hutchison of Calhoun, Hutchison of Wapello, Jordan, King, Lake, Lambert, Laub, Lewis of Fayette, Lewis of Mills, Lucas, Lyon, Martindale, McGregor, Mueller, Muncey, Nagle, Newbold, Nichols, O'Brien, Parker, Pearson, Perrin, Porter, Reck, Richardson of Harrison, Richey, Robb, Russell, Scott, Seaman, Stephens, Stockton, Stout, Stutsman, Terry, Tilton, Tool, Van Staden, Wicks, Williams, Wolfe, Wood, Yoran, and Mr. Speaker—67.

The nays were:

Messrs. Bicknell, Cobbey, Coomes, Dean, Downing, Epperson, Fisher, Gay, Hays, Hixson, Homan, Hornaday, Hull, Jennings, McDaid, Palmer, Patterson, Payne, Simpson, Struble, and Wadleigh—21.

Absent or not voting:

Messrs. Egbert, Ehl, Harvey, Hayden, Knight, Mackey, Merten, Prouty, Richardson of Jackson, Wagner, Webster, and Whaley—12.

So the bill passed, and the title was agreed to.

MESSAGE FROM THE GOVERNOR.

Message from the Governor by his private secretary, W. H. Fleming, was read and passed on file:

THE STATE OF IOWA, }
EXECUTIVE DEPARTMENT, }
DES MOINES, March 3, 1880. }

MR. SPEAKER—I am instructed by the Governor to announce to the House of Representatives that he has approved, signed and deposited in the office of the Secretary of State the following:

House File No. 64, an act to legalize the levy of certain taxes in the county of Mills, in the State of Iowa.

House File No. 150, an act to legalize the incorporation of the town of Birmingham, Van Buren county, State of Iowa.

House File No. 188, an act to legalize the organization and acts of the Waterloo Agricultural Works of Waterloo, Iowa.

House File No. 362, an act to legalize the organization and official proceedings of the independent district of Ionia, in Chickasaw county, Iowa.

WM. H. FLEMING,
Private Secretary.

BILLS ON SECOND READING.

House File No. 203, a bill for an act requiring railroad companies to build and repair fences, with report of committee recommending it do pass, was taken up and considered.

Mr. Brown moved to refer the bill to the Committee on Railroads, and that the committee report by Monday the 8th.

Mr. Duncombe moved to amend by striking out the word "Railroads" and inserting in lieu thereof the word "Agriculture."

Question is on the motion to strike out "Railroads" and insert "Agriculture."

The motion prevailed.

Question, shall the bill be referred to the Committee on Agriculture to report by the 8th inst.?

Mr. Caldwell demanded the yeas and nays, which were as follows—

The yeas were:

Messrs. Barnes, Beach, Bicknell, Blair, Bloom, Bosworth, Bridges, Brown of Dickinson, Brown of Linn, Casey, Cobbey, Cochran, Coomes, Dean, Dotson, Duncombe, Dungan, Egbert, Ehl, Fisher, Francis, Glasgow, Hayden, Hays, Homan, Hornaday, Hubbell, Hutchison of Calhoun, Jordan, Lambert, Laub, Lewis of Mills, Lucas, Lyon, Martindale, McDaid, Mueller, Newbold, Nichols, O'Brien, Palmer, Parker, Patterson, Pearson, Porter, Prouty, Reck, Richey, Robb, Russell, Stephens, Struble, Terry, Tilton, Tool, Wadleigh, Wagner, Wicks, Williams, Wolfe, Wood, and Yorán—62.

The nays were:

Messrs. Baker, Belfrage, Caldwell, Carson, Clayton, Colton, Downing, Epperson, Evans, Gay, Hixson, Hull, Hutchison of Wapello, Jennings, King, Lake, Lewis of Fayette, Muncey, Nagle, Payne, Perrin, Richardson of Harrison, Scott, Seaman, Simpson, Stockton, Stout, Stutsman, Van Staden, and Mr. Speaker—30.

Absent or not voting:

Messrs. Harvey, Knight, Mackey, McGregor, Merten, Richardson of Jackson, Webster, and Whaley—8.

So the motion to refer to the Committee on Agriculture prevailed.

House File No. 367, a bill for an act to amend section 1604 of the Code of Iowa, in relation to trustees of Agricultural College, with report of committee recommending it do pass, was taken up and considered.

Mr. Hutchison of Calhoun moved to amend section 1 by striking out all after the word "five" in third line and all of fourth line and inserting, "and the Governor of the State shall be *ex-officio* member of the board of trustees."

Mr. Newbold moved that the bill be recommitted to the Committee on Agricultural College.

The motion did not prevail.

Question on the amendment to strike out and insert.

The motion prevailed.

Mr. King moved to recommit to the Committee on Agricultural College.

The motion did not prevail.

Mr. Hornaday moved to reconsider the vote by which the amendment offered by Mr. Hutchison of Calhoun was adopted.

The motion prevailed.

Question recurring on the amendment, it did not prevail.

Mr. Brown of Dickinson moved to amend by way of substitute, in words as follows:

*Be it enacted by the General Assembly of the State of Iowa, That section 1604 of chapter 3, title 12 of the Code of 1873, be amended by annexing thereto the words, "and the governor shall be *ex-officio* a member of the board of trustees."*

The substitute was adopted.

On motion of Mr. Clayton, the rule was suspended, the bill considered engrossed, and put upon its passage.

The yeas and nays were as follows—

The yeas were:

Messrs. Beach, Belfrage, Bicknell, Blair, Bloom, Bosworth, Bridges, Brown of Dickinson, Brown of Linn, Carson, Casey, Clayton, Cobbey, Cochran, Colton, Coomes, Dean, Dotson, Downing, Duncombe, Dungan, Egbert, Ehl, Epperson, Evans, Francis, Gay, Glasgow, Hayden, Hixson, Homan, Hornaday, Hubbell, Hull, Hutchison of Calhoun, Hutchison of Wapello, Jennings, Jordan, King, Lake, Lambert, Laub, Lewis of Fayette, Lewis of Mills, Lucas, Lyon, Martindale, Mueller, Muncey, Nagle, Newbold, Nichols, O'Brien, Palmer, Parker, Patterson, Payne, Pearson, Perrin, Porter, Prouty, Reck, Richardson of Harrison, Richey, Robb, Russell, Scott, Seaman, Stephens, Stockton, Stout, Struble, Stutsman, Terry, Tilton, Tool, Van Staden, Wadleigh, Wagner, Webster, Whaley, Wicks, Williams, Wolfe, Wood, Yoran, and Mr. Speaker—87.

The nays were:

Messrs. Baker, Barnes, Caldwell, and McDaid—4.

Absent or not voting:

Messrs. Fisher, Harvey, Hays, Knight, Mackey, McGregor, Merten, Richardson of Jackson, and Simpson—9.

So the bill passed, and the title was agreed to.

The hour of adjournment having arrived, the Speaker adjourned the House until 2 o'clock p. m.

AFTERNOON SESSION.

2 O'CLOCK P. M.

House called to order by the Speaker.

INTRODUCTION OF BILLS.

Leave was granted Mr. King to introduce House File No. 514, a bill for an act relating to the salaries of the president and officers of the Agricultural College, amending section 1606 of the Code of 1873.

Read a first and second time and referred to the Committee on Compensation of Public Officers.

Leave was granted Mr. Lambert to introduce House File No. 515, a bill for an act to amend chapter 145, laws of the Seventeenth General Assembly.

Read a first and second time and referred to the Committee on Judiciary.

Leave was granted Mr. Parker to introduce House File No. 516, a bill for an act to legalize certain ordinances of the town of State Centre, Marshall county, Iowa.

Read a first and second time.

On motion of Mr. Parker, the rules were suspended, the bill considered engrossed, and read a third time, and put upon its passage.

The yeas and nays were as follows—

The yeas were:

Messrs. Baker, Barnes, Beach, Belfrage, Blair, Bloom, Bosworth, Bridges, Brown of Dickinson, Brown of Linn, Caldwell, Carson, Casey, Clayton, Cobbey, Cochran, Colton, Coomes, Downing, Duncombe, Dungan, Epperson, Evans, Fisher, Francis, Gay, Hayden, Hays, Hixson, Homan, Hornaday, Hubbell, Hull, Hutchison of Calhoun, Hutchison of Wapello, Jennings, Jordan, King, Lake, Lambert, Lewis of Fayette, Lewis of Mills, Lucas, Lyon, Martindale, McDaid, Mueller, Muncey, Nagle, Newbold, Nichols, Parker, Patterson, Payne, Pearson, Perrin, Porter, Reck, Richardson of Harrison, Richey, Russell, Scott, Seaman, Stephens, Stockton, Stout, Stutsman, Terry, Tilton, Tool, Van Staden, Wadleigh, Wagner, Webster, Whaley, Williams, Wolfe, Wood, Yoran, and Mr. Speaker—80.

The nays were—None.

Absent or not voting:

Messrs. Bicknell, Dean, Dotson, Egbert, Ehl, Glasgow, Harvey, Knight, Laub, Mackey, McGregor, Merten, O'Brien, Palmer, Prouty, Richardson of Jackson, Robb, Simpson, Struble, and Wicks—20.

So the bill passed, and the title was agreed to.

RESOLUTION.

Leave was granted Mr. Carson to offer the following resolution, which was laid over for one day:

Resolved, That all bills reported upon unfavorably by the several committees of the House, be passed upon the files without further action, unless specially called up by consent or on motion.

PETITION.

Leave was granted Mr. Dugan to present a petition of citizens in reference to the passage of House File No. 286.

Referred to the Committee on Mines and Mining.

House File No. 298, a bill for an act to establish a Department of Industry, with report of committee recommending a substitute do pass, was taken up and considered.

M. Egbert moved to amend by striking out all of section 7, after the word "copies," in the eighth line of said section.

The motion did not prevail.

Mr. Nichols moved to amend by striking out the word "that," in line three, section 10, and insert "*provided*."

The motion prevailed.

Mr. Clayton moved that the bill be taken up and considered by sections.

The motion prevailed.

Mr. Gay moved to amend: Strike out all after the word "bound," in eighth line of section 7.

The motion did not prevail.

Mr. King moved to amend by striking out all of section 10, and inserting in lieu thereof the following:

Be it enacted by the General Assembly of the State of Iowa, That the President of the Agricultural College be Secretary of Industry, and shall hold his office at the Agricultural College, at Ames, Iowa.

The question on the adoption of the amendment the yeas and nays were demanded, which were as follows—

The yeas were:

Messrs. Baker, Barnes, Belfrage, Bosworth, Bridges, Caldwell, Casey, Cobbey, Colton, Downing, Egbert, Ehl, Epperson, Fisher, Gay, Hayden, Hays, Hixson, Homan, Hutchison of Wapello, Jennings, King, Lake, Lambert, Laub, McGregor, Mueller, O'Brien Parker, Payne, Reck, Richey, Simpson, Terry, Tilton, Van Staden, Wagner, Williams, and Wolfe—39.

The nays were:

Messrs. Bicknell, Blair, Brown of Dickinson, Brown of Linn, Carson, Clayton, Cochran, Coomes, Dean, Dotson, Duncombe, Dungan, Evans, Francis, Hornaday, Hubbell, Hull, Hutchison of Calhoun, Jordan, Lewis of Fayette, Lewis of Mills, Lucas, Martindale, McDaid, Nagle, Newbold, Nichols, Palmer, Pearson, Perrin, Porter, Robb, Russell Scott, Seaman, Stephens, Stockton, Stout, Struble, Stutsman, Tool, Wadleigh, Whaley, Wood, Yoran, and Mr. Speaker—46.

Absent or not voting:

Messrs. Beach, Bloom, Glasgow, Harvey, Knight, Lyon, Mackey, Merten, Muncey, Patterson, Prouty, Richardson of Harrison, Richardson of Jackson, Webster, and Wicks—15.

So the motion to amend did not prevail.

Mr. Bridges moved to amend section 1 by striking out the enacting clause.

Mr. Yoran moved to recommit the bill to the Committee on Agriculture.

Mr. Jennings moved to strike out "Agriculture" and insert "Ways and Means."

The motion did not prevail.

The question recurring on the motion to refer to the Committee on Agriculture, was decided in the affirmative.

House File No. 22, a bill for an act to prohibit the traffic in hogs infected with swine plague or hog cholera, etc., with a majority and minority report, was taken up and considered.

BILLS ON THIRD READING.

The hour of 3 o'clock p. m. having arrived for consideration of bills on third reading, on motion of Mr. Lake the 11th order of business was suspended.

Mr. Caldwell moved to recommit the majority and minority reports to the Committee on Agriculture.

Mr. Dungan moved a call of the House, which was ordered.

Mr. Prouty moved further proceedings under the call be dispensed with.

The motion did not prevail.

Mr. Dungan moved that further proceedings under the call be dispensed with.

The motion did not prevail.

Mr. Prouty moved further proceedings under the call be dispensed with.

The motion did not prevail.

Leave of absence was granted Mr. Richardson of Jackson and Mr. Epperson for the afternoon.

The Door-keeper brought the Sergeant-at-Arms before the bar of the House, who was excused.

The following members were absent: Messrs. Baker, Bicknell, Bloom, Brown of Linn, Hull, Knight, Laub, Lyon, Mackey, McDaid, Wagner, and Webster.

The Sergeant-at-Arms brought in Messrs. Palmer, Bloom, and Mackey before the bar of the House and they were excused.

Mr. Cobbey moved further proceedings under the call be dispensed with.

The motion did not prevail.

Mr. King moved further proceedings under the call be dispensed with.

The motion prevailed.

Mr. Jordan moved the previous question, which was not seconded.

The question, shall the main question be now put? was decided in the affirmative.

Upon the question, shall the minority report be substituted for the majority? the yeas and nays were demanded, which were as follows—

The yeas were:

Messrs. Baker, Barnes, Beach, Blair, Bosworth, Brown of Dickinson, Casey, Cochran, Colton, Coomes, Dean, Duncombe, Dungan, Francis, Glasgow, Hayden, Hixson, Hornaday, Hubbell, Hutchison of Calhoun, Hutchison of Wapello, King, Lyon, Martindale, McGregor, Muncey, Nichols, Palmer, Parker, Patterson, Perrin, Russell, Scott, Simpson, Stout, Struble, Whaley, Wicks, Williams, Wood, and Yorán—41.

The nays were:

Messrs. Belfrage, Bicknell, Bloom, Bridges, Caldwell, Clayton, Cobbey, Dotson, Downing, Egbert, Ehl, Evans, Fisher, Gay, Hays, Homan, Jennings, Jordan, Lake, Lambert, Lewis of Fayette, Lewis of Mills, Lucas, Mueller, Nagle, Newbold, O'Brien, Payne, Pearson, Porter, Prouty, Reck, Richardson of Harrison, Richey, Robb, Seaman, Stephens, Stockton, Stutsman, Terry, Tilton, Tool, Van Staden, Wadleigh, Wagner, Webster, Wolfe, and Mr. Speaker—48.

Absent or not voting:

Messrs. Brown of Linn, Carson, Epperson, Harvey, Hull, Knight, Laub, Mackey, McDaid, Merten, and Richardson of Jackson—11.

So the motion to adopt the minority in lieu of the majority report was lost.

Mr. Evans moved to amend section 1 in the eighth line by inserting after the word "shipped" the words "between the first day of December and the first day of April."

Mr. Struble moved to amend the amendment by striking out all after the word "died," in the sixth line of section 1.

Mr. Cobbey moved the previous question, which was seconded.

Question, shall the main question be now put? was decided in the affirmative.

Question on the amendment to the amendment.

The yeas and nays were demanded, and were as follows—

The yeas were:

Messrs. Baker, Barnes, Beach, Bicknell, Blair, Bosworth, Brown of Dickinson, Brown of Linn, Cochran, Colton, Coomes, Dean, Downing, Dungan, Francis, Gay, Hayden, Hays, Hixson, Hubbell, Hull, Hutchison of Calhoun, Hutchison of Wapello, King, Lambert, Laub, Lyon, Martindale, McGregor, Muncey, Newbold, Nichols, Palmer, Parker, Patterson, Perrin, Porter, Russell, Scott, Simpson, Stout, Struble, Van Staden, Whaley, Wicks, Williams, Wood, and Yorán—48.

The nays were:

Messrs. Belfrage, Bloom, Bridges, Caldwell, Carson, Casey, Clayton, Cobbe, Dotson, Duncombe, Egbert, Ehl, Evans, Fisher, Glasgow, Homan, Hornaday, Jennings, Jordan, Lake, Lewis of Fayette, Lewis of Mills, Lucas, McDaid, Mueller, Nagle, O'Brien, Payne, Pearson, Prouty, Reck, Richardson of Harrison, Richey, Robb, Seaman, Stephens, Stockton, Stutsman, Terry, Tilton, Tool, Wadleigh, Wagner, and Wolfe—44.

Absent or not voting:

Messrs. Epperson, Harvey, Knight, Mackey, Merten, Richardson of Jackson, Webster, and Mr. Speaker—8.

So the motion to amend prevailed.

Mr. Robb moved that the House do now adjourn.

The motion did not prevail.

The bill was ordered engrossed for a third reading.

Mr. Palmer moved that the House do now adjourn.

The motion did not prevail.

Mr. King moved that the rule be suspended and the bill be considered engrossed, and read a third time now.

The motion did not prevail.

Mr. Downing moved that the House do now adjourn.

The motion did not prevail.

Mr. Struble moved to reconsider the vote by which the bill was ordered engrossed for a third reading.

The motion prevailed.

On motion of Mr. Palmer the House adjourned.

HALL OF HOUSE OF REPRESENTATIVES, }
DES MOINES, IOWA, March 5, 1880. }

House met pursuant to adjournment, the Speaker in the chair.

Prayer by Rev. D. R. Lucas.

Pending the reading of the journal of yesterday, on motion of Mr. Whaley the further reading of same was dispensed with.

INTRODUCTION OF BILLS.

Leave was granted Mr. Brown of Dickinson to introduce House File No. 517, a bill for an act to legalize the incorporation of the town of Sibley, in the county of Osceola, State of Iowa.

Read a first and second time.

On motion of Mr. Brown of Dickinson the rule was suspended, the bill considered engrossed, read a third time and put upon its passage.

The yeas and nays were as follows—

The yeas were:

Messrs. Baker, Barnes, Beach, Belfrage, Bicknell, Blair, Bloom, Bosworth, Bridges, Brown of Dickinson, Brown of Linn, Caldwell, Carson, Casey, Cobbey, Cochran, Colton, Coomes, Dean, Dotson, Downing, Dungan, Egbert, Ehl, Epperson, Evans, Fisher, Francis, Gay, Glasgow, Harvey, Hayden, Hays, Hixson, Homan, Hornaday, Hubbell, Hull, Hutchison of Calhoun, Hutchison of Wapello, Jennings, Jordan, King, Lake, Lambert, Laub, Lewis of Fayette, Lewis of Mills, Lucas, Lyon, Mackey, Martindale, McDaid, McGregor, Muncey, Nagle, Newbold, Nichols, O'Brien, Palmer, Parker, Patterson, Payne, Pearson, Perrin, Porter, Prouty, Reck, Richardson of Harrison, Richardson of Jackson, Richey, Robb, Russell, Scott, Seaman, Simpson, Stephens, Stockton, Stout, Struble, Stutsman, Tilton, Tool, Van Staden, Wadleigh, Wagner, Webster, Whaley, Wicks, Williams, Wolfe, Wood, Yoran, and Mr. Speaker—94.

The nays were—None.

Absent or not voting:

Messrs. Clayton, Duncombe, Knight, Merten, Mueller, and Terry—6.

So the bill passed, and the title was agreed to.

Leave was granted Mr. Whaley to present a petition and accompanying bill—bill House File No. 518, a bill for an act to amend section 1, chapter 133 of the laws of the Seventeenth General Assembly.

Read a first and second time and referred to the Committee on Schools.

Mr. McDaid moved that the special order be postponed until the first three orders of business be entered upon and disposed of.

The motion prevailed.

PETITIONS.

Mr. McDaid presented a petition from citizens in reference to druggists.

Referred to the Committee on Medicine and Surgery.

Mr. Egbert presented a petition from attorneys of Davenport in reference to amending section 3567 of the Code.

Referred to the Committee on Judiciary.

Mr. Baker presented a petition from citizens of Winneshiek county in reference to agricultural districts, etc.

Referred to the Committee on Schools.

Mr. Newbold presented a petition in reference to making appropriation to defray expenses of soldiers' reunion.

Referred to the Committee on Military Affairs.

Mr. Carson presented a petition from the county treasurer and auditor, and treasurer of independent school district of Council Bluffs.

Read and referred to the Committee on Schools.

Mr. Laub presented a petition from citizens of Davenport in reference to taxation of church property.

Referred to the Committee on Cities and Towns.

Mr. Mueller presented a petition from citizens in reference to teaching the German language in public schools.

Referred to the Committee on Schools.

REPORTS OF COMMITTEES.

Mr. Parker, from the Committee on Judiciary, submitted the following report.

MR. SPEAKER—Your Committee on Judiciary, to whom was referred House File No. 377, a bill for an act to amend section 1782 of the Code, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that it do pass.

J. M. PARKER, *Chairman*.

Ordered passed on file.

Also:

MR. SPEAKER—Your Committee on Judiciary, to whom was referred House File No. 444, a bill for an act to legalize the acts of the Independent District of Carpenter, beg leave to report that they have had the same under consideration, and have instructed me to report the same back to the House with the recommendation that it be indefinitely postponed.

J. M. PARKER, *Chairman*.

Ordered passed on file.

Mr. Perrin, from the Committee on Schools, submitted the following report:

MR. SPEAKER—Your Committee on Schools, to whom was referred Senate File No. 37, a bill for an act repealing chapter 113, of the acts of the Seventeenth General Assembly, in relation to the non-voting of the presidents of school boards of independent districts, beg leave to report that they have had the same under consideration and have

instructed me to report the same back to the House with the recommendation that it be indefinitely postponed.

PERRIN, *Chairman.*

Ordered passed on file.

Also:

MR. SPEAKER—Your Committee on Schools, to whom was referred House File No. 471, a bill for an act to define who shall vote at school elections, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that it be indefinitely postponed.

PERRIN, *Chairman.*

Ordered passed on file.

Also:

MR. SPEAKER—Your Committee on Schools, to whom was referred House File No. 269, a bill for an act to amend chapter 9, title 12 of the Code, relating to the duties of county superintendents, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the accompanying substitute be adopted, and when adopted that the substitute do pass.

PERRIN, *Chairman.*

Ordered passed on file.

Also:

MR. SPEAKER—Your Committee on Schools, to whom was referred House File No. 82, a bill for an act to amend section 1774, chapter 9, title 12 of the Code, beg leave to report that they have had the same under consideration, and have instructed me to report the same back to the House with the recommendation that it be indefinitely postponed.

PERRIN, *Chairman.*

Ordered passed on file.

Also:

MR. SPEAKER—Your Committee on Schools, to whom was referred House File No. 512, a bill for an act to provide for the compensation of subdirectors, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that it be indefinitely postponed.

PERRIN, *Chairman.*

Ordered passed on file.

Mr. Glasgow, from the Committee on Cities and Towns, submitted the following report:

MR. SPEAKER—Your Committee on Cities and Towns, to whom was referred House File No. 412, a bill for an act to define the powers and duties of incorporated towns in regard to highways, streets, alleys, public squares, certain bridges and commons, beg leave to report that they have had the same under consideration and present herewith a substitute therefor, and have instructed me to report the same back to the House with the recommendation that the substitute be adopted, and being adopted, that it do pass.

S. L. GLASGOW, *Chairman.*

Ordered passed on file.

Also:

MR. SPEAKER—Your Committee on Cities and Towns, to whom was referred House File No. 500, a bill for an act relating to incorporated towns, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that it be indefinitely postponed, for the reason that another bill relating to the same subject has been reported favorably.

S. L. GLASGOW, *Chairman.*

Ordered passed on file.

Mr. Robb, from the Committee on Police Regulations, submitted the following report:

MR. SPEAKER—Your Committee on Police Regulations, to whom was referred House File No. 482, a bill for an act to restrain railroads from obstructing streets and sidewalks in cities and towns, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that it be referred to the Committee on Railroads.

ROBB, *Chairman.*

Ordered passed on file.

Also:

MR. SPEAKER—Your Committee on Police Regulations, to whom was referred House File No. 453, a bill for an act to repeal chapter 172 of acts of the Seventeenth General Assembly, concerning regulations for the sale of coal oil, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that it do not pass.

ROBB, *Chairman.*

Ordered passed on file.

Mr. McDaid, from the Committee on Normal Schools, submitted the following report:

MR. SPEAKER—Your Committee on Normal Schools, to whom was referred House File No. 398, a bill for an act to encourage normal training, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that it do pass.

D. J. McDAID, *Chairman.*

Ordered passed on file.

Mr. Scott, from the Committee on Senatorial and Representative Districts, submitted the following report:

MR. SPEAKER—Your Committee on Senatorial and Representative Districts, to whom was referred Senate File No. 166, a bill for an act apportioning the State into representative districts, and declaring the ratio of representation, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that it do pass.

R. G. SCOTT, *Chairman.*

Ordered passed on file.

INTRODUCTION OF BILLS.

Leave was granted Mr. Dean to introduce House File No. 519, a bill for an act to provide for the levying of taxes by boards of directors of fire insurance companies in certain cases.

Read a first and second time and referred to the Committee on Insurance.

Leave was granted Mr. Tool to introduce House File No. 520, a bill for an act to repeal section 1782 of the Code of 1873 and enact a substitute therefor, relating to semi-annual apportionments.

Read a first and second time and referred to the Committee on Schools.

Leave was granted Mr. Dungan to introduce House File No. 521, a bill for an act to amend sections 1801 and 1805, chapter 9, title 12 of the Code, relating to independent school districts.

Read a first and second time and referred to the Committee on Schools.

Leave was granted Mr. Parker, from the Committee on Judiciary, to introduce as a committee bill House File No. 522, a bill for an act to legalize the organization and acts of the Knotts Mexican Silver Mining Company.

Read a first and second time and passed on file.

RESOLUTION.

Leave was granted Mr. Hornaday to offer the following resolution which was adopted:

Resolved, That this House do not hold any afternoon sessions to-day and to-morrow.

Mr. Cobbey moved that the House take up special order.

The motion did not prevail.

Mr. Wood moved to call up Senate concurrent resolution relative to feeble-minded children at Glenwood, Iowa.

The motion prevailed.

Mr. Wood moved to amend by striking out section 2.

The motion did not prevail.

The resolution was adopted.

UNFINISHED BUSINESS.

House File No. 22, a bill for an act to prevent the dissemination and spread of hog cholera, etc., was taken up.

Mr. Hays moved to amend section 1 by striking out the words "hereinafter provided."

Mr. Jordan moved to recommit to the Committee on Agriculture.

The motion did not prevail.

Mr. Dotson moved to reconsider the vote by which the amendment to section 1 was adopted.

Mr. Mueller moved to refer the bill and amendment to the Committee on Agriculture.

The motion did not prevail.

Mr. Brown of Dickinson moved to lay the motion to reconsider on the table.

The motion did not prevail.

Question on the motion to reconsider was decided in the affirmative.

Mr. King moved to refer the bill to a special committee of five, with instructions to prepare a substitute cutting off all traffic in hogs that have died with the cholera, and that they report within three legislative days, and that it be made a special order the next day at 10:30 o'clock after reported.

Mr. Cobbey moved to amend by striking out all that portion which refers to instructions.

The motion prevailed.

Question on the motion to refer to a special committee of five prevailed.

House File No. 74, a bill for an act to amend section 1, chapter 50, acts of the Seventeenth General Assembly, with report of committee recommending it do pass, was taken up, considered, and the report of the committee was adopted.

Mr. Newbold moved that the rule be suspended and the bill be considered engrossed, and read a third time now, which prevailed, and the bill was read a third time.

The question being, shall the bill pass?

The yeas were:

Messrs. Baker, Beach, Belfrage, Bloom, Bosworth, Bridges, Brown of Dickinson, Brown of Linn, Carson, Cobbey, Cochran, Colton, Coomes, Dotson, Downing, Duncombe, Dungan, Epperson, Evans, Fisher, Francis, Glasgow, Harvey, Hayden, Homan, Hornaday, Hubbell, Hutchison of Calhoun, Hutchison of Wapello, Jennings, Jordan, King, Lake, Lambert, Laub, Lewis of Fayette, Lewis of Mills, Lucas, Lyon, Mackey, Martindale, McDaid, McGregor, Mueller, Muncey, Nagle, Newbold, Payne, Pearson, Perrin, Prouty, Reck, Richardson of Harrison, Richardson of Jackson, Richey, Russell, Scott, Seaman, Simpson, Stephens, Stockton, Stout, Struble, Stutsman, Tilton, Tool, Van Staden, Wadleigh, Wagner, Webster, Whaley, Wicks, Williams, Wolfe, Wood, Yoran, and Mr. Speaker—77.

The nays were:

Messrs. Barnes, Bicknell, Blair, Caldwell, Casey, Dean, Ehl, Gay, Hixson, Hull, Nichols, O'Brien, Palmer, Patterson, Porter, and Terry—17.

Absent or not voting:

Messrs. Clayton, Egbert, Hays, Knight, Merten, and Robb—6.

So the bill passed, and the title was agreed to.

Mr. McDaid moved to reconsider the vote by which House File No. 74 was passed.

The motion did not prevail.

The Speaker announced as Special Committee on House File No. 22: Messrs. Stout, Gay, Seaman, Payne, and Dotson.

House File No. 488, a bill for an act to amend sections 1464 and 1468, and to repeal sections 1469 and 1470, chapter 3, title 11 of the

Code, with report of committee recommending it do pass, was taken up and considered.

Mr. Seaman moved to amend by an additional section:

"SEC. 6. That the boards of county supervisors of the several counties are hereby authorized to provide for the publication as contemplated in section 2 of this act: *provided*, the cost of said publication shall not exceed the sum of fifty cents for each paper for any one notice."

The hour of adjournment having arrived the Speaker adjourned the House until to morrow morning at 10 o'clock.

HALL OF HOUSE OF REPRESENTATIVES, }
DES MOINES, IOWA, March 6, 1880. }

House met pursuant to adjournment, the Speaker in the chair.

Prayer by Rev. J. C. Jencks.

Pending the reading of the journal of yesterday, on motion of Mr. Webster further reading of the same was dispensed with.

On motion of Mr. Cobbey House File No. 121 was made a special order for March 12.

Leave of absence was granted Mr. Cobbey until Wednesday.

Leave of absence was granted Messrs. Struble, Bridges, Webster, Bosworth, Epperson, Lewis of Fayette, Russell, Robb, Barnes, and Porter until Tuesday.

Mr. Williams was excused until Tuesday.

Mr. Prouty was excused until Tuesday.

On motion of Mr. Stockton, House File No. 390, a constitutional amendment introduced by Mr. Casey, was made a special order for Tuesday, March 9th, at 10:30 o'clock.

On motion of Mr. King, House File No. 52 was made a special order for Tuesday March 9th, at 10 o'clock A. M.

On motion of Mr. Fisher, House File No. 299, a bill for an act to amend section 602 of the Code, with report of committee recommending it do pass, was taken up and considered.

Mr. Fisher moved that the rule be suspended, and the bill be considered engrossed, and read a third time now, which prevailed, and the bill was read a third time.

The question being, shall the bill pass?

The yeas were:

Messrs. Beach, Belfrage, Bicknell, Blair, Brown of Dickinson, Brown of Linn, Carson, Cobbey, Cochran, Coomes, Dean, Dotson, Downing, Dungan, Epperson, Fisher, Francis, Glasgow, Harvey, Hayden, Homan, Hornaday, Hubbell, Hull, Hutchison of Calhoun, Jennings, Jordan, King, Knight, Lambert, Lewis of Mills, Lucas, Lyon, Martindale, McDaid, Mueller, Nichols, Patterson, Pearson, Porter, Richey, Robb, Scott, Seaman, Stephens, Stockton, Stout, Struble, Stutsman, Terry, Tilton, Tool, Webster, Whaley, Wicks, Williams, Wood, and Mr. Speaker—58.

The nays were:

Messrs. Caldwell, Casey, Colton, Ehl, Evans, Gay, Hays, Hixson, Hutchison of Wapello, Lake, Mackey, McGregor, Muncey, Newbold, O'Brien, Palmer, Parker, Payne, Perrin, Reck, Richardson of Jackson, Russell, Simpson, Van Staden, Wadleigh, Wagner, Wolfe, and Yoran—28.

Absent or not voting:

Messrs. Baker, Barnes, Bloom, Bosworth, Bridges, Clayton, Duncombe, Egbert, Laub, Lewis of Fayette, Merten, Nagle, Prouty, and Richardson of Harrison—14.

So the bill passed, and the title was agreed to.

MESSAGE FROM THE GOVERNOR.

The following message was received from the Governor, through his private secretary, Wm. H. Fleming:

STATE OF IOWA,
EXECUTIVE DEPARTMENT.
DES MOINES, March 4th, 1880. }

MR. SPEAKER—I am instructed by the Governor to inform the honorable House of Representatives that he has approved, signed and deposited in the office of the Secretary of State the following:

House File No. 44, an act further defining the duties of county officers.

House File No. 102, an act to legalize the incorporation, ordinances, and acts of the officers of the town of Malvern, in the county of Mills.

House File No. 143, an act amendatory to section 2049 of the Code of 1873, in relation to the weight of Hungarian grass and millet seed.

WM. H. FLEMING, *Private Secretary*.

Leave was granted Mr. Carson to take up the resolution in reference to bills reported on unfavorably:

Resolved, That all bills reported upon unfavorably by the several committees of the House be passed upon the files without further action, unless specially called up by consent or on motion.

The following amendment was offered by Mr. King: "except bills upon which there is a majority and a minority report."

The resolution as amended was adopted.

UNFINISHED BUSINESS.

House File No. 488, a bill for an act to amend sections 1464 and 1468 and to repeal sections 1469 and 1470, chapter 3, title 11 of the Code, with report of committee recommending it do pass, was taken up and considered.

The question on the amendment by Mr. Seaman.

The amendment was adopted.

Mr. Dungan moved to amend by striking out sections 3 and 5.

The motion to amend prevailed.

Mr. Williams moved that section 2 be stricken out.

The motion to amend did not prevail.

Mr. Blair moved to amend section 4 by adding after the figures "1468" the words and figures "1471 and 1472," and also the letter "s" to the word "section" in second line.

The motion to amend prevailed.

Mr. Porter moved that all of section 1 be stricken out after the enacting clause.

The motion to amend was lost.

Mr. Stockton moved to amend section 1 by adding the letter "s" to the word "word" in first line, and insert before the word "November" the words "the first day of," and before the word "October" the words "the 15th day of."

The motion to amend prevailed.

Mr. Blair moved to amend by striking out all of section 4 and inserting:

"SEC. 4. That sections 1468, 1471, and 1472 be amended by adding after the word "stray" the words "or strays."

The motion to amend prevailed.

Mr. Seaman moved that the rule be suspended, and the bill be considered engrossed, and read a third time now, which prevailed, and the bill was read a third time.

The question being, shall the bill pass?

The yeas were:

Messrs. Beach, Belfrage, Blair, Brown of Dickinson, Brown of Linn, Caldwell, Carson, Cobbey, Cochran, Colton, Coomes, Dean, Dotson, Downing, Dungan, Epperson, Evans, Fisher, Francis, Hays, Hixson, Hutchison of Calhoun, King, Knight, Lake, Laub, Lucas, Lyon, Mackey, Martindale, Mueller, Muncey, Nichols, Parker, Patterson, Pearson, Perrin, Porter, Prouty, Richey, Robb, Russell, Scott, Seaman, Struble, Stutsman, Terry, Tool, Wagner, Yoran and Mr. Speaker—51.

The nays were:

Messrs. Baker, Casey, Ehl, Gay, Glasgow, Harvey, Hayden, Homan, Hornaday, Hubbell, Hull, Hutchison of Wapello, Jennings, Jordan, Lambert, Lewis of Mills, McDaid, McGregor, Newbold, O'Brien, Palmer, Payne, Richardson of Jackson, Simpson, Stockton, Stout, Tilton, Van Staden, Wadleigh, Whaley, Wicks, Williams, and Wood—33.

Absent or not voting:

Messrs. Barnes, Bicknell, Bloom, Bosworth, Bridges, Clayton, Duncombe, Egbert, Lewis of Fayette, Merten, Nagle, Reck, Richardson of Harrison, Stephens, Webster, and Wolfe—16.

So the bill passed, and the title was agreed to.

House File No. 84, a bill for an act to give county boards of supervisors the right to improve the highway in certain cases, with report of committee recommending it do pass, was taken up and considered.

The bill was ordered engrossed.

Mr. Lake moved that the rule be suspended and the bill be considered engrossed, and read a third time now, which prevailed, and the bill was read a third time.

The question being, shall the bill pass?

The yeas were:

Messrs. Baker, Beach, Belfrage, Blair, Bloom, Brown of Dickinson, Brown of Linn, Carson, Casey, Cobbey, Cochran, Colton, Coomes, Dean, Dotson, Downing, Dungan, Ehl, Epperson, Evans, Fisher, Francis, Gay, Glasgow, Harvey, Hayden, Hixson, Homan, Hubbell, Hull, Hutchison of Calhoun, Hutchison of Wapello, Jennings, Jordan, King, Knight, Lake, Lambert, Laub, Lucas, Lyon, Mackey, Martindale, McGregor, Muncey, Newbold, Nichols, O'Brien, Palmer, Parker, Patterson, Payne, Pearson, Perrin, Porter, Reck, Richardson of Jackson, Richey, Robb, Scott, Seaman, Stephens, Stockton, Stout, Struble, Stutsman, Terry, Tool, Van Staden, Wadleigh, Wagner, Wicks, Williams, Wolfe, Wood, Yoran, and Mr. Speaker—77.

The nays were:

Messrs. Caldwell, Hays, Hornaday, Lewis of Mills, McDaid, Mueller, Prouty, Russell, Simpson, and Tilton—10.

Absent or not voting:

Messrs. Barnes, Bicknell, Bosworth, Bridges, Clayton, Duncombe, Egbert, Lewis of Fayette, Merten, Nagle, Richardson of Harrison, Webster, and Whaley—13.

So the bill passed, and the title was agreed to.

Mr. Lake was excused until Tuesday.

On motion of Mr. Stockton, House File No. 596, a bill for an act to legalize the incorporation of the town of Riverton, Iowa, with report of committee recommending do pass, was taken up and considered.

Mr. Stockton moved that the rule be suspended and the bill be considered engrossed, and read a third time now, which prevailed, and the bill was read a third time.

The question being, shall the bill pass?

The yeas were:

Messrs. Baker, Beach, Belfrage, Bloom, Brown of Dickinson, Brown of Linn, Caldwell, Carson, Casey, Cobbey, Cochran, Colton, Coomes, Dean, Dotson, Downing, Dungan, Ehl, Epperson, Evans, Fisher, Francis, Gay, Glasgow, Harvey, Hayden, Hixson, Homan, Hornaday, Hubbell, Hull, Hutchison of Calhoun, Hutchison of Wapello, Jennings, Jordan, King, Knight, Lake, Lambert, Laub, Lewis of Mills, Lucas, Lyon, Mackey, Martindale, McDaid, McGregor, Mueller, Muncey, Newbold, Nichols, O'Brien, Palmer, Parker, Patterson, Payne, Pearson, Perrin, Porter, Prouty, Reck, Richardson of Jackson, Richey, Robb, Russell, Scott, Seaman, Simpson, Stephens, Stockton, Stout, Struble, Stutsman, Terry, Tilton, Tool, Van Staden, Wadleigh, Wagner, Whaley, Wicks, Williams, Wolfe, Wood, Yoran, and Mr. Speaker—86.

The nays were—None.

Absent or not voting:

Messrs. Barnes, Bicknell, Blair, Bosworth, Bridges, Clayton, Duncombe, Egbert, Hays, Lewis of Fayette, Merten, Nagle, Richardson of Harrison, and Webster—14.

So the bill passed, and the title was agreed to.

On motion of Mr. Bloom, House File No. 378, a bill for an act to define tramping and punish tramps, with report of committee recommending do pass, was taken up and considered.

Mr. Wood moved that further consideration of this bill be postponed until after committees report.

The motion did not prevail.

Mr. Bloom moved to make it a special order for Wednesday, March 10, at 10:30 A. M.

The motion prevailed.

INTRODUCTION OF BILL.

Mr. Lewis of Mills introduced House File No. 523, a bill for an act granting authority to the town council of the town of Malvern, Mills county, Iowa, to submit certain questions to a vote of the electors of said town.

Read a first and second time and referred to the Committee on Judiciary.

PETITIONS.

Mr. Terry presented a petition from the citizens of Muscatine county. Referred to the Committee on Judiciary.

Mr. McDaid presented a petition from the citizens of Cherokee county.

Referred to the Committee on Schools.

Mr. Brown of Dickinson presented a petition.

Referred to the Committee on Schools.

REPORTS OF COMMITTEES.

Mr. Newbold, from the Committee on Ways and Means, submitted the following report:

MR. SPEAKER—Your Committee on Ways and Means, to whom was referred Senate File No. 177, a bill for an act to amend section 3986, chapter 7, title 24 of the Code of 1873, relating to defacing public buildings, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that it be amended by inserting, after the word "church," the words "college, academy," and after being so amended it do pass.

J. G. NEWBOLD, *Chairman.*

Ordered passed on file.

Also:

MR. SPEAKER—Your Committee on Ways and Means, to whom was referred the petition of James Vincent of Fremont county, and F. Hess of Webster county, asking relief from taxation, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that it is inexpedient to grant the prayer of said petitioners.

J. G. NEWBOLD, *Chairman.*

Ordered passed on file.

Mr. Parker, from the Committee on Judiciary, submitted the following report:

MR. SPEAKER—Your Committee on Judiciary, to whom were referred numerous petitions from the people in relation to the Supreme Court reports, reduction of court expenses, and other matters affecting the interests of the whole people, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that they be filed with the papers of the House, and that the subjects therein named and petitioned on have been answered by bills pending or passed this House.

J. M. PARKER, *Chairman*.

Ordered passed on file.

Also:

MR. SPEAKER—Your Committee on Judiciary, to whom was referred House File No. 484, a bill for an act to amend section 4273 of the Code; also, House File No. 515, a bill for an act to amend chapter 145, laws of the Seventeenth General Assembly; House File No. 338, a bill for an act regulating the descent and distribution of personal property; House File No. 67, a bill for an act in relation to attorneys' fees for prosecuting persons charged with violating the law respecting the sale of intoxicating liquors, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that they be indefinitely postponed.

J. M. PARKER, *Chairman*.

Ordered passed on file.

Also:

MR. SPEAKER—Your Committee on Judiciary, to whom was referred House File No. 509, a bill for an act to legalize the acts of James Simmonds, a justice of the peace of Madison county, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that it do pass.

J. M. PARKER, *Chairman*.

Ordered passed on file.

Mr. Stout, from the Committee on Agriculture, submitted the following report;

MR. SPEAKER—Your Committee on Agriculture, to whom was referred House File No. 298, a bill for an act to establish the Department of Industry, beg leave to report that they have had the same under consideration, and have drawn a substitute for same, and have instructed me to report the same back to the House with the recommendation that it be adopted, and when adopted that the bill do pass.

A. V. STOUT, *Acting Chairman*.

Ordered passed on file.

Mr. Yoran, from the Committee on Appropriations, submitted the following report:

MR. SPEAKER—Your Committee on Appropriations, to whom was referred House File No. 200, a bill for an act establishing a Geological and Natural History Survey of Iowa, and defining the purpose and work thereof, beg leave to report that they have had the same under

consideration and have instructed me to report the same back to the House with the recommendation that it be indefinitely postponed.

S. M. YORAN, *Chairman.*

Ordered passed on file.

Mr. Perrin, from the Committee on Schools, submitted the following report:

MR. SPEAKER—Your Committee on Schools, to whom was referred House File No. 518, a bill for an act to amend section 1, chapter 123 of the laws of the Seventeenth General Assembly, beg leave to report that they have had the same under consideration, and have instructed me to report the same back to the House with the recommendation that it be indefinitely postponed, there being a bill before the House covering the same ground.

PERRIN, *Chairman.*

Ordered passed on file.

Also:

MR. SPEAKER—Your Committee on Schools, to whom was referred House File No. 498, a bill for an act to provide the mode by which sub-districts of any township district may become independent districts, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that it do pass.

PERRIN, *Chairman.*

Ordered passed on file.

Also:

MR. SPEAKER—Your Committee on Schools, to whom was referred House File No. 521, a bill for an act to amend sections 1801 and 1805, chapter 9, article 12 of the Code, relating to independent school districts, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that it be amended by inserting after word "township," in the fourth line, the words, "or independent districts," and when so amended the bill do pass.

PERRIN, *Chairman.*

Ordered passed on file.

Leave was granted Mr. Russell, from the Committee on County and Township Organization, to submit the following report:

MR. SPEAKER—Your Committee on County and Township Organization, to whom was referred House File No. 463, a bill for an act to amend chapter 1, of title 11 of the Code, in relation to the relief of the poor, and manner of obtaining the same, and providing punishment for the violation of this act, beg leave to report that they have had the same under consideration, and have instructed me to report the same back to the House with the recommendation that it be amended by inserting in the seventeenth line of the fifth section, after the word "hour," the words, "and when deemed advisable the board may fix the compensation of the township trustee, or person so acting," and when so amended that it do pass.

W. S. RUSSELL, *Chairman.*

Ordered passed on file.

Also:

MR. SPEAKER—Your Committee on County and Township Organization, to whom was referred House File No. 505, a bill for an act to amend chapter 123, acts of the Sixteenth General Assembly, by adding to said section a limitation on the time of calling elections under said chapter, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that it be amended by adding to section 1 the following: "Unless the parties interested in calling the election deposit with the trustees of the township a sufficient sum of money to pay the costs of holding the election, and agree to pay the expenses of such election," and when so amended that it do pass.

W. S. RUSSELL, *Chairman*.

Ordered passed on file.

Also:

MR. SPEAKER—Your Committee on County and Township Organization, to whom was referred House File No. 261, a bill for an act to legalize the acts of the township trustees of Spaulding township, Union county, Iowa, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that it do pass.

W. S. RUSSELL, *Chairman*.

Ordered passed on file.

Mr. Coomes, from the Committee on Retrenchment and Reform, submitted the following report:

MR. SPEAKER—Your Committee on Retrenchment and Reform, to whom was referred Senate File No. 160, a bill for an act to amend section 5, chapter 123 of the acts of the Sixteenth General Assembly, in relation to the compensation of county treasurers for certificates issued for taxes voted in aid of railroad companies, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that it do pass.

COOMES, *Chairman*.

Ordered passed on file.

Also:

MR. SPEAKER—Your Committee on Retrenchment and Reform, to whom was referred Senate File No. 89, a bill for an act to amend sections 3793 and 3797 of the Code, relating to the fees of county treasurers and auditors, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that it do pass.

COOMES, *Chairman*.

Ordered passed on file.

Also:

MR. SPEAKER—Your Committee on Retrenchment and Reform, to whom was referred Senate File No. 190, a bill for an act relating to fees of justice of the peace in criminal cases, beg leave to report that they have had the same under consideration and have instructed me to

report the same back to the House with the recommendation that it do not pass.

COOMES, *Chairman.*

Ordered passed on file.

Mr. Wood, from the Committee on Compensation of Public Officers, submitted the following report:

MR. SPEAKER—Your Committee on Compensation of Public Officers, to whom was referred Senate File No. 3, a bill for an act in relation to fees in certain criminal cases to be paid by the county, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that it do pass.

WOOD, *Chairman.*

Ordered passed on file.

Mr. Bicknell, from the Committee on Roads and Highways, submitted the following report:

MR. SPEAKER—Your Committee on Roads and Highways, to whom was referred House File No. 303, a bill for an act for the improvement of highways in the State of Iowa, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that it do pass.

A. D. BICKNELL, *Chairman.*

Ordered passed on file.

Also:

MR. SPEAKER—Your Committee on Roads and Highways, to whom was referred House File No. 483, a bill for an act to secure road facilities for the purpose of conveniently reaching the center of school districts, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that it be indefinitely postponed.

A. D. BICKNELL, *Chairman.*

Ordered passed on file.

Also:

MR. SPEAKER—Your Committee on Roads and Highways, to whom was referred House File No. 394, a bill for an act to amend chapter 2, title 7 of the Code, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that it be indefinitely postponed.

A. D. BICKNELL, *Chairman.*

Ordered passed on file.

Also:

MR. SPEAKER—Your Committee on Roads and Highways, to whom was referred House File No. 490, a bill for an act to amend section 982 of the Code, relating to expenditures of money taxed for highway purposes, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that it do pass.

A. D. BICKNELL, *Chairman.*

Ordered passed on file.

Mr. Stout, from the Committee on Agriculture, submitted the following report:

MR. SPEAKER—Your Committee on Agriculture, to whom was referred House File No. 203, a bill for an act requiring railroad companies to build and repair fences, beg leave to report that they have had the same under consideration and have drawn a substitute for the same, and have instructed me to report the same back to the House with the recommendation that that it be adopted, and when adopted the bill do pass.

A. V. STOUT, *Acting Chairman*.

Ordered passed on file.

Mr. Stout, from the Special Committee, submitted the following report:

MR. SPEAKER—Your Special Committee, to whom was referred House File No. 22, a bill for an act to prohibit the traffic in hogs infected with the swine plague, hog cholera or contagious diseases, and to prevent the spread of the same, beg leave to report that they have had the same under consideration and herewith present a substitute, and have instructed me to report the same back to the House with the recommendation that it be adopted, and when adopted it do pass.

A. V. STOUT, *Chairman*.

Ordered passed on file.

Mr. Seaman, from the Committee on Mines and Mining, submitted the following report:

MR. SPEAKER—Your Committee on Mines and Mining, to whom was referred House File No. 286, a bill for an act to regulate mines and mining and to repeal an act named therein, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the substitute herewith reported be adopted, and when adopted that it do pass.

B. T. SEAMAN, *Chairman*

Ordered passed on file.

BILLS ON SECOND READING.

On motion of Mr. Jordan House File No. 22, a bill for an act to prohibit the traffic in hogs infected with the swine plague, hog cholera or contagious diseases and to prevent the spread of the same, with report of committee recommending substitute, was taken up and considered.

Mr. Jordan moved that the rule be suspended, the bill considered engrossed, and read a third time now, which prevailed, and the bill was read a third time.

The question being, shall the bill pass?

The yeas were:

Messrs. Beach, Belfrage, Bicknell, Blair, Brown of Dickinson, Brown of Linn, Carson, Cobbey, Cochran, Colton, Coomes, Dean, Dotson, Downing, Dungan, Ehl, Evans, Fisher, Francis, Gay, Glasgow, Harvey, Hayden, Hays, Hornaday, Hull, Hutchison of Calhoun, Hutchison of Wapello, Jordan, King, Knight, Lake, Lambert, Laub, Lewis of Mills, Lyon, Mackey, Martindale, McGregor, Muncey, Newbold, Nichols, Palmer, Parker, Patterson, Payne, Pearson,

Perrin, Porter, Prouty, Reck, Richey, Russell, Scott, Seaman, Stephens, Stockton, Stout, Struble, Stutsman, Tilton, Tool, Wagner, Whaley, Wicks, Williams, Wood, Yorán, and Mr. Speaker—69.

The nays were:

Messrs. Baker, Caldwell, Casey, Hixson, Homan, Hubbell, Jennings, McDaid, Mueller, O'Brien, Richardson of Jackson, Simpson, Terry, Van Staden, Wadleigh, and Wolfe—16.

Absent or not voting:

Messrs. Barnes, Bloom, Bosworth, Bridges, Clayton, Duncombe, Egbert, Epperson, Lewis of Fayette, Lucas, Merten, Nagle, Richardson of Harrison, Robb, and Webster—15.

So the bill passed, and title was agreed to.

Mr. Newbold moved the time of adjournment be extended not to exceed one-half hour.

The motion prevailed.

Mr. Newbold moved that Senate messages be taken up.

The motion prevailed.

Senate File No. 187, a bill for an act providing for accountability of county treasurers, and for settlement between them and county auditors.

Read a first and second time and referred to the Committee on County and Township Organization.

Senate File No. 35, a bill for an act to repeal section 2831 of the Code, etc.

Read a first and second time and referred to the Committee on Judiciary.

Senate File No. 161, a bill for an act to amend section 2959, chapter 1, title 18 of the Code, etc.

Read a first and second time and referred to the Committee on Judiciary.

Senate File No. 245, a bill for an act giving to the council of town corporations, under special charters, power to dispose and provide for the use of lands dedicated to public use.

Read a first and second time and referred to the Committee on Judiciary.

Senate File No. 53, a bill for an act legalizing the sale of part of block sixty-six in Iowa City.

Read a first and second time and referred to the Committee on Judiciary.

Senate File No. 252, a bill for an act amending chapter 141 of the laws of the Seventeenth General Assembly.

Read a first and second time and referred to the Committee on Judiciary.

Senate File No. 77, a bill for an act relating to the indebtedness of cities and towns.

Read a first and second time and referred to the Committee on Cities and Towns.

Senate File No. 63, a bill for an act to amend chapter 9, title 24 of the Code, etc.

Read a first and second time and referred to the Committee on Medicine and Surgery.

Senate File No. 91, a bill for an act to prevent making contracts for attorney's fees.

Read a first and second time and referred to the Committee on Agriculture.

House File No. 57, a bill for an act to repeal section 520 of the Code, was reported back from the Senate with amendments.

On the question, shall the House concur in Senate amendment? the yeas and nays were as follows—

The yeas were:

Messrs. Baker, Beach, Belfrage, Blair, Bloom, Brown of Dickinson, Brown of Linn, Caldwell, Carson, Casey, Cobbey, Cochran, Coomes, Dean, Dotson, Downing, Dungan, Ehl, Fisher, Francis, Glasgow, Harvey, Hayden, Hays, Hixson, Homan, Hornaday, Hubbell, Hutchison of Calhoun, Hutchison of Wapello, Jennings, Jordan, King, Knight, Lake, Lambert, Laub, Lewis of Mills, Lucas, Lyon, Mackey, Martindale, McDaid, McGregor, Mueller, Muncey, Newbold, Nichols, O'Brien, Patterson, Payne, Pearson, Perrin, Porter, Prouty, Richardson of Jackson, Richey, Robb, Russell, Scott, Simpson, Stephens, Stout, Struble, Tilton, Tool, Van Staden, Wadleigh, Wagner, Whaley, Wicks, Williams, Wood, Yoran, and Mr. Speaker—75.

The nays were:

Messrs. Parker, Reck, Stockton, and Stutsman—4.

Absent or not voting:

Messrs. Barnes, Bicknell, Bosworth, Bridges, Clayton, Colton, Duncombe, Egbert, Epperson, Evans, Gay, Hull, Lewis of Fayette, Merten, Nagle, Palmer, Richardson of Harrison, Seaman, Terry, Webster, and Wolfe—21.

So the House concurred in the Senate amendment.

On motion of Mr. Hutchison of Calhoun House File No. 65, a bill for an act to amend section 5, chapter 70 of the acts of the Fifteenth General Assembly, etc., with report of committee recommending do pass, was taken up and considered.

Mr. Hutchison of Calhoun moved that the rule be suspended, and the bill be considered engrossed, and read a third time now, which motion prevailed, and the bill was read a third time.

The question being, shall the bill pass?

The yeas were:

Messrs. Baker, Beach, Belfrage, Blair, Bloom, Brown of Dickinson, Brown of Linn, Caldwell, Carson, Casey, Cochran, Colton, Coomes, Dean, Downing, Dungan, Ehl, Evans, Fisher, Francis, Glasgow, Harvey, Hayden, Hays, Hixson, Homan, Hornaday, Hubbell, Hull, Hutchison of Calhoun, Hutchison of Wapello, Jennings, Jordan, King, Knight, Lake, Lambert, Laub, Lewis of Mills, Lucas, Lyon, Mackey, Martindale, McDaid, McGregor, Mueller, Muncey, Newbold, O'Brien, Parker, Patterson, Payne, Pearson, Perrin, Porter, Prouty, Reck, Richardson of Jackson, Richey, Russell, Scott, Simpson, Stephens, Stout, Struble, Tilton, Tool, Van Staden, Wadleigh, Wagner, Whaley, Wicks, Williams, Wood, Yoran, and Mr. Speaker—76.

The nays were:

Mr. Dotson—1.

Absent or not voting:

Messrs. Barnes, Bicknell, Bosworth, Bridges, Clayton, Cobbey, Duncombe, Egbert, Epperson, Gay, Lewis of Fayette, Merten, Nagle, Nichols, Palmer, Richardson of Harrison, Robb, Seaman, Stockton, Stutsman, Terry, Webster, and Wolfe—23.

So the bill passed, and the title was agreed to.

The Speaker laid before the House a communication from the Governor.

Passed on file.

Mr. Hutchison of Wapello moved the time of adjournment be extended ten minutes.

The motion prevailed.

On motion of Mr. Hutchison of Wapello House File No. 422, a bill for an act to authorize the Board of Capitol Commissioners to contract with the city of Des Moines for the use of sewers, etc., was taken up.

The bill having been engrossed, was read a third time.

The question being, shall the bill pass?

The yeas were:

Messrs. Baker, Belfrage, Blair, Bloom, Brown and Dickinson, Brown of Linn, Caldwell, Carson, Casey, Cochran, Colton, Coomes, Dean, Dotson, Downing, Dungan, Ehl, Evans, Fisher, Francis, Glasgow, Harvey, Hayden, Hays, Hixson, Homan, Hornaday, Hubbell, Hull, Hutchison of Calhoun, Hutchison of Wapello, Jennings, Jordan, King, Knight, Lake, Lambert, Laub, Lewis of Mills, Lucas, Lyon, Mackey, Martindale, McDaid, McGregor, Mueller, Muncey, Newbold, O'Brien, Palmer, Parker, Patterson, Pearson, Perrin, Porter, Prouty, Reck, Richardson of Jackson, Richey, Russell, Scott, Simpson, Stephens, Stockton, Stout, Struble, Stutsman, Terry, Tilton, Tool, Van Staden, Wadleigh, Wagner, Whaley, Wicks, Williams, Wood, Yoran, and Mr. Speaker—79.

The nays were—None.

Absent or not voting:

Messrs. Barnes, Beach, Bicknell, Bosworth, Bridges, Clayton, Cobbey, Duncombe, Egbert, Epperson, Gay, Lewis of Fayette, Merten, Nagle, Nichols, Payne, Richardson of Harrison, Robb, Seaman, Webster, and Wolfe—21.

So the bill passed, and the title was agreed to.

The time for adjournment having arrived the Speaker declared the House adjourned until Monday morning at 10 o'clock.

HALL OF HOUSE OF REPRESENTATIVES, }
 DES MOINES, IOWA, March 8, 1880. }

House met pursuant to adjournment, the Speaker in the chair.

Prayer by the Rev. C. A. Bunker.

Pending the reading of the journal, Mr. Stephens moved the further reading be dispensed with.

The motion prevailed.

On motion of Mr. Beach House File No. 291, a bill for an act to authorize railroad companies organized in other States to extend their railroads into this State, with report of committee recommending substitute do pass, was taken up, considered, and the report of the committee was adopted.

Mr. Beach moved that the rule be suspended, and the bill be considered engrossed, and read a third time now, which prevailed, and the bill was read a third time.

The question being, shall the bill pass?

The yeas were:

Messrs. Baker, Beach, Belfrage, Bicknell, Blair, Bloom, Brown of Dickinson, Brown of Linn, Caldwell, Carson, Casey, Colton, Coomes, Downing, Evans, Fisher, Francis, Gay, Glasgow, Harvey, Hayden, Hays, Hixson, Homan, Hornaday, Hubbell, Hull, Hutchison of Calhoun, Hutchison of Wapello, Jennings, Jordan, King, Knight, Lambert, Laub, Lewis of Mills, Lucas, Lyon, Martindale, McDaid, McGregor, Mueller, Muncey, Nichols, O'Brien, Palmer, Parker, Patterson, Payne, Pearson, Perrin, Reck, Richey, Scott, Stephens, Stockton, Stutsman, Terry, Tilton, Tool, Van Staden, Wadleigh, Wagner, Whaley, Wicks, Wood, Yoran, and Mr. Speaker—68.

The nays were—None.

Absent or not voting:

Messrs. Barnes, Bosworth, Bridges, Clayton, Cobbey, Cochran, Dean, Dotson, Duncombe, Dungan, Egbert, Ehl, Epperson, Lake, Lewis of Fayette, Mackey, Merten, Nagle, Newbold, Porter, Prouty, Richardson of Harrison, Richardson of Jackson, Robb, Russell, Seaman, Simpson, Stout, Struble, Webster, Williams, and Wolfe—32.

So the bill passed, and the title was agreed to.

On motion of Mr. Yoran House File No. 489, a bill for an act to provide for the payment of the expenses of the committees to visit the State institutions, and for the payment of clerks of committees and witnesses summoned, etc., with report of committee recommending amendment, was taken up, considered, and the amendment was adopted.

Mr. Richey moved that so much of the bill as relates to his expenses be stricken out.

The motion prevailed.

Mr. Yoran moved that the rule be suspended, and the bill be considered engrossed, and read a third time now, which motion prevailed and the bill was read a third time.

The question being, shall the bill pass?

The yeas were:

Messrs. Baker, Beach, Belfrage, Bicknell, Blair, Bloom, Brown of Dickinson, Brown of Linn, Caldwell, Carson, Casey, Colton, Coomes, Dotson, Downing, Evans, Fisher, Francis, Gay, Glasgow, Hayden, Hays, Hixson, Homan, Hornaday, Hubbell, Hull, Hutchison of Calhoun, Hutchison of Wapello, Jennings, Jordan, King, Knight, Lambert, Laub, Lewis of Mills, Lucas, Lyon, Mackey, Martindale, McDaid, McGregor, Mueller, Muncey, Nichols, O'Brien, Palmer, Parker, Patterson, Payne, Pearson, Perrin, Reck, Richey, Scott, Stephens, Stockton, Stout, Stutsman, Terry, Tilton, Tool, Van Staden, Wadleigh, Wagner, Whaley, Wicks, Wood, Yoran, and Mr. Speaker—70.

The nays were—None.

Absent or not voting:

Messrs. Barnes, Bosworth, Bridges, Clayton, Cobbe, Cochran, Dean, Duncombe, Dungan, Egbert, Ehl, Epperson, Harvey, Lake, Lewis of Fayette, Merten, Nagle, Newbold, Porter, Prouty, Richardson of Harrison, Richardson of Jackson, Robb, Russell, Seaman, Simpson, Struble, Webster, Williams, and Wolfe—30.

So the bill passed, and the title was agreed to.

On motion of Mr. King, House File No. 466, a bill for an act legalizing certain transfers made by the Sioux City and St. Paul Railroad Company and the Worthington and Sioux Falls Railroad Company of Iowa to the St. Paul and Sioux City Railroad Company, with report of committee recommending do pass, was taken up and considered.

The bill was ordered engrossed for a third reading.

Mr. King moved that the rule be suspended, and the bill be considered engrossed, and read a third time now, which prevailed, and the bill was read a third time.

The question being, shall the bill pass?

The yeas were:

Messrs. Baker, Beach, Belfrage, Bicknell, Blair, Bloom, Brown of Dickinson, Brown of Linn, Caldwell, Carson, Casey, Colton, Coomes, Dotson, Downing, Evans, Fisher, Francis, Gay, Glasgow, Harvey, Hayden, Hays, Hixson, Homan, Hornaday, Hubbell, Hull, Hutchison of Calhoun, Hutchison of Wapello, Jennings, Jordan, King, Knight, Lambert, Laub, Lewis of Mills, Lucas, Lyon, Mackey, Martindale, McDaid, McGregor, Mueller, Muncey, Nichols, O'Brien, Palmer, Parker, Patterson, Payne, Pearson, Perrin, Reck, Richey, Scott, Stephens, Stockton, Stutsman, Terry, Tilton, Tool, Van Staden, Wadleigh, Wagner, Whaley, Wicks, Wood, Yoran, and Mr. Speaker—70.

The nays were:

Mr. Dean—1.

Absent or not voting:

Messrs. Barnes, Bosworth, Bridges, Clayton, Cobbe, Cochran, Duncombe, Dungan, Egbert, Ehl, Epperson, Lake, Lewis of Fayette, Merten, Nagle, Newbold, Porter, Prouty, Richardson of Harrison, Richardson of Jackson, Robb, Russell, Seaman, Simpson, Stout, Struble, Webster, Williams, and Wolfe—29.

So the bill passed, and the title was agreed to.

RESOLUTIONS.

Leave was granted Mr. Palmer to offer the following resolution:

Resolved, That after this date no business shall be taken out of the regular order except by unanimous consent, and no more special orders shall be made, except for evening sessions.

Mr. Carson offered the following amendment, to be added to the end of said resolution:

And that hereafter, until otherwise ordered, an evening session of the House be held on Monday, Wednesday and Saturday evenings; and that all special orders hereafter made be considered at such evening sessions—except appropriations.

Mr Stockton offered the following substitute for the amendment offered by Mr. Carson, which was adopted:

And that this House hold evening sessions on Tuesday and Thursday evenings of each week for the purpose of disposing of private and local bills, and such other business as may be made special orders.

The amendment as amended by the substitute was adopted.

The resolution as amended was adopted.

Mr. Stout offered the following resolution:

Resolved, That this House meet hereafter at half-past nine A. M.

Mr. Jenning moved to amend by striking out the words "half-past."

The motion did not prevail.

The resolution as amended was adopted.

Mr. King offered the following resolution, which was adopted:

Resolved, That the committee of the House appointed to act with a like committee of the Senate to select rooms for the State Horticultural Society in the new capitol building, be empowered to act also in reporting the allotment of all the offices in said building, being the same power as granted to the Senate committee.

PETITION.

Mr. Downing presented a petition from citizens of Davis county. Referred to the Committee on Schools.

REPORTS OF COMMITTEES.

Mr. Stephens, from the Committee on Claims, submitted the following report:

MR. SPEAKER—Your Committee on Claims, to whom was referred the claim of Mrs. Francis Nichols, of Des Moines, Iowa, asking relief, whose husband fell and was killed by falling from the capitol building, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that it is deemed inexpedient for the prayer of the petitioner to be granted.

R. D. STEPHENS, *Chairman*.

Ordered passed on file.

Mr. HARVEY, from the Committee on Suppression of Intemperance, submitted the following report:

MR. SPEAKER—Your Committee on Suppression of Intemperance, to whom were referred House Files Nos. 206, 474 and 503, bills for acts to amend sections 1538 and 1539 of the Code of 1873, relating to the sale of intoxicating liquors, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the accompanying substitute with the recommendation that the substitute be adopted, and when so adopted that it do pass.

J. A. HARVEY, *Chairman.*

Ordered passed on file.

INTRODUCTION OF BILLS.

Mr. Colton introduced House File No. 524, a bill for an act to amend section 299 of the Code of 1873, and section 4, chapter 39 of the laws of the Fifteenth General Assembly, and chapter 68 of the laws of the Seventeenth General Assembly.

Read a first and second time and referred to the Committee on County and Township Organization.

Mr. Patterson introduced House File No. 525, a bill for an act to legalize the official acts of Frank Penney, as supervisor of Mitchell county, Iowa.

Read a first and second time and referred to the Committee on Judiciary.

BILLS ON SECOND READING.

House File No. 98, a bill for an act to regulate the practice of pharmacy and the sale of medicines and poisons, with report of committee recommending it do pass, was taken up and considered.

PETITION.

Leave was granted Mr. Casey to present a petition from the Pharmaceutical Association on the subject contained in the bill, which was read.

The bill was ordered engrossed.

Mr. Palmer moved that the rule be suspended and the bill be considered engrossed and read a third time now, which prevailed, and the bill was read a third time.

The question being, shall the bill pass?

The yeas were:

Messrs. Baker, Beach, Belfrage, Blair, Bloom, Brown of Dickinson, Brown of Linn, Caldwell, Carson, Casey, Colton, Coomes, Dean, Dotson, Downing, Ehl, Evans, Fisher, Francis, Glasgow, Harvey, Hayden, Hays, Hixson, Hornaday, Hubbell, Hull, Hutchison of Wapello, Jennings, Jordan, King, Knight, Lambert, Laub, Lewis of Mills, Lucas, Lyon, Martindale, McDaid, McGregor, Mueller, Muncey, Nichols, O'Brien, Palmer, Parker, Patterson, Payne, Pearson, Perrin, Reck, Richey, Scott, Seaman, Stephens, Stockton, Stout, Stutsman, Terry,

Tilton, Tool, Van Staden, Wadleigh, Wagner, Whaley, Wicks, Wood, Yoran, and Mr. Speaker—68.

The nays were:

Messrs. Bicknell, Gay, Homan, Hutchison of Calhoun, and Mackey—5.

Absent or not voting:

Messrs. Barnes, Bosworth, Bridges, Clayton, Cobbey, Cochran, Duncombe, Dungan, Egbert, Epperson, Lake, Lewis of Fayette, Merten, Nagle, Newbold, Richardson of Harrison, Richardson of Jackson, Robb, Russell, Seaman, Simpson, Struble, Webster, Williams, Wolfe, Porter, and Prouty—27.

So the bill passed, and the title was agreed to.

House File No. 180, a bill for an act to protect depositors in banks and banking institutions and to punish fraudulent banking, with report of committee recommending it do pass, was taken up, and considered.

The bill was ordered engrossed.

Mr. Stephens moved that the rule be suspended, and the bill be considered engrossed, and read a third time now, which prevailed, and the bill was read a third time.

The question being, shall the bill pass?

The yeas were:

Messrs. Baker, Beach, Belfrage, Bicknell, Blair, Bloom, Brown of Dickinson, Brown of Linn, Caldwell, Carson, Casey, Colton, Coomes, Dean, Dotson, Downing, Ehl, Evans, Fisher, Francis, Gay, Glasgow, Harvey, Hayden, Hays, Hixson, Homan, Hornaday, Hubbell, Hull, Hutchison of Calhoun, Hutchison of Wapello, Jennings, Jordan, King, Knight, Lambert, Laub, Lewis of Mills, Lyon, Mackey, Martindale, McDaid, McGregor, Mueller, Muncey, Nichols, O'Brien, Palmer, Parker, Patterson, Payne, Pearson, Perrin, Reck, Richey, Scott, Stephens, Stockton, Stout, Stutsman, Terry, Tilton, Tool, Van Staden, Wadleigh, Wagner, Wicks, Wood, Yoran, and Mr. Speaker—71.

The nays were—None.

Absent or not voting:

Messrs. Barnes, Bosworth, Bridges, Clayton, Cobbey, Cochran, Duncombe, Dungan, Egbert, Epperson, Lake, Lewis of Fayette, Lucas, Merten, Nagle, Newbold, Porter, Prouty, Richardson of Harrison, Richardson of Jackson, Robb, Russell, Seaman, Simpson, Struble, Webster, Whaley, Williams, and Wolfe—29.

So the bill passed, and the title was agreed to.

House File No. 226, a bill for an act relating to the protection of fish in the State of Iowa, and providing for the enforcement of the same, with report of committee recommending amendments, was taken up, considered, and the amendments reported by the committee were adopted.

The bill was ordered engrossed.

Mr. Brown moved that the rule be suspended and the bill be considered engrossed, and read a third time now, which motion prevailed, and the bill was read a third time.

The question being, shall the bill pass?

The yeas were:

Messrs. Beach, Belfrage, Bicknell, Blair, Bloom, Brown of Dickinson, Brown of Linn, Caldwell, Carson, Casey, Colton, Coomes, Dean, Dotson, Downing, Dungan, Ehl, Fisher, Francis, Gay, Glasgow, Harvey, Hayden, Hays, Hixson, Hornaday, Hubbell, Hull, Hutchison of Calhoun, Hutchison of Wapello, Jennings, Jordan, King, Knight, Laub, Lewis of Mills, Lucas, Lyon, Mackey, Martindale, McDaid, McGregor, Muncey, Nichols, O'Brien, Palmer, Parker, Patterson, Payne, Pearson, Perrin, Reck, Richey, Scott, Stephens, Stockton, Stout, Terry, Tilton, Tool, Van Staden, Wagner, Whaley, Wicks, Wood, Yoran, and Mr. Speaker—67.

The nays were:

Messrs. Baker, Evans, Homan, Stutsman, and Wadleigh—5.

Absent or not voting:

Messrs. Barnes, Bosworth, Bridges, Clayton, Cobbey, Cochran, Duncombe, Egbert, Epperson, Lake, Lambert, Lewis of Fayette, Merten, Mueller, Nagle, Newbold, Porter, Prouty, Richardson of Harrison, Richardson of Jackson, Robb, Russell, Seaman, Simpson, Struble, Webster, Williams, and Wolfe—28.

So the bill passed, and the title was agreed to.

House File No. 232, a bill for an act to repeal chapter 79 of the laws of the Sixteenth General Assembly, relating to tax sales, with report of committee recommending it do pass, was taken up and considered.

The bill was ordered engrossed for a third reading.

House File No. 83, a bill for an act amending section 2590 of the Code of 1873, in relation to change of venue in civil cases, with report of committee recommending it do pass, was taken up and considered.

The bill was ordered engrossed for a third reading.

Mr. Hays moved that the rule be suspended, and the bill be considered engrossed and read a third time now, which prevailed, and the bill was read a third time.

The question being, shall the bill pass?

The yeas were:

Messrs. Baker, Beach, Belfrage, Bicknell, Blair, Bloom, Brown of Dickinson, Brown of Linn, Caldwell, Carson, Casey, Colton, Coomes, Dean, Dotson, Downing, Dungan, Ehl, Evans, Fisher, Francis, Gay, Glasgow, Harvey, Hayden, Hays, Hixson, Homan, Hornaday, Hubbell, Hull, Hutchison of Calhoun, Hutchison of Wapello, Jennings, Jordan, King, Knight, Lambert, Laub, Lewis of Mills, Lucas, Lyon, Mackey, Martindale, McDaid, McGregor, Mueller, Muncey, Nichols, O'Brien, Palmer, Parker, Patterson, Payne, Pearson, Perrin, Reck, Richey, Scott, Stephens, Stockton, Stout, Stutsman, Terry, Tilton, Tool, Van Staden, Wadleigh, Wagner, Whaley, Wicks, Wood, and Yoran—73.

The nays were:

Mr. Speaker—1.

Absent or not voting:

Messrs. Barnes, Bosworth, Bridges, Clayton, Cobbey, Cochran, Duncombe, Egbert, Epperson, Lake, Lewis of Fayette, Merten, Nagle, Newbold, Porter, Prouty, Richardson of Harrison, Richardson of Jack-

son, Robb, Russell, Seaman, Simpson, Struble, Webster, Williams, and Wolfe—26.

So the bill passed, and the title was agreed to.

House File No. 255, a bill for an act to repeal section 1455, of chapter 3, title 11 of the Code of 1873, relating to assessment of damages by township trustees, and appeals therefrom, and enact a substitute therefor, with report of committee recommending do pass, was taken up and considered.

The bill was ordered engrossed.

Senate File No. 34, a bill for an act to repeal section 3769 of the Code, and enact a substitute therefor, relating to the salaries of the Judges of the Supreme Court, with report of committee recommending it do pass, was taken up and considered.

Mr. King moved that the rule be suspended, and the bill be considered engrossed, and read a third time now, which prevailed, and the bill was read a third time.

The question being, shall the bill pass?

The yeas were:

Messrs. Baker, Beach, Belfrage, Bicknell, Blair, Bloom, Brown of Dickinson, Brown of Linn, Casey, Colton, Coomes, Dean, Dotson, Downing, Dungan, Ehl, Evans, Fisher, Francis, Gay, Glasgow, Harvey, Hayden, Hays, Hixson, Homan, Hornaday, Hubbell, Hull, Hutchison of Calhoun, Hutchison of Wapello, Jennings, Jordan, King, Lambert, Laub, Lewis of Mills, Lyon, Mackey, McDaid, Muncey, Nichols, O'Brien, Palmer, Parker, Patterson, Payne, Pearson, Perrin, Reck, Richey, Scott, Stephens, Stout, Stutsman, Tilton, Van Staden, Wagner, Wicks, Wood, Yoran, and Mr. Speaker—62.

The nays were:

Messrs. Carson, Knight, Lucas, Martindale, McGregor, Mueller, Stockton, Terry, Tool, Wadleigh, and Whaley—11.

Absent or not voting:

Messrs. Barnes, Bosworth, Bridges, Caldwell, Clayton, Cobbey, Cochran, Duncombe, Egbert, Epperson, Lake, Lewis of Fayette, Merten, Nagle, Newbold, Porter, Prouty, Richardson of Harrison, Richardson of Jackson, Robb, Russell, Seaman, Simpson, Struble, Webster, Williams, and Wolfe—27.

So the bill passed, and the title was agreed to.

Substitute for House File No. 208, a bill for an act to amend chapter 28, of the public acts of the Fifteenth General Assembly, etc., with report of committee recommending it do pass, was taken up and considered.

The bill was ordered engrossed.

House File No. 423, a bill for an act to authorize the construction of sewers for State buildings through streets and alleys of incorporated cities, or cities acting under special charters, with report of committee recommending it do pass, was taken up and considered.

Mr. Hutchison of Wapello moved that the rule be suspended, and the bill be considered engrossed, and read a third time now, which prevailed, and the bill was read a third time.

The question being, shall the bill pass?

The yeas were:

Messrs. Baker, Beach, Belfrage, Bicknell, Blair, Bloom, Brown of Dickinson, Brown of Linn, Caldwell, Carson, Casey, Colton, Coomes, Dean, Dotson, Downing, Dungan, Ehl, Evans, Fisher, Francis, Gay, Glasgow, Harvey, Hayden, Hays, Hixson, Homan, Hornaday, Hubbell, Hull, Hutchison of Calhoun, Hutchison of Wapello, Jennings, Jordan, King, Knight, Lambert, Laub, Lewis of Mills, Lucas, Lyon, Mackey, Martindale, McDaid, McGregor, Mueller, Muncey, Nichols, O'Brien, Palmer, Parker, Patterson, Payne, Pearson, Perrin, Reck, Richey, Scott, Stephens, Stockton, Stout, Stutsman, Terry, Tilton, Tool, Van Staden, Wadleigh, Wagner, Whaley, Wicks, Wood, Yorlan, and Mr. Speaker—74.

The nays were—None.

Absent or not voting:

Messrs. Barnes, Bosworth, Bridges, Clayton, Cobbey, Cochran, Duncombe, Egbert, Epperson, Lake, Lewis of Fayette, Merten, Nagle, Newbold, Porter, Prouty, Richardson of Harrison, Richardson of Jackson, Robb, Russell, Seaman, Simpson, Struble, Webster, Williams, and Wolfe—26.

So the bill passed, and the title was agreed to.

House File No. 406, a bill for an act amending section 1797 of the Code, with report of committee recommending do pass, was taken up and considered.

The bill was ordered engrossed.

Mr. Perrin moved that the rule be suspended, and the bill be considered engrossed, and read a third time now, which prevailed, and the bill was read a third time.

The question being, shall the bill pass?

The yeas were:

Messrs. Baker, Beach, Belfrage, Bicknell, Blair, Bloom, Brown of Dickinson, Brown of Linn, Carson, Casey, Colton, Coomes, Dean, Dotson, Downing, Dungan, Ehl, Evans, Fisher, Francis, Gay, Glasgow, Harvey, Hayden, Hays, Hixson, Homan, Hornaday, Hubbell, Hull, Hutchison of Calhoun, Hutchison of Wapello, Jennings, Jordan, King, Knight, Lambert, Laub, Lewis of Mills, Lucas, Lyon, Mackey, Martindale, McDaid, Mueller, Muncey, Nichols, O'Brien, Palmer, Parker, Patterson, Payne, Pearson, Perrin, Reck, Richey, Scott, Stockton, Stout, Stutsman, Terry, Tilton, Tool, Van Staden, Wadleigh, Wagner, Whaley, Wicks, Wood, Yorlan, and Mr. Speaker—71.

The nays were:

Mr. McGregor—1.

Absent or not voting:

Messrs. Barnes, Bosworth, Bridges, Caldwell, Clayton, Cobbey, Cochran, Duncombe, Egbert, Epperson, Lake, Lewis of Fayette, Merten, Nagle, Newbold, Porter, Prouty, Richardson of Harrison, Richardson of Jackson, Robb, Russell, Seaman, Simpson, Stephens, Struble, Webster, Williams, and Wolfe—28.

So the bill passed, and the title was agreed to.

Mr. Stockton moved a reconsideration of the vote by which House File No. 406 was passed.

The motion did not prevail.

House File No. 213, a bill for an act relating to practice in the Supreme Court of the State, with report of the majority of committee recommending indefinite postponement, a minority of committee recommending that the bill do pass, was taken up and considered.

Mr. Harvey moved the minority report be substituted for the majority report.

The hour of adjournment having arrived, the Speaker adjourned the House until 2 P. M.

AFTERNOON SESSION.

2 O'CLOCK P. M.

House met pursuant to adjournment, the Speaker in the chair.

INTRODUCTION OF BILL.

Mr. Francis was granted leave to introduce House File No. 526, a bill for an act legalizing the acts of the town council of Winterset.

Read a first and second time.

Mr. Parker moved that the rule be suspended and the bill be considered engrossed, and read a third time now, which prevailed, and the bill was read a third time.

The question being, shall the bill pass?

The yeas were:

Messrs. Baker, Barnes, Beach, Belfrage, Blair, Bloom, Brown of Dickinson, Caldwell, Carson, Casey, Cochran Colton, Dotson, Dungan, Evans, Francis, Gay, Glasgow, Harvey, Hayden, Hays, Hixson, Homan, Hornaday, Hubbell, Hull, Hutchison of Calhoun, Hutchison of Wapello, Jennings, King, Lambert, Laub, Lewis of Mills, Lucas, Mackey, Martindale, McDavid, McGregor, Merten, Mueller, Muncey, Nagle, Nichols, O'Brien, Palmer, Parker, Patterson, Payne, Pearson, Perrin, Prouty, Reck, Richardson of Jackson, Richey, Robb, Russell, Scott, Simpson, Stephens, Stockton, Stout, Stutsman, Terry, Tilton, Tool, Van Staden, Wagner, Wicks, Wood, Yorán, and Mr. Speaker—71.

The nays were—None.

Absent or not voting:

Messrs. Bicknell, Bosworth, Bridges, Brown of Linn, Clayton, Cobbe, Coomes, Dean, Downing, Duncombe, Egbert, Ehl, Epperson, Fisher, Jordan, Knight, Lake, Lewis of Fayette, Lyon, Newbold, Porter, Richardson of Harrison, Seaman, Struble, Wadleigh, Webster, Whaley, Williams, and Wolfe—29.

So the bill passed, and the title was agreed to.

MESSAGE FROM THE SENATE.

The following message was received from the Senate:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has passed the following bills, in which the concurrence of the House is asked:

Senate substitute for House File No. 26, a bill for an act to relieve corporations engaged in manufacturing from double taxation in certain cases.

Substitute for Senate File No. 48, a bill for an act to amend chapter 156, laws of the Seventeenth General Assembly, relative to the protection of game.

Senate File No. 112, a bill for an act to amend section 3993 of the Code, defining offenses against the right of suffrage.

Senate File No. 137, a bill for an act to amend section 831, chapter 1 title 6 of the Code, in relation to appeals from boards of equalization.

Also, has passed without amendment House File No. 104, a bill for an act to protect keepers of livery and feed stables and herders and feeders of stock, and to give them a lien.

Also, has indefinitely postponed House File No. 33, a bill for an act to amend section 3055 of the Code of 1873.

A. T. McCARGAR, *Secretary.*

Mr. Wadleigh was excused until Wednesday.

INTRODUCTION OF BILL.

Leave was granted Mr. Hutchison of Wapello to introduce House File No. 527, a bill for an act to amend section 3811, and to repeal part of section 3814 of the Code of 1873, defining a day's service for jurors and talesman and abolishing additional compensation to expert witnesses.

Read a first and second time and referred to the Committee on Judiciary.

On motion of Mr. Dungan House File No. 467, a bill for an act to amend sections 159 and 1900 of the Code; was taken up and referred to the Committee on Appropriations.

Question recurring on the consideration of House File No. 213, Mr. Jennings moved the previous question, which was seconded.

Question, shall the main question be now put? was decided in the affirmative.

The motion to substitute the minority instead of the majority report did not prevail.

The report of the committee was adopted, and the bill was indefinitely postponed.

House File No. 69, a bill for an act repealing section 304, chapter 2, title 4 of the Code of 1873 and enacting a substitute therefor, with report of committee recommending substitute, was taken up, considered, and the report of the committee was not adopted.

Mr. Stockton moved a reconsideration of the vote by which the substitute was not adopted.

Mr. King moved to postpone further consideration until to-morrow at 2:30 P. M.

Leave was granted Mr. King to withdraw his motion.

The motion to reconsider prevailed.

The report of the committee was adopted.

Mr. Dungan moved to amend by inserting in the tenth line after "307" the words "of the Code."

The motion to amend prevailed.

Mr. King moved that the rule be suspended, and the bill be considered engrossed, and read a third time now, which motion prevailed, and the bill was read a third time.

The question being, shall the bill pass?

The yeas were:

Messrs. Baker, Barnes, Beach, Belfrage, Bicknell, Blair, Bloom, Brown of Dickinson, Caldwell, Carson, Casey, Cochran, Colton, Coomes, Dean, Downing, Dungan, Ehl, Evans, Fisher, Francis, Gay, Glasgow, Harvey, Hayden, Hays, Hixson, Homan, Hornaday, Hubbell, Hull, Hutchison of Calhoun, Hutchison of Wapello, Jennings, Jordan, King, Knight, Lambert, Laub, Lewis of Mills, Lucas, Lyon, Mackey, Martindale, McDaid, McGregor, Merten, Mueller, Muncey, Nagle, Nichols, O'Brien, Parker, Patterson, Payne, Pearson, Perrin, Prouty, Reck, Richardson of Jackson, Richey, Scott, Simpson, Stephens, Stockton, Stout, Stutsman, Terry, Tilton, Van Staden, Wagner, Whaley, Wicks, Wood, Yorán, and Mr. Speaker—77.

The nays were:

Messrs. Dotson, and Palmer—2.

Absent or not voting:

Messrs. Bosworth, Bridges, Brown of Linn, Clayton, Cobbey, Duncombe, Egbert, Epperson, Lake, Lewis of Fayette, Newbold, Porter, Richardson of Harrison, Robb, Russell, Seaman, Struble, Wadleigh, Webster, Williams, and Wolfe—21.

So the bill passed, and the title was agreed to.

House File No. 181, a bill for an act amending section 1, chapter 133 of the general laws of the Seventeenth General Assembly, with report of committee recommending substitute and that the substitute do pass, was taken up, considered, and the report of the committee was rejected.

The question being stated on the engrossment of the original bill, Mr. Perrin moved to amend by a substitute.

The motion to so amend prevailed.

Mr. Perrin moved that the rule be suspended and the bill be considered engrossed, and read a third time now, which motion prevailed, and the bill was read a third time.

The question being, shall the bill pass?

The yeas were:

Messrs. Barnes, Beach, Belfrage, Bicknell, Blair, Bridges, Brown of Dickinson, Brown of Linn, Caldwell, Carson, Casey, Cochran, Colton, Dean, Dotson, Downing, Dungan, Ehl, Epperson, Evans, Baker, Francis, Gay, Glasgow, Harvey, Hayden, Hays, Hixson, Homan, Hornaday, Hubbell, Hull, Hutchison of Calhoun, Hutchison of Wapello, Jennings, Jordan, King, Knight, Lambert, Laub, Lewis of Mills, Lucas,

Lyon, Mackey, Martindale, McDaid, McGregor, Merten, Mueller, Muncey, Nagle, Nichols, O'Brien, Palmer, Parker, Patterson, Payne, Pearson, Perrin, Prouty, Reck, Richardson of Jackson, Richey, Scott, Simpson, Stephens, Stockton, Stout, Stutsman, Terry, Tilton, Tool, Van Staden, Wagner, Whaley, Wicks, Wood, Yoran, and Mr. Speaker—81.

The nays were—None.

Absent or not voting:

Messrs. Bosworth, Clayton, Cobbey, Coomes, Duncombe, Egbert, Lake, Lewis of Fayette, Newbold, Porter, Richardson of Harrison, Robb, Russell, Seaman, Struble, Wadleigh, Webster, Williams, and Wolfe—19.

So the bill passed, and the title was agreed to.

BILLS ON THIRD READING.

Substitute for House File No. 201, a bill for an act to amend section 1, chapter 58, acts of the Sixteenth General Assembly, was taken up and read a third time.

The question being, shall the bill pass?

The yeas were:

Messrs. Baker, Barnes, Beach, Belfrage, Bicknell, Blair, Bloom, Brown of Dickinson, Brown of Linn, Caldwell, Carson, Colton, Dotson, Dungan, Ehl, Fisher, Francis, Glasgow, Harvey, Hornaday, Hubbell, Hull, Hutchison of Calhoun, Jordan, King, Knight, Laub, Martindale, Merten, Muncey Nagle, Nichols, O'Brien, Palmer, Parker, Patterson, Pearson, Prouty, Scott, Stephens, Stockton, Stutsman, Terry, Wagner, Whaley, and Wicks—46.

The nays were:

Messrs. Bridges, Casey, Cochran, Dean, Downing, Epperson, Evans, Gay, Hayden, Hays, Hixson, Homan, Hutchison of Wapello, Jennings, Lambert, Lewis of Mills, Lucas, Lyon, Mackey, McDaid, McGregor, Mueller, Payne, Perrin, Reck, Richardson of Jackson, Richey, Simpson, Stout, Tilton, Tool, Van Staden, Wood, Yoran, and Mr. Speaker—35.

Absent or not voting:

Messrs. Bosworth, Clayton, Cobbey, Coomes, Duncombe, Egbert, Lake, Lewis of Fayette, Newbold, Porter, Richardson of Harrison, Robb, Russell, Seaman, Struble, Wadleigh, Webster, Williams, and Wolfe—19.

So the bill, not having received a constitutional majority, was lost.

House File No. 335, a bill for an act to extend the term of time of a water-power franchise granted in 1855, and to amend chapter 103, enacted by the Fifth General Assembly, authorizing the construction of a wing dam in the Cedar River, in Rapids township, Linn county, was taken up.

The bill was read a third time.

The question being, shall the bill pass? the yeas and nays were as follows—

The yeas were:

Messrs. Baker, Barnes, Belfrage, Blair, Bloom, Bridges, Brown of Dickinson, Brown of Linn, Carson, Casey, Cochran, Colton, Coomes, Dean, Dotson, Downing, Ehl, Epperson, Evans, Francis, Gay, Glas-

gow, Harvey, Hayden, Hays, Hixson, Homan, Hornaday, Hubbell, Hull, Hutchison of Wapello, Jennings, Jordan, King, Knight, Lambert, Laub, Lewis of Mills, Lucas, Lyon, Mackey, Martindale, Merten, Mueller, Nichols, O'Brien, Palmer, Parker, Patterson, Payne, Pearson, Perrin, Prouty, Richardson of Jackson, Richey, Scott, Simson, Stephens, Stockton, Stout, Stutsman, Terry, Tilton, Van Staden, Wagner, Whaley, and Yoran—67.

The nays were:

Messrs. Beach, Bicknell, Caldwell, Dungan, Fisher, Hutchison of Calhoun, McDaid, McGregor, Muncey, Nagle, Reck, Tool, Wicks, and Wood—14.

Absent or not voting:

Messrs. Bosworth, Clayton, Cobbey, Duncombe, Egbert, Lake, Lewis of Fayette, Newbold, Porter, Richardson of Harrison, Robb, Russell, Seaman, Struble, Wadleigh, Webster, Williams, Wolfe, and Mr. Speaker—19.

So the bill passed, and the title was agreed to.

Mr. Casey moved the vote by which House File No. 201 was lost be reconsidered.

On motion of Mr. Knight the motion to reconsider was postponed until March 9th.

Substitute for House File No. 106, a bill for an act to define and punish frauds upon hotel, inn, boarding, and eating-house keepers, was taken up and read a third time.

The question being, shall the bill pass?

The yeas were:

Messrs. Baker, Beach, Blair, Bloom, Bridges, Brown of Linn, Caldwell, Carson, Casey, Colton, Coomes, Dotson, Downing, Dungan, Epperson, Evans, Fisher, Francis, Glasgow, Harvey, Hayden, Hays, Hixson, Homan, Hornaday, Hubbell, Hull, Hutchison of Calhoun, Hutchison of Wapello, Jennings, Jordan, King, Knight, Lambert, Laub, Lewis of Mills, Lyon, Mackey, Martindale, McDaid, McGregor, Merten, Mueller, Muncey, Nagle, Nichols, Parker, Patterson, Payne, Pearson, Perrin, Prouty, Reck, Richardson of Jackson, Richey, Scott, Simpson, Stephens, Stutsman, Terry, Van Staden, Wagner, Whaley, Wood, and Yoran—65.

The nays were:

Messrs. Barnes, Belfrage, Bicknell, Brown of Dickinson, Cochran, Dean, Ehl, Gay, O'Brien, Palmer, Stockton, Tilton, Tool, and Wicks—14.

Absent or not voting:

Messrs. Bosworth, Clayton, Cobbey, Duncombe, Egbert, Lake, Lewis of Fayette, Lucas, Newbold, Porter, Richardson of Harrison, Robb, Russell, Seaman, Stout, Struble, Wadleigh, Webster, Williams, Wolfe, and Mr. Speaker—21.

So the bill passed, and the title was agreed to.

House File No. 196, a bill for an act to amend section 3894 and enact a substitute therefor, was taken up.

The bill was read a third time.

The question being, shall the bill pass?

The yeas were:

Messrs. Baker, Barnes, Beach, Belfrage, Bicknell, Blair, Bloom, Bridges, Brown of Dickinson, Brown of Linn, Caldwell, Carson, Casey, Cochran, Colton, Coomes, Dean, Dotson, Downing, Dungan, Ehl, Epperson, Evans, Fisher, Francis, Gay, Glasgow, Harvey, Hayden, Hays, Hixson, Homan, Hornaday, Hubbell, Hull, Hutchison of Calhoun, Hutchison of Wapello, Jennings, Jordan, King, Knight, Lambert, Laub, Lewis of Mills, Lucas, Lyon, Mackey, Martindale, McDaid, McGregor, Merten, Mueller, Muncey, Nagle, O'Brien, Palmer, Parker, Patterson, Payne, Pearson, Perrin, Prouty, Reck, Richardson of Jackson, Richey, Scott, Simpson, Stephens, Stockton, Stutsman, Terry, Tool, Van Staden, Wagner, Whaley, Wood, and Yorán—77.

The nays were:

Messrs. Nichols, Tilton, and Wicks—3.

Absent or not voting:

Messrs. Bosworth, Clayton, Cobbey, Duncombe, Egbert, Lake, Lewis of Fayette, Newbold, Porter, Richardson of Harrison, Robb, Russell, Seaman, Stout, Struble, Wadleigh, Webster, Williams, Wolfe, and Mr. Speaker—20.

So the bill passed, and the title was agreed to.

On motion of Mr. Perrin the words "of the Code" were inserted after "3894," and the words "and enact a substitute therefor" in the title were stricken out.

House File No. 62, a bill for an act to obtain an act to extend to women the right to hold the office of county auditor, was taken up.

The bill was read a third time.

The question being, shall the bill pass?

The yeas were:

Messrs. Baker, Bicknell, Blair, Bridges, Carson, Cochran, Coomes, Dean, Dotson, Downing, Dungan, Epperson, Evans, Francis, Glasgow, Harvey, Hayden, Hays, Hixson, Homan, Hubbell, Hull, Hutchison of Calhoun, Hutchison of Wapello, Jennings, Jordan, King, Knight, Laub, Lewis of Mills, Lyon, McDaid, Nagle, Nichols, Parker, Patterson, Payne, Pearson, Perrin, Prouty, Reck, Scott, Stephens, Stockton, Stout, Stutsman, Terry, Tilton, Tool, Wicks, Wood, and Mr. Speaker—52.

The nays were:

Messrs. Barnes, Beach, Belfrage, Bloom, Brown of Dickinson, Brown of Linn, Caldwell, Casey, Colton, Ehl, Fisher, Gay, Hornaday, Lambert, Lucas, Mackey, Martindale, McGregor, Merten, Mueller, Muncey, O'Brien, Palmer, Richardson of Jackson, Richey, Simpson, Van Staden, Wagner, and Yorán—29.

Asent or not voting:

Messrs. Bosworth, Clayton, Cobbey, Duncombe, Egbert, Lake, Lewis of Fayette, Newbold, Porter, Richardson of Harrison, Robb, Russell, Seaman, Struble, Wadleigh, Webster, Whaley, Williams, and Wolfe—19.

So the bill passed, and the title was agreed to.

On motion of Mr. Perrin the words "to obtain" were stricken out and "for" was inserted in the title in lieu thereof.

House File No. 30, a bill for an act to repeal chapter 113 of the session laws of the Seventeenth General Assembly, and section 1802 of the Code of 1873, and enact a substitute therefor, was taken up.

The bill was read a third time.

The question being, shall the bill pass?

The yeas were:

Messrs. Baker, Barnes, Beach, Belfrage, Bicknell, Blair, Bridges, Brown of Dickinson, Brown of Linn, Carson, Casey, Cochran, Colton, Coomes, Dean, Dotson, Downing, Dungan, Ehl, Epperson, Evans, Fisher, Francis, Glasgow, Harvey, Hayden, Hays, Hixson, Homan, Hornaday, Hubbell, Hull, Hutchison of Calhoun, Hutchison of Wapello, Jennings, Jordan, King, Knight, Lambert, Laub, Lewis of Mills, Lucas, Lyon, Mackey, Martindale, McDaid, McGregor, Merten, Muncey, Nagle, Nichols, O'Brien, Palmer, Parker, Patterson, Payne, Pearson, Perrin, Prouty, Reck, Richardson of Jackson, Richey, Scott, Simpson, Stephens, Stockton, Stout, Stutsman, Terry, Tool, Van Staden, Wagner, Whaley, Wood, and Yorán—75.

The nays were:

Messrs. Caldwell, Gay, Mueller, Tilton, and Wicks—5.

Absent or not voting:

Messrs. Bloom, Bosworth, Clayton, Cobbey, Duncombe, Egbert, Lake, Lewis of Fayette, Newbold, Porter, Richardson of Harrison, Robb, Russell, Seaman, Struble, Wadleigh, Webster, Williams, Wolfe, and Mr. Speaker—20.

So the bill passed, and the title was agreed to.

Mr. Epperson moved the vote by which House File No. 299 was passed be reconsidered.

The yeas and nays were demanded, and were as follows—

The yeas were:

Messrs. Barnes, Belfrage, Bloom, Bridges, Caldwell, Casey, Colton, Dean, Dungan, Ehl, Epperson, Evans, Francis, Gay, Glasgow, Hays, Homan, Hutchison of Wapello, King, Knight, Laub, Mackey, McDaid, McGregor, Merten, Mueller, Muncey, Nagle, Nichols, O'Brien, Parker, Perrin, Richardson of Jackson, Simpson, Stephens, Stockton, Van Staden, Wicks, Wood, Yorán, and Mr. Speaker—41.

The nays were:

Messrs. Baker, Bicknell, Blair, Brown of Linn, Carson, Cochran, Dotson, Downing, Fisher, Harvey, Hayden, Hixson, Hornaday, Hubbell, Hull, Hutchison of Calhoun, Jennings, Jordan, Lambert, Lewis of Mills, Lucas, Lyon, Martindale, Palmer, Patterson, Pearson, Prouty, Reck, Richey, Scott, Stout, Stutsman, Tilton, Wagner, and Whaley—35.

Absent or not voting:

Messrs. Beach, Bosworth, Brown of Dickinson, Clayton, Cobbey, Coomes, Duncombe, Egbert, Lake, Lewis of Fayette, Newbold, Payne, Porter, Richardson of Harrison, Robb, Russell, Seaman, Struble, Terry, Tool, Wadleigh, Webster, Williams, and Wolfe—24.

So the motion to reconsider vote on House File No. 299 prevailed.

On motion of Mr. King, House File No. 299 was recalled from the Senate.

House File No. 332, a bill for an act to amend section 1717 of the Code, to provide for the transfer of funds in the school-house fund unappropriated, to either of the other funds, was taken up.

The bill having been ordered engrossed, was read a third time.

The question being, shall the bill pass?

The yeas were:

Messrs. Baker, Barnes, Beach, Belfrage, Blair, Bloom, Bridges, Brown of Linn, Caldwell, Carson, Casey, Cochran, Colton, Coomes, Dean, Dotson, Dungan, Ehl, Epperson, Evans, Fisher, Francis, Gay, Glasgow, Harvey, Hayden, Hays, Hixson, Homan, Hornaday, Hubbell, Hull, Hutchison of Calhoun, Hutchison of Wapello, Jennings, Jordan, King, Knight, Lambert, Laub, Lewis of Mills, Lyon, Mackey, Martindale, McGregor, Merten, Mueller, Muncey, Nagle, Nichols, O'Brien, Palmer, Parker, Patterson, Payne, Pearson, Perrin, Prouty, Reck, Richardson of Jackson, Richey, Scott, Simpson, Stockton, Stout, Stutsman, Tilton, Tool, Van Staden, Wagner, Whaley, Wicks, Wood, and Yoran—74.

The nays were:

Messrs. Downing, Lucas, McDaid, and Stephens—4.

Absent or not voting:

Messrs. Bicknell, Brown of Dickinson, Clayton, Cobbey, Duncombe, Egbert, Lake, Lewis of Fayette, Newbold, Porter, Richardson of Harrison, Robb, Russell, Seaman, Struble, Terry, Wadleigh, Webster, Williams, Wolfe, and Mr. Speaker—22.

So the bill passed, and the title was agreed to.

On motion of Mr. Mueller the vote was reconsidered by which House File No. 299 was ordered engrossed.

On motion of Mr. Fisher the bill was committed to a committee of one, Mr. Stockton being the one.

House File No. 138, a bill for an act to provide additional ground for attachment, additional to section 2951 of the Code of 1873, was taken up.

The bill having been engrossed was read a third time.

The question being, shall the bill pass?

The yeas were:

Messrs. Baker, Barnes, Beach, Belfrage, Bicknell, Blair, Bloom, Bridges, Brown of Linn, Caldwell, Carson, Casey, Cochran, Colton, Coomes, Dean, Dotson, Downing, Dungan, Ehl, Epperson, Evans, Fisher, Francis, Glasgow, Harvey, Hayden, Hays, Hixson, Homan, Hornaday, Hubbell, Hull, Hutchison of Calhoun, Hutchison of Wapello, Jennings, Jordan, King, Knight, Lambert, Laub, Lewis of Mills, Lucas, Lyon, Mackey, Martindale, McDaid, McGregor, Merten, Mueller, Muncey, Nagle, Nichols, O'Brien, Palmer, Parker, Patterson, Payne, Pearson, Perrin, Prouty, Reck, Richardson of Jackson, Richey, Scott, Simpson, Stephens, Stockton, Stout, Stutsman, Terry, Tilton, Tool, Van Staden, Wagner, Whaley, Wicks, Wood, and Yoran—79.

The nays were:

Mr. Gay—1.

Absent or not voting:

Messrs. Bosworth, Brown of Dickinson, Clayton, Cobbey, Duncombe, Egbert, Lake, Lewis of Fayette, Newbold, Porter, Richardson of Harrison, Robb, Russell, Seaman, Struble, Wadleigh, Webster, Williams, Wolfe, and Mr. Speaker—20.

So the bill passed, and the title was agreed to.

Mr. Perrin was granted leave to introduce House File No. 528, a bill for an act providing for the publication and distribution of school laws.

Read a first and second time and referred to the Committee on Schools.

REPORT OF COMMITTEE.

Leave was granted Mr. Stephens, from the Committee on Claims, to submit the following report:

MR. SPEAKER—Your Committee on Claims, to whom was referred the claim of W. R. Craig, for work and material furnished in the erection of the Deaf and Dumb Asylum at Council Bluffs, Iowa, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with a bill allowing the sum of twenty thousand dollars (\$20,000), and with the recommendation that it do pass.

R. D. STEPHENS, *Chairman.*

Ordered passed on file.

The bill introduced being House File No. 529, a bill for an act to provide for the payment of the claim of W. R. Craig.

Read a first and second time and made a special order for Tuesday evening.

House File No. 361, a bill for an act to provide for detaching territory from one school district and annexing to an adjoining district, in certain cases.

The bill was read a third time.

The question being, shall the bill pass?

The yeas were:

Messrs. Baker, Barnes, Beach, Belfrage, Bicknell, Blair, Bloom, Bridges, Brown of Dickinson, Brown of Linn, Caldwell, Carson, Casey, Cochran, Colton, Coomes, Dean, Dotson, Downing Dungan, Ehl, Epperson, Evans, Fisher, Francis, Glasgow, Harvey, Hayden, Hays, Hixson, Homan, Hornaday, Hubbell, Hull, Hutchison of Calhoun, Hutchison of Wapello, Jennings, Jordan, King, Knight, Lambert, Laub, Lewis of Mills, Lucas, Lyon, Mackey, Martindale, McDaid, McGregor, Merten, Mueller, Muncey, Nagle, Nichols, O'Brien, Palmer, Parker, Patterson, Payne, Pearson, Perrin, Prouty, Reck, Richardson of Jackson, Richey, Scott, Simpson, Stephens, Stockton, Stout, Stutsman, Terry, Tilton, Tool, Van Staden, Wagner, Whaley, Wicks, Wood, and Yorán—80.

The nays were:

Mr. Gay—1.

Absent or not voting:

Messrs. Bosworth, Clayton, Cobbey, Duncombe, Egbert, Lake, Lewis of Fayette, Newbold, Porter, Richardson of Harrison, Robb, Russell, Seaman, Struble, Wadleigh, Webster, Williams, Wolfe, and Mr. Speaker—19.

So the bill passed, and the title was agreed to.

House File No. 266, a bill for an act to amend section 3985, chapter 7, title 24 of the Code of Iowa.

The bill, having been engrossed, was read a third time.

The question being, shall the bill pass?

The yeas were:

Messrs. Baker, Barnes, Beach, Belfrage, Bicknell, Blair, Bloom, Bridges, Brown of Dickinson, Brown of Linn, Caldwell, Carson, Casey, Cochran, Colton, Coomes, Dean, Dotson, Downing, Dungan, Ehl, Epperson, Evans, Fisher, Francis, Gay, Glasgow, Harvey, Hayden, Hays, Hixson, Homan, Hornaday, Hubbell, Hull, Hutchison of Calhoun, Hutchison of Wapello, Jennings, Jordan, King, Knight, Lambert, Laub, Lewis of Mills, Lyon, Mackey, Martindale, McDaid, McGregor, Merten, Mueller, Muncey, Nagle, Nichols, O'Brien, Palmer, Parker, Patterson, Payne, Pearson, Perrin, Prouty, Reck, Richardson of Jackson, Richey, Scott, Simpson, Stephens, Stockton, Stout, Stutsman, Terry, Tilton, Tool, Van Staden, Wagner, Whaley, Wicks, Wood, and Yoran—80.

The nays were—None.

Absent or not voting:

Messrs. Bosworth, Clayton, Cobbey, Duncombe, Egbert, Lake, Lewis of Fayette, Lucas, Newbold, Porter, Richardson of Harrison, Robb, Russell, Seaman, Struble, Wadleigh, Webster, Williams, Wolfe, and Mr. Speaker—20.

So the bill passed, and the title was agreed to.

House File No. 246, a bill for an act relating to the board of directors of school districts.

The bill was read a third time.

The question being, shall the bill pass?

The yeas were:

Messrs. Baker, Barnes, Beach, Belfrage, Bicknell, Blair, Bloom, Bridges, Brown of Dickinson, Brown of Linn, Caldwell, Carson, Casey, Cochran, Colton, Coomes, Dean, Dotson, Downing, Dungan, Ehl, Epperson, Evans, Fisher, Francis, Gay, Glasgow, Harvey, Hayden, Hays, Hixson, Homan, Hornaday, Hubbell, Hull, Hutchison of Calhoun, Hutchison of Wapello, Jennings, Jordan, King, Knight, Lambert, Laub, Lewis of Mills, Lyon, Mackey, Martindale, McGregor, Mueller, Muncey, Nagle, Nichols, O'Brien, Palmer, Parker, Patterson, Payne, Pearson, Perrin, Prouty, Reck, Richardson of Jackson, Richey, Scott, Simpson, Stephens, Stockton, Stout, Stutsman, Terry, Van Staden, Wagner, Whaley, Wicks, Wood, and Yoran—77.

The nays were:

Messrs. Lucas, McDaid, Merten, and Tool—4.

Absent or not voting:

Messrs. Bosworth, Clayton, Cobbey, Duncombe, Egbert, Lake, Lewis of Fayette, Newbold, Porter, Richardson of Harrison, Robb, Russell, Seaman, Struble, Tilton, Wadleigh, Webster, Williams, Wolfe, and Mr. Speaker—19.

So the bill passed, and the title was agreed to.

House File No. 304, a bill for an act amendatory of section 304 of the Code, relating to the publishing of the proceedings of the board of supervisors, was taken up and read a third time.

The question being, shall the bill pass?

The yeas were:

Mr. Prouty—1.

The nays were:

Messrs. Baker, Barnes, Beach, Belfrage, Bicknell, Blair, Bloom, Bridges, Brown of Dickinson, Brown of Linn, Caldwell, Carson, Casey, Cochran, Colton, Coomes, Dean, Dotson, Downing, Dungan, Ehl, Epperson, Evans, Fisher, Francis, Gay, Glasgow, Harvey, Hayden, Hays, Hixson, Homan, Hornaday, Hubbell, Hull, Hutchison of Calhoun, Hutchison of Wapello, Jennings, Jordan, King, Knight, Lambert, Laub, Lewis of Mills, Lucas, Lyon, Mackey, Martindale, McDaid, McGregor, Merten, Mueller, Muncey, Nagle, Nichols, O'Brien, Palmer, Parker, Patterson, Payne, Pearson, Perrin, Reck, Richardson of Jackson, Richey, Scott, Simpson, Stephens, Stockton, Stout, Stutsman, Terry, Tilton, Tool, Van Staden, Wagner, Whaley, Wicks, Wood, and Yoran—80

Absent or not voting:

Messrs. Bosworth, Clayton, Cobbey, Duncombe, Egbert, Lake, Lewis of Fayette, Newbold, Porter, Richardson of Harrison, Robb, Russell, Seaman, Struble, Wadleigh, Webster, Williams, Wolfe, and Mr. Speaker—19.

So the bill, not having received a constitutional majority, was declared lost.

INTRODUCTION OF BILL.

Leave was granted Mr. Dotson to introduce House File No. 530, a bill for an act relating to the publishing of the schedule provided for in section 304, Code of 1873, proceedings of the board of supervisors.

Read a first and second time.

Mr. Yoran moved to amend by adding a proviso: "*Provided* that the matter shall be set in nonpariel type or its equivalent."

Mr. Hutchison of Calhoun moved to amend the amendment by striking out "nonpariel" and inserting "brevier."

The motion to amend the amendment prevailed.

Mr. Hayes moved to adjourn.

The motion did not prevail.

Mr. King moved that the rule be suspended, and the bill be considered engrossed, and read a third time now, which prevailed, and the bill was read a third time.

The question being, shall the bill pass?

The yeas were:

Messrs. Baker, Barnes, Beach, Belfrage, Bicknell, Blair, Bloom, Bridges, Brown of Dickinson, Brown of Linn, Caldwell, Carson, Casey, Cochran, Colton, Coomes, Dean, Dotson, Downing, Dungan, Ehl, Epperson, Evans, Fisher, Francis, Gay, Glasgow, Harvey, Hayden, Hixson, Homan, Hubbell, Hull, Hutchison of Calhoun, Jennings, Jordan, King, Knight, Laub, Lewis of Mills, Lyon, Mackey, Martindale, McGregor, Merten, Muncey, Nichols, O'Brien, Parker, Patterson, Payne, Pearson, Reck, Richey, Scott, Stockton, Stout, Terry, Tilton, Tool, Van Staden, Wagner, Whaley, Wicks, and Wood—65.

The nays were:

Messrs. Hays, Hornaday, Hutchison of Wapello, Lambert, Lucas, McDaid, Mueller, Nagle, Palmer, Perrin, Prouty, Richardson of Jackson, Simpson, Stephens, Stutsman, and Yoran—16.

Absent or not voting:

Messrs. Bosworth, Clayton, Cobbey, Duncombe, Egbert, Lake, Lewis of Fayette, Newbold, Porter, Richardson of Harrison, Robb, Russell, Seaman, Struble, Wadleigh, Webster, Williams, Wolfe, and Mr. Speaker—19.

So the bill passed, and the title was agreed to.

On motion of Mr. Evans the House adjourned until 9:30 to-morrow morning.

HALL OF HOUSE OF REPRESENTATIVES, }
DES MOINES, IOWA, March 9, 1880. }

House met pursuant to adjournment, Speaker in the chair.

Prayer by Rev. Mr. Mills.

Pending the reading of the journal of yesterday, on motion of Mr. Terry further reading of the same was dispensed with.

MESSAGE FROM THE SENATE.

The following message was received from the Senate:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has passed the following bills, in which the concurrence of the House is asked:

Substitute for Senate File No. 244, a bill for an act to legalize the proceedings of the town council of the town of Corning, Adams county, Iowa, held on the 5th day of February, 1878, vacating a certain alley in said town.

Substitute for Senate File No. 51 and House File No. 86, a bill for an act to repeal section 506, chapter 10, title 4 of the Code, relating to the powers and duties of mayors, marshals and policemen of cities and incorporated towns, and to enact a substitute therefor.

Senate File No. 226, a bill for an act to amend section 1400, chapter 2, title 11 of the Code, relating to commissioners of insanity, by adding thereto.

Senate File No. 211, a bill for an act to enable school directors to issue bonds for funding judgment indebtedness now existing, additional to Code, chapter 9, title 12, of the system of common schools.

Also, have passed without amendment House File No. 158, a bill for an act to legalize the incorporation of the Farmer's Mutual Aid Company, of Tama county, Iowa.

House File No. 428, a bill for an act to legalize the incorporation of the town of Odebolt, in Sac county, Iowa.

House File No. 155, a bill for an act to legalize the sale of certain school lands by the auditor of Tama county, Iowa.

House File No. 489, a bill for an act to provide for the payment of expenses of the committees appointed to visit the State institutions, and for the payment of clerks of committees and witnesses subpoenaed before the Committee of the Hospital for the Insane at Mt. Pleasant.

Also, have amended and passed House File No. 271, a bill for an act relating to cities organized and existing under special charters, conferring additional powers, and amending the charters of such cities in certain respects: Strike out the publication clause and insert the words, "This act, being deemed of immediate importance, shall take effect and be in force from and after its publication in the 'Iowa State Register' and 'Iowa State Leader,' newspapers published in Des Moines, Iowa."

Substitute for House Files Nos. 124, 131 and 170, a bill for an act to repeal section 12, chapter 2, title 1 of the Code, in relation to compensation and mileage of members of the General Assembly, and compensation of officers and employes of the same, and enact a substitute therefor. Amend by inserting after the word "hundred," in second line of section 12, the words, "and fifty."

A. T. McCARGAR, *Secretary.*

INTRODUCTION OF BILLS.

Leave was granted Mr. Payne to introduce House File No. 531, a bill for an act to prevent fraud in the sale of lard in certain cases.

Mr. Payne moved that the rule be suspended and the bill be considered engrossed, and read a third time now, which prevailed, and the bill was read a third time.

The question being, shall the bill pass?

The yeas were:

Messrs. Baker, Barnes, Beach, Belfrage, Bicknell, Blair, Bloom, Bridges, Brown of Dickinson, Brown of Linn, Caldwell, Carson, Casey, Cochran, Colton, Coomes, Dean, Dotson, Downing, Dungan, Egbert, Ehl, Epperson, Evans, Fisher, Francis, Glasgow, Harvey, Hayden, Hays, Hixson, Homan, Hornaday, Hubbell, Hull, Hutchison of Calhoun, Hutchison of Wapello, Jennings, Jordan, King, Knight, Lambert, Laub, Lewis of Mills, Lucas, Lyon, Mackey, Martindale, McDaid, McGregor, Merten, Mueller, Muncey, Nagle, Newbold, Nichols, O'Brien, Palmer, Parker, Patterson, Payne, Pearson, Perrin, Porter, Prouty, Reck, Richardson of Harrison, Richardson of Jackson, Richey, Robb, Russell, Scott, Seaman, Simpson, Stephens, Stockton, Stout, Struble, Stutsman, Terry, Tilton, Tool, Van Staden, Wadleigh, Wagner, Webster, Whaley, Wicks, Wood, Yoran, and Mr. Speaker—92.

The nays were—None.

Absent or not voting:

Messrs. Bosworth, Clayton, Cobbey, Duncombe, Gay, Lake, Lewis of Fayette, and Williams—8.

So the bill passed, and title was agreed to.

Leave was granted Mr. O'Brien to introduce House File No. 532, a bill for an act in relation to the sale of real property for non-payment of taxes.

Read a first and second time and referred to the Committee on Ways and Means.

Leave was granted Mr. Fisher to introduce House File No. 533, a bill for an act to provide for a badge of honor, to be given to Iowa soldiers.

Read a first and second time and referred to the Committee on Military Affairs.

MESSAGES ON SPEAKER'S TABLE.

On motion of Mr. Egbert House File No. 271, a bill for an act relating to cities organized and existing under special charters, etc., with Senate amendment, was taken up, considered, and Senate amendment was concurred in.

The yeas and nays were as follows—

The yeas were:

Messrs. Baker, Barnes, Beach, Belfrage, Bicknell, Blair, Bloom, Bridges, Brown of Dickinson, Brown of Linn, Caldwell, Carson, Casey, Cochran, Colton, Coomes, Dean, Dotson, Downing, Dungan, Egbert, Ehl, Epperson, Evans, Fisher, Francis, Gay, Glasgow, Harvey, Hayden, Hays, Hixson, Homan, Hornaday, Hubbell, Hull, Hutchison of Calhoun, Hutchison of Wapello, Jennings, Jordan, King, Knight, Lambert, Laub, Lewis of Mills, Lucas, Lyon, Mackey, Martindale, McDaid, McGregor, Merten, Mueller, Muncey, Nagle, Newbold, Nichols, O'Brien, Palmer, Parker, Patterson, Payne, Pearson, Perrin, Porter, Prouty, Reck, Richardson of Harrison, Richardson of Jackson, Richey, Robb, Russell, Scott, Seaman, Simpson, Stephens, Stockton, Stout, Struble, Stutsman, Terry, Tilton, Van Staden, Wagner, Webster, Whaley, Wicks, Wolfe, Wood, Yoran, and Mr. Speaker—91.

The nays were—None.

Absent or not voting:

Messrs. Bosworth, Clayton, Cobbey, Duncombe, Lake, Lewis of Fayette, Tool, Wadleigh, and Williams—9.

So the bill passed, and the title was agreed to.

Leave of absence was granted Mr. Tool on account of sickness.

INTRODUCTION OF BILLS.

Leave was granted Mr. Hays to introduce House File No. 534, a bill for an act to legalize the organization of the independent school district of Red Rock, Marion county, Iowa.

Read a first and second time and referred to the Committee on Judiciary.

Leave was granted Mr. Stockton to introduce House File No. 535, a bill for an act relating to the furnishing of supplies to the State charitable and reformatory institutions.

Read a first and second time and referred to the Committee on Ways and Means.

PETITIONS.

Mr. Porter presented a petition relating to taxing church property.

Referred to the Committee on Ways and Means.

Mr. Coomes presented a remonstrance against the passage of a law regulating text-books.

Referred to the Committee on Schools.

Mr. Fisher moved to call up House File No. 395 and recommit the same to the Committee on Railroads.

The motion prevailed.

REPORTS OF COMMITTEES.

Mr. Newbold, from the Committee on Ways and Means, submitted the following report:

MR. SPEAKER—Your Committee on Ways and Means, to whom was referred House File No. 510, a bill for an act providing for the publication and distribution of the census of the State of Iowa for 1880, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that it be amended by adding after "Horticultural Society": "one hundred copies to the Historical Society, for exchange," and after so amended that it do pass.

J. G. NEWBOLD, *Chairman*.

Ordered passed on file.

J. H. King, from the Committee on Railroads, submitted the following report:

MR. SPEAKER—Your Committee on Railroads, to whom was referred House File No. 401, a bill for an act relative to railroad fences, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that it be indefinitely postponed.

J. H. KING, *Chairman*.

Ordered passed on file.

Also:

MR. SPEAKER—Your Committee on Railroads, to whom was referred House File No. 346, a bill for an act to repeal chapter 77 of the acts of the Seventeenth General Assembly, and to establish reasonable maximum rates of charges for the transportation of freight and passengers on the different railroads of this State, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that it be indefinitely postponed.

J. H. KING, *Chairman*.

Ordered passed on file.

Mr. Perrin, from the Committee on Schools, submitted the following report:

MR. SPEAKER—Your Committee on Schools, to whom was referred House File No. 520, a bill for an act to repeal section 1782 of the Code of 1873, and enact a substitute therefor, relating to semi-annual apportionments, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that it be indefinitely postponed, there being another bill now before the House covering the same ground.

PERRIN, *Chairman*.

Ordered passed on file.

Also:

MR. SPEAKER—Your Committee on Schools, to whom was referred House File No. 528, a bill for an act providing for the publication and distribution of the school laws, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that it be amended by inserting after the word "freight," in section 2, the following:

"And the county superintendents shall turn over the proceeds to the county auditor, who shall make returns of the same as provided by law," and that the word "cloth," in section 1, be stricken out and "paper board" inserted in lieu thereof, and when so amended, the bill do pass.

PERRIN, *Chairman.*

Ordered passed on file.

Also:

MR. SPEAKER—Your Committee on Schools, to whom were referred the accompanying petitions in relation to the teaching of the German language in the public schools, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that no action be taken.

Also report that the instructions contained in the accompanying resolutions in relation to text-books, have been complied with.

PERRIN, *Chairman.*

Ordered passed on file.

Mr. Glasgow, from the Committee on Cities and Towns; submitted the following report:

MR. SPEAKER—Your Committee on Cities and Towns, to whom was referred House File No. 208, a bill for an act relative to municipal corporations, and to limit their liability in certain cases, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that it be amended as in the former report of the committee, and as stated in the amendments herewith returned, and that being so amended, the bill do pass.

S. L. GLASGOW, *Chairman.*

Ordered passed on file.

Also:

MR. SPEAKER—Your Committee on Cities and Towns, to whom was referred House File No. 487, a bill for an act to amend chapter 61 of the public laws of the Thirteenth General Assembly, in relation to the vacation of town plats, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that it do pass.

S. L. GLASGOW, *Chairman.*

Ordered passed on file.

Also:

MR. SPEAKER—Your Committee on Cities and Towns, to whom was referred Senate File No. 26, a bill for an act to amend section 475 of the Code, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that it do pass.

S. L. GLASGOW, *Chairman.*

Ordered passed on file.

Mr. Stephens, from the Committee on Claims, submitted the following report:

MR. SPEAKER—Your Committee on Claims, to whom was referred House File No. 429, a bill for an act appropriating \$43.50 to pay Samuel Green for iron castings furnished for the Iowa Reform School building at Eldora, beg leave to report that they have had the

same under consideration and have instructed me to report the same back to the House with the recommendation that it do pass.

R. D. STEPHENS, *Chairman*.

Ordered passed on file.

Also:

MR. SPEAKER—Your Committee on Claims, to whom was referred the memorial of Martin Tuttle and S. A. Robertson, asking relief under their contract with the State for furnishing stone for the State, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the prayer of the petitioners be not granted.

R. D. STEPHENS, *Chairman*.

Ordered passed on file.

Also:

MR. SPEAKER—Your Committee on Claims, to whom was referred House File No. 279, a bill for an act to make provision for paying certain claims against the penitentiaries of the State, beg leave to report that they have had the same under consideration and a majority of the committee have instructed me to report the same back to the House with the recommendation that it be amended as follows: add after the third section: "Under the authority granted by this act the Executive Council shall not have power to audit and pay any claim made in the name of any person or persons who assigned any official bond or bonds given by Seth H. Craig as Warden of said penitentiary, nor to any person or persons, or the assignee of any person or persons who was surety, or was the partner of any one of the sureties, on any of said official bonds"; and after being so amended that it do pass.

R. D. STEPHENS, *Chairman*.

Ordered passed on file.

Mr. Wood, from the Committee on Compensation of Public Officers, submitted the following report:

MR. SPEAKER—Your Committee on Compensation of Public Officers, to whom were referred House Files Nos. 89 and 323, bills for an act to fix the salaries of the clerk of the District and Circuit Courts and county treasurer and auditor, beg leave to report that they have had the same under consideration, and have prepared a substitute therefor, and have instructed me to report the same back to the House with the recommendation that the substitute do pass.

WOOD, *Chairman*.

Ordered passed on file.

Mr. Yoran, from the Committee on Appropriations, submitted the following report:

MR. SPEAKER—Your Committee on Appropriations, to whom was referred House File No. 340, a bill for an act to appropriate funds to purchase lands and to erect and furnish buildings for the Soldiers' Orphans' Home and Home for Indigent Children, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the accompanying substitute, which they recommend be adopted, and after adopted, that it do pass.

S. M. YORAN, *Chairman*.

Ordered passed on file.

Mr. Stockton, from the Special Committee, submitted the following report:

MR. SPEAKER—Your Special Committee to whom was referred House File No. 299, a bill for an act to amend section 299 of the Code, beg leave to report that they have had the same under consideration, and present a substitute, with the recommendation that it do pass.

STOCKTON, *Chairman.*

Ordered passed on file.

Mr. Carson from the Committee on Federal Relations, submitted the following report:

MR. SPEAKER—Your Committee on Federal Relations, to whom was referred a petition of the citizens of Fremont county asking a memorial to Congress requesting an act for the removal of obstructions from the old channel of the Nishuabotna River, in the State of Missouri, beg leave to report that they have had the same under consideration, and have instructed me to report the same back to the House with a memorial and joint resolution pursuant to the prayer of the petitioners, with the recommendation that the memorial and joint resolution be adopted.

G. W. CARSON, *Chairman.*

Ordered passed on file.

The hour having arrived for consideration of special orders, House Files Nos. 242, 249, 454, 400 and 403 were taken up.

On motion of Mr. Perrin House File No. 403 was first considered.

On motion of Mr. Perrin the bill was considered by sections.

Mr. Nagle moved to strike out section 3.

The motion did not prevail.

Mr. Struble moved to amend section 3 by adding thereto as follows:

Provided, That in any proceeding to collect any such forfeiture, the defendant shall not be liable if it be made to appear on the trial that the failure to comply with the provisions of this act was not willful and resulted from sickness, or from any other cause which the court before whom the proceeding is pending shall deem sufficient to exonerate the defendant from liability.

The motion to amend did not prevail.

MESSAGE FROM THE SENATE.

The following message was received from the Senate:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has concurred in House amendments to substitute for House File No. 161, a bill for an act granting certain powers to street railway companies.

Also, herewith returns House File No. 299, a bill for an act to amend section 602 of the Code, at the request of the House.

A. T. McCARGAR, *Secretary.*

Mr. Fisher moved to amend section 3 by inserting in line five, after the word "made": "*provided*, such parent, guardian or other person

having control of such children have sufficient means to properly clothe them.

The motion to amend did not prevail.

Mr. Merten moved to amend section 4 by striking out of line seven the words "as a loan"; also, all after the word "district," in seventh and eighth lines.

The motion to amend prevailed.

Mr. Fisher moved to amend section 7, line one, by striking out the words, "independent towns and cities."

The motion did not prevail.

MESSAGE FROM THE SENATE.

The following message was received from the Senate:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has passed the following concurrent resolution, in which the concurrence of the House is asked:

Resolution relative to the appointment of a committee to visit the Feeble-Minded Institution at Glenwood, with a view to its removal.

E. H. ODELL, *Secretary*.

Mr. Knight moved to amend by adding an additional section, requiring the county to furnish food to children in order to enable them to attend school under this act, in all cases where parents, guardians, or other persons having children under their charge, are not able to furnish such provisions.

REPORT OF COMMITTEE.

Mr. Reck, from the Committee on Enrolled Bills, submitted the following report:

MR. SPEAKER—Your Committee on Enrolled Bills respectfully report that they have examined the following bill and find the same correctly enrolled:

House File No. 271, a bill for an act relating to cities organized and existing under special charters, conferring additional powers, and amending the charters of such cities in certain respects.

A. C. RECK, *Chairman*.

Mr. Bridges moved the previous question, which was seconded.

The question, shall the main question be now put? was decided in affirmative.

The question on the adoption of the amendment was decided in the negative.

The bill was ordered engrossed and read a third time.

Mr. Hornaday moved the suspension of the rule, on which the yeas and nays were as follows—

The yeas were:

Messrs. Baker, Barnes, Beach, Belfrage, Bicknell, Blair, Bridges, Brown of Dickinson, Brown of Linn, Carson, Cochran, Colton, Coomes, Dean, Dotson, Downing, Dungan, Egbert, Epperson, Evans, Fisher, Francis, Gay, Glasgow, Harvey, Hayden, Hays, Hornaday, Hubbell,

Hull, Hutchison of Calhoun, Hutchison of Wapello, Jennings, Jordan, King, Lambert, Laub, Lewis of Mills, Lucas, Lyon, Martindale, McDaid, McGregor, Merten, Muncey, Nagle, Newbold, Nichols, Palmer, Parker, Patterson, Payne, Pearson, Perrin, Porter, Prouty, Reck, Richardson of Harrison, Richey, Robb, Scott, Seaman, Stephens, Stockton, Stout, Struble, Stutsman, Terry, Tilton, Wagner, Webster, Whaley, Wicks, Wolfe, Wood, Yorán, and Mr. Speaker—77.

The nays were:

Messrs. Bloom, Caldwell, Casey, Ehl, Hixson, Homan, Lake, Mackey, Mueller, O'Brien, Richardson of Jackson, Russell, Simpson, and Van Staden—14.

Absent or not voting:

Messrs. Bosworth, Clayton, Cobbey, Duncombe, Knight, Lewis of Fayette, Tool, Wadleigh, and Williams—9.

So the motion to suspend the rules prevailed.

On the question, shall the bill pass? the yeas and nays were as follows—

The yeas were:

Messrs. Baker, Beach, Belfrage, Blair, Bloom, Bosworth, Bridges, Brown of Linn, Carson, Cochran, Colton, Coomes, Dean, Dotson, Downing, Dungan, Egbert, Epperson, Evans, Fisher, Francis, Gay, Harvey, Hayden, Hays, Hornaday, Hubbell, Hull, Hutchison of Calhoun, Hutchison of Wapello, Jennings, Jordan, King, Lambert, Laub, Lewis of Mills, Lucas, Lyon, McDaid, McGregor, Merten, Mueller, Muncey, Nichols, Palmer, Parker, Patterson, Payne, Pearson, Perrin, Porter, Prouty, Reck, Richardson of Harrison, Richey, Robb, Scott, Seaman, Stephens, Stockton, Stout, Stutsman, Terry, Van Staden, Whaley, Wicks, Wood, and Mr. Speaker—70.

The nays were:

Messrs. Barnes, Bicknell, Brown of Dickinson, Caldwell, Casey, Ehl, Glasgow, Hixson, Homan, Mackey, Nagle, Newbold, O'Brien, Richardson of Jackson, Russell, Simpson, Tilton, Wagner, Webster, Wolfe, and Yorán—22.

Absent or not voting:

Messrs. Clayton, Cobbey, Duncombe, Knight, Lewis of Fayette, Tool, Wadleigh, and Williams—8.

So the bill passed, and the title was agreed to.

Leave of absence was granted Mr. Stout until to-morrow.

Substitute for House File Nos. 242, 249, 454, 205, and 400, special order, was taken up and considered.

Mr. Nagle moved that the House do not concur in report of committee on House File No. 242.

The motion prevailed.

The hour of adjournment, 12 o'clock M., having arrived the Speaker adjourned the House until 2 o'clock P. M.

AFTERNOON SESSION.

2 O'CLOCK P. M.

House called to order by the Speaker.

REPORTS OF COMMITTEES.

Leave was granted Mr. Brown of Dickinson to submit report from Committee on Fish and Game with the accompanying bill.

*To the Honorable House of Representatives of the State of Iowa—*Your Committee on Fish and Game have instructed me to report the inclosed bill providing for "an act to prohibit hunting for game in certain cases," and to recommend it do pass. A minority report is hereto attached.

BROWN, *Chairman.*

Ordered passed on file.

MINORITY REPORT.

MR. SPEAKER—A minority of your Committee on Fish and Game, not agreeing with the majority of the committee reporting a bill known as "a bill for an act to prohibit hunting for game in certain cases," with a recommendation that it do pass, beg leave to submit the following reasons why the majority report should not be adopted:

1. Our game laws are now ample for the protection of all kinds of game within the State.

2. It is claimed by friends of the bill that such a law is demanded to provide against the damage done to grain by hunters who, in the pursuit of game, enter fields and tramp down and spoil it to a considerable extent. We find that no hunting is permitted until August 15, or, as the law now stands, September 1. There is very little small grain left standing after this time, if any, and this we deem is only a pretext.

3. The only object of this bill seems to be to exclude every one except the owners of farms from the pleasure and recreation derived from hunting, and to preserve the game for the exclusive use of such persons.

4. We consider any legislation of this kind unnecessary and unjust and therefore recommend that the bill be indefinitely postponed.

Respectfully submitted,

A. L. BEACH.

House File No. 536, a bill for an act to prohibit hunting for game in certain cases.

Read a first and second time and passed on file.

Also the following report and accompanying bill:

*To the Honorable House of Representatives of the State of Iowa—*Your Committee on Fish and Game have instructed me to report to your honorable body the inclosed bill and to recommend that it be referred to the Committee on Judiciary for the purpose of ascertaining

whether the State has the legal right to compel persons owning mill dams to build fish-ways in the same when said mill dams were built prior to the enactment of chapter 188 of the laws of the Seventeenth General Assembly.

BROWN, *Chairman.*

House File No. 537, a bill for an act to amend section 1, chapter 188 of the acts of the Seventeenth General Assembly.

Read a first and second time and referred to the Committee on Judiciary.

Leave was granted Mr. Yoran to submit the following report from the Committee on Appropriations:

MR. SPEAKER—Your Committee on Appropriations, to whom was referred House File No. 449, a bill for an act making appropriations for the additional penitentiary at Anamosa, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the accompanying substitute, which they recommend be adopted, and after adopted that it do pass.

S. M. YORAN, *Chairman.*

Ordered passed on file.

Also:

MR. SPEAKER—Your Committee on Appropriations recommend the adoption of the following, a bill for an act making appropriations for the improvement of the penitentiary at Fort Madison, and after adopted that it do pass.

S. M. YORAN, *Chairman.*

Ordered passed on file.

And accompanying bill, House File No. 538, a bill for an act making appropriations for the improvement of the penitentiary at Fort Madison.

Read a first and second time and passed on file.

Also:

MR. SPEAKER—Your Committee on Appropriations, to whom was referred House File No. 212, a bill for an act making appropriations for the Boys' Reform School at Eldora, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the accompanying substitute, which they recommend be adopted and after adopted that it do pass.

S. M. YORAN, *Chairman.*

Ordered passed on file.

Also:

MR. SPEAKER—Your Committee on Appropriations, to whom was referred House File No. 397, a bill for an act making appropriations for the Iowa Hospital for the Insane at Mt. Pleasant, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the accompanying substitute, which they recommend be adopted, and after adopted that it do pass.

S. M. YORAN, *Chairman.*

Ordered passed on file.

RESOLUTION.

Leave was granted Mr. Webster to offer the following resolution, which was adopted:

Resolved, That when the House adjourn this afternoon it be to meet at half past 9 o'clock to-morrow morning.

House resumed consideration of the special order, House File No. 242.

Mr. Prouty offered a substitute for the bill.

Question on the adoption of the substitute.

Mr. Nagle moved to amend the substitute by striking out all after the enacting clause and substitute a new bill.

Question recurring on the adoption of the amendment offered by Mr. Nagle, the House refused to adopt the amendment.

Question on the substitute offered by Mr. Prouty.

Mr. Struble moved to recommit the substitute and accompanying bills to the Committee on Schools, with instructions to report by Saturday, March 13th.

Mr. Prouty moved to reconsider the vote by which the House refused to adopt the report on House Files Nos. 242, 249, 454, 205 and 400.

The motion did not prevail.

Mr. Webster moved to lay the bill and amendments on the table.

The motion prevailed.

Leave was granted Mr. Newbold to call up the motion to reconsider the vote by which the House refused to pass House File No. 201.

The motion to reconsider prevailed.

Upon the question, shall the bill pass? the yeas and nays were as follows—

The yeas were:

Messrs. Baker, Barnes, Beach, Belfrage, Bloom, Bosworth, Brown of Dickinson, Caldwell, Carson, Colton, Dotson, Egbert, Ehl, Fisher, Francis, Glasgow, Hayden, Hays, Hornaday, Hutchison of Calhoun, King, Lake, Laub, Lewis of Mills, Lucas, Merten, Mueller, Nagle, Newbold, Nichols, O'Brien, Parker, Patterson, Payne, Pearson, Porter, Prouty, Richey, Robb, Russell, Scott, Seaman, Stockton, Struble, Stutsman, Webster, Whaley, Wicks, and Wolfe—49.

The nays were:

Messrs. Blair, Bridges, Brown of Linn, Casey, Cochran, Coomes, Dean, Downing, Dungan, Epperson, Evans, Gay, Harvey, Hixson, Homan, Hubbell, Hull, Hutchison of Wapello, Jennings, Jordan, Lambert, Lyon, Mackey, Martindale, McDaid, McGregor, Muncey, Palmer, Perrin, Reck, Richardson of Harrison, Richardson of Jackson, Simpson, Stephens, Stout, Terry, Tilton, Tool, Van Staden, Wagner, Wood, Yorán, and Mr. Speaker—43.

Absent or not voting:

Messrs. Bicknell, Clayton, Cobbey, Duncombe, Knight, Lewis of Fayette, Wadleigh, and Williams—8.

So the bill, not having received a constitutional majority, was declared lost.

Special order, substitute for House Files Nos. 25, 37, 52, 244 and 290, was taken up.

Mr. Fisher moved to substitute the minority for the majority report.

BILLS ON THIRD READING.

The hour having arrived for bills on third reading, Mr. King moved to suspend the eleventh order of business until the bill under consideration be disposed of.

The motion prevailed.

Question is, shall the minority be substituted for the majority report? Mr. Palmer moved the previous question, which was seconded.

Question, shall the main question be now put? was decided in the affirmative.

The question being, shall the minority be substituted for the majority report? the yeas and nays were demanded, and were as follows—

The yeas were:

Messrs. Barnes, Bosworth, Bridges, Brown of Dickinson, Caldwell, Casey, Cochran, Coomes, Dean, Dotson, Downing, Dungan, Ehl, Evans, Fisher, Francis, Gay, Harvey, Hayden, Hixson, Homan, Hornaday, Hull, Jordan, King, Laub, Lewis of Mills, Martindale, Merten, O'Brien, Parker, Payne, Pearson, Porter, Reck, Richardson of Harrison, Richardson of Jackson, Richey, Robb, Scott, Seaman, Stout, Stutsman, Tool, Wolfe, and Wood—46.

The nays were:

Messrs. Baker, Beach, Belfrage, Bicknell, Blair, Bloom, Brown of Linn, Carson, Colton, Egbert, Epperson, Glasgow, Hays, Hubbell, Hutchison of Calhoun, Hutchison of Wapello, Jennings, Knight, Lake, Lambert, Lucas, Lyon, Mackey, McDaid, McGregor, Mueller, Muncey, Nagle, Newbold, Nichols, Palmer, Patterson, Perrin, Prouty, Russell, Simpson, Stephens, Stockton, Terry, Tilton, Van Staden, Wagner, Webster, Whaley, Wicks, Williams, Yorán, and Mr. Speaker—48.

Absent or not voting:

Messrs. Clayton, Cobbe, Duncombe, Lewis of Fayette, Struble, and Wadleigh—6.

So the motion to adopt the minority report in lieu of the majority did not prevail.

The question being, shall the report of the majority to indefinitely postpone be adopted? the yeas and nays were demanded, which were as follows—

The yeas were:

Messrs. Baker, Beach, Belfrage, Bicknell, Blair, Bloom, Brown of Linn, Carson, Colton, Egbert, Epperson, Glasgow, Hays, Hubbell, Hutchison of Calhoun, Hutchison of Wapello, Jennings, Jordan, Knight, Lake, Lambert, Lucas, Lyon, Mackey, McDaid, McGregor, Mueller, Muncey, Nagle, Newbold, Nichols, Palmer, Patterson, Perrin, Prouty, Russell, Simpson, Stephens, Stockton, Terry, Tilton, Van Staden, Wagner, Webster, Whaley, Wicks, Williams, Yorán, and Mr. Speaker—49.

The nays were:

Messrs. Barnes, Bosworth, Bridges, Brown of Dickinson, Caldwell, Casey, Cochran, Coomes, Dean, Dotson, Downing, Dungan, Ehl, Evans, Fisher, Francis, Gay, Harvey, Hayden, Hixson, Homan, Hornaday, Hull,

King, Laub, Lewis of Mills, Martindale, Merten, O'Brien, Parker, Payne, Pearson, Porter, Reck, Richardson of Harrison, Richardson of Jackson, Richey, Robb, Scott, Seaman, Stout, Stutsman, Tool, Wolfe, and Wood—45.

Absent or not voting:

Messrs. Clayton, Cobbey, Duncombe, Lewis of Fayette, Struble, and Wadleigh—6.

So the bill was indefinitely postponed.

Special order, constitutional amendments, being a joint resolution providing for an amendment to the State Constitution, in reference to elections, was taken up.

On motion of Mr. Stockton, the proposed amendments were taken up separately.

The question recurring on the adoption of amendment No. 1, the yeas and nays were as follows—

The yeas were:

Messrs. Baker, Barnes, Beach, Belfrage, Bicknell, Blair, Bloom, Bosworth, Bridges, Brown of Dickinson, Brown of Linn, Caldwell, Carson, Casey, Cochran, Colton, Dean, Dotson, Downing, Dungan, Egbert, Ehl, Epperson, Evans, Fisher, Francis, Gay, Glasgow, Harvey, Hayden, Hays, Hixson, Homan, Hornaday, Hubbell, Hull, Hutchison of Calhoun, Hutchison of Wapello, Jennings, Jordan, King, Knight, Lake, Lambert, Laub, Lewis of Mills, Lucas, Lyon, Mackey, Martindale, McDaid, McGregor, Merten, Mueller, Muncey, Nagle, Newbold, Nichols, O'Brien, Palmer, Parker, Patterson, Payne, Pearson, Perrin, Porter, Prouty, Reck, Richardson of Harrison, Richardson of Jackson, Richey, Robb, Russell, Scott, Seaman, Simpson, Stephens, Stockton, Stout, Struble, Stutsman, Terry, Tilton, Tool, Van Staden, Wagner, Webster, Whaley, Wicks, Williams, Wolfe, Wood, Yoran and Mr. Speaker—94.

The nays were—None.

Absent or not voting:

Messrs. Clayton, Cobbey, Coomes, Duncombe, Lewis of Fayette, and Wadleigh—6.

So the first amendment was adopted.

The question recurring on amendment No. 2, the yeas and nays were as follows:

The yeas were:

Messrs. Baker, Barnes, Beach, Belfrage, Bicknell, Blair, Bloom, Bosworth, Bridges, Brown of Dickinson, Brown of Linn, Caldwell, Carson, Casey, Cochran, Colton, Coomes, Dean, Dotson, Downing, Dungan, Egbert, Ehl, Epperson, Evans, Francis, Gay, Glasgow, Harvey, Hayden, Hays, Homan, Hixson, Hornaday, Hubbell, Hull, Hutchison of Calhoun, Hutchison of Wapello, Jennings, Jordan, King, Knight, Lake, Lambert, Laub, Lewis of Mills, Lucas, Lyon, Mackey, Martindale, McDaid, McGregor, Merten, Mueller, Muncey, Nagle, Newbold, Nichols, O'Brien, Palmer, Parker, Patterson, Payne, Pearson, Perrin, Porter, Prouty, Reck, Richardson of Harrison, Richardson of Jackson, Richey, Robb, Russell, Scott, Seaman, Simpson, Stephens, Stockton, Stout, Struble, Stutsman, Terry, Tilton, Tool, Van Staden, Wagner, Webster, Whaley, Wicks, Williams, Wolfe, Wood, Yoran, and Mr. Speaker—94.

The nays were:

Mr. Fisher—1.

Absent or not voting:

Messrs. Clayton, Cobbe, Duncombe, Lewis of Fayette, and Wadleigh—5.

So the amendment was adopted.

Amendment No. 3, with substitute offered by Mr. Casey in lieu thereof.

Question recurring on the adoption of the substitute, it prevailed.

The question being, shall amendment No. 3, as amended, be adopted? the yeas and nays were as follows—

The yeas were:

Messrs. Baker, Barnes, Beach, Belfrage, Bicknell, Blair, Bloom, Bosworth, Bridges, Brown of Dickinson, Brown of Linn, Caldwell, Carson, Casey, Cochran, Colton, Dean, Dotson, Downing, Dungan, Egbert, Ehl, Epperson, Evans, Fisher, Francis, Glasgow, Harvey, Hayden, Hays, Hixson, Homan, Hornaday, Hubbell, Hull, Hutchison of Calhoun, Hutchison of Wapello, Jennings, Jordan, King, Lake, Lambert, Laub, Lewis of Mills, Lucas, Lyon, Mackey, Martindale, McDaid, McGregor, Merten, Mueller, Muncey, Nagle, Newbold, Nichols, O'Brien, Palmer, Parker, Patterson, Payne, Pearson, Perrin, Porter, Prouty, Reck, Richardson of Harrison, Richey, Robb, Russell, Scott, Seaman, Simpson, Stephens, Stockton, Stout, Struble, Stutsman, Terry, Tilton, Tool, Van Staden, Wagner, Webster, Whaley, Wicks, Williams, Wolfe, Wood, Yoran, and Mr. Speaker—91.

The nays were:

Messrs. Gay, Knight, and Richardson of Jackson—3.

Absent or not voting:

Messrs. Clayton, Cobbe, Coomes, Duncombe, Lewis of Fayette, and Wadleigh—6.

So the third amendment was adopted.

Question being on the adoption of amendment No. 4, the yeas and nays were as follows—

The yeas were:

Messrs. Baker, Barnes, Beach, Belfrage, Bicknell, Blair, Bloom, Bosworth, Bridges, Brown of Linn, Caldwell, Carson, Casey, Cochran, Colton, Dean, Dotson, Dungan, Egbert, Ehl, Epperson, Evans, Fisher, Francis, Glasgow, Harvey, Hayden, Hays, Hixson, Homan, Hornaday, Hubbell, Hull, Hutchison of Calhoun, Hutchison of Wapello, Jennings, Jordan, King, Lake, Laub, Lewis of Mills, Lucas, Lyon, Mackey, Martindale, McDaid, McGregor, Merten, Mueller, Muncey, Nagle, Newbold, Nichols, O'Brien, Palmer, Parker, Patterson, Payne, Pearson, Perrin, Porter, Prouty, Richardson of Harrison, Richey, Robb, Russell, Scott, Seaman, Stephens, Stockton, Stout, Struble, Stutsman, Terry, Tilton, Tool, Van Staden, Wagner, Webster, Whaley, Wicks, Williams, Wolfe, Wood, Yoran, and Mr. Speaker—86.

The nays were:

Messrs. Brown of Dickinson, Downing, Gay, Knight, Reck, Richardson of Jackson, and Simpson—7.

Absent or not voting:

Messrs. Clayton, Cobbe, Coomes, Duncombe, Lambert, Lewis of Fayette, and Wadleigh—7.

So the fourth amendment was adopted.

Question on the adoption of the resolution as a whole.

The yeas were:

Messrs. Baker, Barnes, Beach, Belfrage, Bicknell, Blair, Bloom, Bosworth, Bridges, Brown of Dickinson, Brown of Linn, Caldwell, Carson, Casey, Cochran, Colton, Dean, Dotson, Downing, Dungan, Egbert, Ehl, Epperson, Evans, Fisher, Francis, Gay, Glasgow, Harvey, Hayden, Hays, Hixson, Homan, Hornaday, Hubbell, Hull, Hutchison of Calhoun, Hutchison of Wapello, Jennings, Jordan, King, Lake, Laub, Lewis of Mills, Lucas, Lyon, Mackey, Martindale, McDaid, McGregor, Merten, Mueller, Muncey, Nagle, Newbold, Nichols, O'Brien, Palmer, Parker, Patterson, Payne, Pearson, Perrin, Porter, Prouty, Reck, Richardson of Harrison, Richardson of Jackson, Richey, Robb, Russell, Scott, Seaman, Simpson, Stephens, Stockton, Stout, Struble, Stutsman, Terry, Tilton, Tool, Van Staden, Wagner, Webster, Whaley, Wicks, Williams, Wolfe, Wood, Yorán, and Mr. Speaker—92.

The nays were:

Mr. Knight—1.

Absent or not voting:

Messrs. Clayton, Cobbe, Coomes, Duncombe, Lambert, Lewis of Fayette, and Wadleigh—7.

So the resolution was adopted.

On motion of Mr. Beach the House adjourned until 9:30 o'clock tomorrow morning.

HALL OF HOUSE OF REPRESENTATIVES, }
DES MOINES, IOWA, March 10, 1880. }

House met pursuant to adjournment, the Speaker in the chair.

Prayer by the Rev. D. H. Kooker.

Pending the reading of the journal of yesterday, on motion of Mr. Lewis of Mills further reading of the same was dispensed with.

Leave was granted Mr. Payne to call up resolution relative to adjournment of both Houses of the General Assembly.

Mr. Payne moved to strike out "18th" and insert "23d" of March.

The motion prevailed.

Mr. Mueller moved to amend the resolution by inserting "10 A. M."

Mr. Tilton moved to amend the amendment by inserting "4 o'clock P. M."

The motion did not prevail.

Question recurring on the amendment offered by Mr. Mueller, was decided in the negative.

The resolution as amended was adopted.

REPORTS OF COMMITTEES.

Mr. Yoran, from the Committee on Appropriations, submitted the following report:

MR. SPEAKER—Your Committee on Appropriations, to whom was referred House File No. 441, a bill for an act making certain appropriations in aid of the Asylum for Feeble-Minded Children, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the accompanying substitute, which they recommend be adopted, and when adopted that it do pass.

S. M. YORAN, *Chairman.*

Ordered passed on file.

Also:

MR. SPEAKER—Your Committee on Appropriations, to whom was referred House File No. 511, a bill for an act making appropriations for the Iowa Institution for the Deaf and Dumb at Council Bluffs, beg leave to report that they have had the same under consideration, and have instructed me to report the same back to the House with the accompanying substitute, which they recommend be adopted, and after adopted that it do pass.

S. M. YORAN, *Chairman.*

Ordered passed on file.

Also:

MR. SPEAKER—Your Committee on Appropriations, to whom was referred House File No. 467, a bill for an act to amend sections 159 and 1900 of the Code, beg leave to report that they have had the same under consideration, and have instructed me to report the same back to the House with the recommendation that, as amended by the Committee on State University, the bill do pass.

S. M. YORAN, *Chairman.*

Ordered passed on file.

Also:

MR. SPEAKER—Your Committee on Appropriations, to whom was referred House File No. 353, a bill for an act making appropriation for the Iowa Hospital for the Insane at Independence, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the accompanying substitute, which they recommend be adopted, and after adopted that it do pass.

S. M. YORAN, *Chairman.*

Ordered passed on file.

Mr. Brown, from the Committee on Fish and Game, submitted the following report:

To the Honorable House of Representatives of the State of Iowa— Your Committee on Fish and Game, have instructed me to report to your honorable body the inclosed bill and recommend that the same do pass.

BROWN, *Chairman.*

And accompanying bill, House File No. 539, a bill for an act to amend section 5, chapter 80, acts of the Seventeenth General Assembly, in relation to propagation of fish.

Read a first and second time and passed on file.

Mr. Yoran, from the Committee on Appropriations, submitted the following report:

MR. SPEAKER—Your Committee on Appropriations, to whom was referred House File No. 511, a bill for an act making appropriations for the Deaf and Dumb at Council Bluffs, beg leave to report and recommend the adoption of the accompanying bill as amendatory and relevant thereto.

S. M. YORAN, *Chairman.*

And accompanying bill, House File No. 540, a bill for an act to amend sections 1 and 2, chapter 9 of the laws of the Seventeenth General Assembly, in reference to the Iowa Institute for Deaf and Dumb.

Read a first and second time and passed on file.

Also:

MR. SPEAKER—Your Committee on Appropriations, to whom was referred House File No. 436, a bill for an act making further appropriations for the College for the Blind, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the accompanying substitute, which they recommend be adopted, and after adopted that it do pass.

S. M. YORAN, *Chairman.*

Ordered passed on file.

Also:

MR. SPEAKER—Your Committee on Appropriations, to whom was referred House File No. 227, a bill for an act making appropriations to the Iowa Agricultural College, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the accompanying substitute, which they recommend be adopted, and after adopted that it do pass.

S. M. YORAN, *Chairman.*

Ordered passed on file.

Also:

MR. SPEAKER—Your Committee on Appropriations, to whom was referred House File No. 451, a bill for an act making appropriations for the maintenance of the Normal School at Cedar Falls, beg leave to report that they have had the same under consideration, and have instructed me to report the same back to the House with the accompanying substitute, which they recommend be adopted, and after adopted that it do pass.

S. M. YORAN, *Chairman.*

Ordered passed on file.

Also:

MR. SPEAKER—Your Committee on Appropriations, to whom was referred House File No. 420, a bill for an act to amend chapter 5, title 12 of the Code, relating to the Iowa Reform School, and providing for carrying the same into effect, with accompanying memorial from the trustees of that institution, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that it do pass.

S. M. YORAN, *Chairman.*

Ordered passed on file.

Also:

MR. SPEAKER—Your Committee on Appropriations, to whom was referred House File No. 445, a bill for an act making an appropriation for the new capitol building, and amending section 2, of chapter 128, of the laws of the Seventeenth General Assembly, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that it be amended as follows: In the fourth line of section 1 strike out the words "one hundred and sixty," and substitute in lieu thereof the word "seventy-five," and that when so amended the bill do pass.

S. M. YORAN, *Chairman.*

Ordered passed on file.

Also:

MR. SPEAKER—Your Committee on Appropriations, to whom was referred substitute for House File No. 461, a bill for an act providing for an appropriation for the State Fish Hatchery, at Anamosa, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that it do pass.

S. M. YORAN, *Chairman.*

Ordered passed on file.

MINORITY REPORT.

MR. SPEAKER—We the undersigned, members of the Committee on Appropriations, not being able to concur with the majority report of said committee on House File No. 461, making appropriations for the State fish hatching, beg leave to submit a minority report, and recommend that the bill do not pass.

After mature and careful consideration of the business connected with the State Fish Commission and the propagating of fish, etc., we are of the opinion that the interest of the State demands its discontinuance, from the fact that there has been a vast amount of money expended in this experiment without demonstrating that there has been or ever will be any beneficial results to the people derived therefrom.

We would also recommend that immediate action be taken by this General Assembly for the disposal of any property connected with the Fish Commission and belonging to the State.

Respectfully submitted,

F. M. EPPERSON.

S. B. DOWNING.

J. M. ROBB.

C. C. BOSWORTH.

Mr. Baker, from the Committee on Domestic Manufactures, submitted the following report:

MR. SPEAKER—Your Committee on Domestic Manufactures, to whom was referred House File No. 89, a bill for an act to establish a system of steam boiler inspection, and to appoint commissioners for the same, beg leave to report that they have had the same under considera-

tion and have instructed me to report the same back to the House with the recommendation that that it be indefinitely postponed.

BAKER, *Chairman.*

Ordered passed on file.

MESSAGES ON THE SPEAKER'S TABLE.

Concurrent resolution relative to removal of feeble-minded children from Glenwood was taken up and adopted.

Senate File No. 112, a bill for an act to amend section 3993 of the Code, was taken up.

Read a first and second time and referred to the Committee on Judiciary.

Substitute for Senate File No. 48, a bill for an act to amend chapter 156, laws of the Seventeenth General Assembly, relative to the protection of game, was taken up.

Read a first and second time and referred to the Committee on Fish and Game.

Senate File No. 137, a bill for an act to amend section 831, chapter 1, title 6 of the Code, was taken up.

Read a first and second time and referred to the Committee on Ways and Means.

Senate File No. 211, a bill for an act to enable school districts or district townships to issue bonds, etc., was taken up.

Read a first and second time and referred to the Committee on Schools.

Senate File No. 226, a bill for an act to amend section 1400, chapter 2, title 11 of the Code, was taken up.

Read a first and second time and referred to the Committee on Hospital for Insane.

Substitute for House File No. 26, a bill for an act to relieve corporations engaged in manufacturing from double taxation, etc., was taken up.

Read a first and second time and referred to the Committee on Judiciary.

Substitute for House Files Nos. 124, 131 and 170, with Senate amendments, was taken up.

The question being, shall the House concur in the Senate amendment? the yeas and nays were as follows—

The yeas were:

Messrs. Baker, Barnes, Beach, Belfrage, Bicknell, Blair, Bloom, Bridges, Brown of Dickinson, Caldwell, Carson, Casey, Cobbey, Colton, Dotson, Dungan, Egbert, Epperson, Evans, Francis, Gay, Glasgow, Hays, Homan, Hornaday, Hubbell, Hutchison of Calhoun, Hutchison of Wapello, Jordan, King, Knight, Lake, Lambert, Laub, Lewis of Fayette, Lucas, Lyon, Mackey, Martindale, McDaid, Merten, Muncey, Newbold, O'Brien, Palmer, Parker, Pearson, Perrin, Prouty, Reck, Richardson of Harrison, Richardson of Jackson, Russell, Scott, Simpson, Stout, Struble, Terry, Wadleigh, Wagner, Webster, Whaley, Wicks, Williams, Yoran, and Mr. Speaker—66.

The nays were:

Messrs. Bosworth, Brown of Linn, Cochran, Coomes, Dean, Downing, Fisher, Harvey, Hayden, Hixson, Hull, Jennings, Lewis of Mills, McGregor, Mueller, Nagle, Nichols, Patterson, Payne, Porter, Richey, Robb, Seaman, Stephens, Stockton, Stutsman, Tilton, Tool, Van Staden, Wolfe, and Wood—31.

Absent or not voting:

Messrs. Clayton, Duncombe, and Ehl—3.

So the House concurred in the Senate amendment.

The hour having arrived for consideration of special order, House File No. 274, Mr. Stockton moved that the special order be postponed until a joint resolution relative to amending the Constitution of the State of Iowa, in reference to the legislative department, and House File No. 390, relating to the same subject, be considered.

The motion prevailed.

The resolution was taken up and read.

On the question, shall the resolution be adopted? the yeas and nays were as follows—

The yeas were:

Messrs. Baker, Barnes, Beach, Belfrage, Bicknell, Blair, Bloom, Bosworth, Bridges, Brown of Dickinson, Brown of Linn, Carson, Cobbey, Cochran, Colton, Coomes, Dean, Dotson, Downing, Dungan, Egbert, Epperson, Evans, Fisher, Francis, Gay, Glasgow, Harvey, Hayden, Hays, Hixson, Homan, Hornaday, Hubbell, Hull, Hutchison of Calhoun, Hutchison of Wapello, Jennings, Jordan, Lake, Lambert, Laub, Lewis of Fayette, Lewis of Mills, Lucas, Lyon, Mackey, Martindale, McDaid, McGregor, Merten, Mueller, Muncey, Nagle, Newbold, Nichols, O'Brien, Palmer, Patterson, Payne, Pearson, Perrin, Porter, Prouty, Reck, Richardson of Harrison, Richey, Robb, Russell, Scott, Seaman, Simpson, Stephens, Stockton, Stout, Struble, Stutsman, Terry, Tilton, Tool, Van Staden, Wadleigh, Wagner, Webster, Whaley, Wicks, Williams, Wolfe, Wood, Yorlan, and Mr. Speaker—91.

The nays were:

Messrs. Caldwell, Casey, and Richardson of Jackson—3.

Absent or not voting:

Messrs. Clayton, Duncombe, Ehl, King, Knight, and Parker—6.

So the resolution was adopted.

House File No. 390, a bill for an act providing for carrying into effect section 3, article 10, of the Constitution of the State, with report of committee recommending amendments, etc., was taken up and considered, and the report of the committee was adopted.

Mr. Dungan moved that the rule be suspended, and the bill be considered engrossed, and read a third time now, which prevailed, and the bill was read a third time.

The question being, shall the bill pass?

The yeas were:

Messrs. Baker, Barnes, Beach, Bicknell, Blair, Bloom, Bosworth, Bridges, Brown of Dickinson, Brown of Linn, Caldwell, Carson, Casey, Cobbey, Cochran, Colton, Coomes, Dean, Dotson, Downing, Dungan, Egbert, Epperson, Evans, Fisher, Francis, Gay, Glasgow, Harvey, Hayden, Hays, Hixson, Homan, Hornaday, Hubbell, Hull, Hutchison of Calhoun, Hutchison of Wapello, Jennings, Jordan, King, Knight,

Lake, Lambert, Laub, Lewis of Fayette, Lewis of Mills, Lucas, Lyon, Mackey, Martindale, McDaid, McGregor, Merten, Mueller, Muncey, Nagle, Newbold, Nichols, O'Brien, Palmer, Parker, Patterson, Payne, Pearson, Perrin, Porter, Prouty, Reck, Richardson of Harrison, Richardson of Jackson, Richey, Robb, Russell, Scott, Seaman, Simpson, Stephens; Stockton, Stout, Struble, Stutsman, Terry, Tilton, Tool, Van Staden, Wadleigh, Wagner, Webster, Whaley, Wicks, Williams, Wolfe, Wood, Yoran, and Mr. Speaker—96.

The nays were—None.

Absent or not voting:

Messrs. Belfrage, Clayton, Duncombe, and Ehl—4.

So the bill passed, and the title was agreed to.

Special order, House File No. 274, a bill for an act in regard to soldiers' orphans and to further provide for the proper care of indigent children, etc., with report of committee recommending that the bill do pass, was taken up and considered.

Mr. Lake moved to strike out all after the word "meeting" in 4th line of section 3 and all of section 4.

MESSAGE FROM THE SENATE.

The following message was received from the Senate:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has passed the following bills, in which the concurrence of the House is asked:

Substitute for Senate File No. 203, a bill for an act to repeal section 1361 of the Code, and to enact a substitute therefor, in relation to the support of the poor.

Substitute for Senate File No. 44, a bill for an act defining the rights and liabilities of hotel, inn, and eating-house keepers.

Substitute for Senate File No. 173, a bill for an act to prohibit school subdirectors from employing as teachers near relatives or members of their own families, and to prohibit school officers from acting as agents for the sale of all articles of supply for schools.

Also, have passed without amendment House File No. 171, a bill for an act in relation to highway taxes.

House File No. 19, a bill for an act extending the right to hold the office of county recorder to women.

House File No. 119, a bill for an act to amend section 2094, chapter 3, title 14 of the Code, and provide for its publication.

C. M. HOLTON, *First Ass't Secretary*.

Mr. Martindale moved the previous question, which was seconded.

The question, shall the main question be now put? was decided in the affirmative.

The question on the motion of Mr. Lake to strike out all of section 4 was decided in the negative.

The bill was ordered engrossed for a third reading.

Mr. Newbold moved to reconsider the vote by which the bill was ordered engrossed.

The motion to reconsider was decided in the affirmative.

Mr. O'Brien moved to amend by adding an additional section, as follows: "In giving religious instruction in said institution there shall be nothing denominationally sectarian taught."

The hour of adjournment having arrived, the Speaker adjourned the House until 2 P. M.

AFTERNOON SESSION.

2 O'CLOCK P. M.

House met pursuant to adjournment, the Speaker in the chair.

REPORT OF COMMITTEE.

Mr. Reck, from the Committee on Enrolled Bills, submitted the following report:

MR. SPEAKER—Your Committee on Enrolled Bills respectfully report that they have examined the following bills, and find the same correctly enrolled:

House File No. 57, a bill for an act to repeal section 520 of chapter 10, title 4 of the Code of Iowa, in relation to cities and incorporated towns, and to provide a substitute therefor.

House File No. 104, a bill for an act to protect keepers of livery and feed stables and herders and feeders of stock, and to give them a lien.

A. C. RECK, *Chairman*.

MESSAGES ON THE SPEAKER'S TABLE.

House resumed consideration of the special order, House File No. 274, with amendment as additional section, 9½.

On motion of Mr. Russell Senate File No. 121 was recalled from the Senate.

MESSAGE FROM THE SENATE.

The following message was received from the Senate:

MR. SPEAKER—I am directed to inform your honorable body that the Senate herewith returns Senate File No. 121, in accordance with the request of the House.

A. T. McCARGAR, *Secretary*.

Also:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has concurred in House amendments to Senate File No. 53, a bill for an act to protect the dairy interests, and to punish frauds therein.

Also, has passed concurrent resolution relative to Girls' Reform School.

C. M. HOLTON, *First Ass't Secretary*.

The question being on the adoption of the amendment, the yeas and nays were demanded, which were as follows—

The yeas were:

Messrs. Beach, Bicknell, Bloom, Brown of Dickinson, Caldwell, Carson, Casey, Cobbey, Colton, Dean, Egbert, Ehl, Fisher, Glasgow, Harvey, Hubbell, Hutchison of Wapello, Knight, Lake, Lambert, Lewis of Fayette, Lucas, Mackey, Martindale, McDaid, McGregor, Merten, Mueller, Nagle, Newbold, O'Brien, Payne, Pearson, Perrin, Porter, Richardson of Jackson, Scott, Simpson, Stockton, Wadleigh, Wagner, Webster, Wicks, Williams, Wolfe, Yorán, and Mr. Speaker—47.

The nays were:

Messrs. Baker, Belfrage, Blair, Bosworth, Bridges, Brown of Linn, Cochran, Coomes, Dotson, Downing, Dungan, Epperson, Evans, Francis, Gay, Hayden, Hays, Hixson, Homan, Hornaday, Hull, Hutchison of Calhoun, Jennings, Jordan, King, Laub, Lewis of Mills, Lyon, Muncey, Nichols, Palmer, Parker, Patterson, Prouty, Reck, Richardson of Harrison, Richey, Robb, Russell, Seaman, Stephens, Stout, Struble, Stutsman, Terry, Tilton, Tool, Van Staden, Whaley, and Wood—50.

Absent or not voting:

Messrs. Barnes, Clayton, and Duncombe—3.

So the amendment was lost.

Mr. Mackey moved to amend by adding the following which was not adopted:

Amend section 4 as follows: at the end of said section add the following: "*Provided, however,* that when the parent of any child is kept with any such child at any poor-house, such child shall not be sent to the Home without the consent of such parent."

Mr. Muncey moved to amend by adding to section 3 the following: "And the board of supervisors of the county from which such children are received into said Home shall make provisions for the payment, from any funds of the county not otherwise appropriated, for the amounts due monthly for the support of said children, and expenses of their transmission to said Home, which amounts shall be paid to the State Auditor at the same time that the State taxes are paid. The amount to be paid by the county shall not exceed the actual expense of supporting such children, and in no case shall the county be required to pay more than eight and one-third dollars per month for each child supported at such home: *Provided,* that no child shall be sent to or retained in such Home if the board of supervisors of the county provides a home for it outside of the county poor-house."

The hour having arrived for the consideration of the 11th order of business, on motion of Mr. Seaman the same was dispensed with for to-day.

The question being on the adoption of the amendment, the yeas and nays were demanded, which were as follows—

The yeas were:

Messrs. Baker, Belfrage, Bicknell, Blair, Bridges, Caldwell, Carson, Casey, Cobbey, Cochran, Colton, Coomes, Dotson, Downing, Dungan, Ehl, Evans, Fisher, Francis, Hayden, Hays, Hixson, Homan, Hornaday, Hubbell, Hull, Hutchison of Calhoun, Jennings, Jordan, King, Knight, Lake, Lambert, Laub, Lewis of Fayette, Lewis of Mills,

Lucas, Lyon, Mackey, Martindale, McDaid, McGregor, Muncey, Newbold, Nichols, O'Brien, Palmer, Parker, Patterson, Payne, Pearson, Perrin, Porter, Prouty, Reck, Richardson of Harrison, Richardson of Jackson, Russell, Scott, Simpson, Stockton, Stout, Struble, Stutsman, Tilton, Tool, Van Staden, Wadleigh, Wagner, Whaley, Wicks, Williams, and Wolfe—73.

The nays were:

Messrs. Beach, Bloom, Bosworth, Brown of Linn, Dean, Egbert, Epperson, Gay, Glasgow, Harvey, Hutchison of Wapello, Merten, Mueller, Nagle, Richey, Robb, Seaman, Stephens, Terry, Webster, Wood, Yorán, and Mr. Speaker—23.

Absent or not voting:

Messrs. Barnes, Brown of Dickinson, Clayton, and Duncombe—4.

So the amendment was adopted.

Mr. Lake moved to amend section 5 by adding thereto the following: amend section 5 of House File No. 274 by adding thereto the following: "And the managers of said Orphans' Home shall see that every child in the Orphans' Home is instructed in some industrious calling, so that the child may be capable of earning his or her living and of maintaining themselves when they attain the age of 15 years."

The question on the adoption of the amendment was decided in the negative.

On motion of Mr. Palmer the rule was suspended and the bill read a third time, and put upon its passage.

The yeas and nays were as follows--

The yeas were:

Messrs. Baker, Beach, Blair, Bloom, Bosworth, Bridges, Brown of Dickinson, Brown of Linn, Carson, Cobbe, Cochran, Colton, Coomes, Dean, Dotson, Dungan, Egbert, Epperson, Evans, Fisher, Gay, Glasgow, Harvey, Hubbell, Hull, Hutchison of Wapello, King, Laub, Lewis of Fayette, Lewis of Mills, Lucas, Martindale, Merten, Mueller, Muncey, Nagle, Newbold, Nichols, Palmer, Parker, Patterson, Pearson, Perrin, Richey, Robb, Scott, Seaman, Stephens, Stockton, Struble, Terry, Tool, Van Staden, Wagner, Webster, Whaley, Wicks, Williams, Wood, Yorán, and Mr. Speaker—61.

The nays were:

Messrs. Belfrage, Bicknell, Caldwell, Casey, Downing, Ehl, Francis, Hayden, Hays, Hixson, Homan, Hornaday, Hutchison of Calhoun, Jennings, Jordan, Knight, Lake, Lambert, Lyon, Mackey, McDaid, McGregor, O'Brien, Payne, Porter, Prouty, Reck, Richardson of Harrison, Richardson of Jackson, Russell, Simpson, Stout, Stutsman, Tilton, Wadleigh, and Wolfe—36.

Absent or not voting:

Messrs. Barnes, Clayton, and Duncombe—3.

So the bill passed, and the title was agreed to.

Mr. Russell moved that the vote by which substitute for House Files Nos. 25, 37, 52, 244 and 290 was indefinitely postponed, be reconsidered, and that the consideration of the same be postponed until tomorrow afternoon.

Mr. Whaley moved to lay the motion to reconsider on the table, upon which the yeas and nays were demanded.

The yeas were:

Messrs. Baker, Bicknell, Blair, Brown of Linn, Carson, Colton, Epperson, Glasgow, Hays, Hubbell, Hull, Hutchison of Calhoun, Hutchison of Wapello, Jennings, Knight, Lake, Lambert, Lucas, Lyon, Mackey, McDaid, McGregor, Nagle, Newbold, Nichols, O'Brien, Perin, Richardson of Harrison, Simpson, Stephens, Stockton, Struble, Terry, Wadleigh, Webster, Whaley, Wicks, Williams, and Mr. Speaker—39.

The nays were:

Messrs. Beach, Belfrage, Bloom, Bosworth, Bridges, Brown of Dickinson, Caldwell, Casey, Cobbe, Cochran, Coomes, Dean, Dotson, Downing, Dungan, Egbert, Ehl, Evans, Fisher, Francis, Gay, Harvey, Hayden, Hixson, Homan, Hornaday, Jordan, King, Laub, Lewis of Fayette, Lewis of Mills, Martindale, Merten, Mueller, Muncey, Palmer, Parker, Patterson, Payne, Pearson, Porter, Prouty, Reck, Richardson of Jackson, Richey, Robb, Russell, Scott, Seaman, Stout, Stutsman, Tilton, Tool, Van Staden, Wagner, Wolfe, Wood, and Yoran—58.

Absent or not voting:

Messrs. Barnes, Clayton, and Duncombe—3.

So the motion to lay the motion to reconsider on the table did not prevail.

Question being on the motion to postpone the motion to reconsider until to-morrow afternoon, it was decided in the affirmative.

RESOLUTION.

Leave was granted Mr. Dean to offer the following resolution, which was not adopted.

Resolved, That the vote by which this House passed the resolution relative to final adjournment be reconsidered.

Question, shall the vote by which the House adopted the resolution fixing the date of adjournment be reconsidered?

REPORT OF COMMITTEE.

Mr. Reck, from the Committee on Enrolled Bills, submitted the following report:

MR. SPEAKER—The Committee on Enrolled Bills respectfully report that they have examined the following bill, and find the same correctly enrolled:

House File No. 265, a bill for an act to repeal section 8, chapter 123 of the public acts of the Sixteenth General Assembly, in relation to the payment of taxes voted in aid of the construction of railroads, and enacting a substitute therefor.

A. C. RECK, *Chairman*.

Pending the argument of Mr. Dean—

Mr. Wood moved that when this House adjourns that it be to meet at 7 o'clock this evening.

The motion prevailed.

The Special Committee on County Court was excused from attendance on this evening's session.

Leave of absence was granted Mr. Barnes until Wednesday, March 17; Messrs. Evans and Casey until to-morrow.

Mr. Cobbey moved that the House do now adjourn.

The motion did not prevail.

Question on the consideration of reconsidering the vote by which the resolution was adopted, Mr. Dean resumed his remarks.

The question, shall the resolution be reconsidered? was decided in the negative.

Leave was granted Mr. Holman to call up Senate File No. 244.

Mr. Webster moved that the House do now adjourn.

The motion prevailed, and the Speaker adjourned the House until 7 o'clock p. m.

EVENING SESSION.

7 O'CLOCK P. M.

House met pursuant to adjournment, the Speaker in the chair.

BILLS ON SECOND READING.

Substitute for Senate File No. 244, a bill for an act to legalize the proceedings of the town council of the town of Corning, Adams county, Iowa, etc., was taken up.

Read a first and second time and referred to the Committee on Judiciary.

On motion of Mr. Stephens House File No. 508, a bill for an act to legalize the annexation of certain territory to the city of Cedar Rapids, in Linn county, State of Iowa, under the provisions of chapter 51, title 9 of the Revision of 1860, with report of committee recommending do pass, was taken up and considered.

Mr. Stephens moved that the rule be suspended, the bill considered engrossed, and read a third time now, which prevailed, and the bill was read a third time.

The question being, shall the bill pass?

The yeas were:

Messrs. Baker, Beach, Bicknell, Blair, Bloom, Bosworth, Bridges, Brown of Dickinson, Brown of Linn, Caldwell, Carson, Casey, Cobbey, Cochran, Colton, Coomes, Dotson, Downing, Dungan, Ehl, Epperson, Gay, Glasgow, Harvey, Hayden, Hays, Hixson, Homan, Hubbell, Hutchison of Calhoun, Hutchison of Wapello, Jennings, Jordan, Lake, Lambert, Lewis of Fayette, Lewis of Mills, Mackey, Martindale, McDaid, Merten, Mueller, Muncey, Nagle, Newbold, O'Brien, Palmer, Parker, Payne, Pearson, Perrin, Porter, Prouty, Reck, Richardson of Harrison, Richardson of Jackson, Richey, Robb, Scott, Seaman, Stephens, Stockton, Struble, Stutsman, Terry, Tilton, Tool, Van Staden, Wad-

leigh, Webster, Wicks, Williams, Wolfe, Wood, Yoran, and Mr. Speaker—76.

The nays were—None.

Absent or not voting:

Messrs. Barnes, Belfrage, Casey, Clayton, Dean, Duncombe, Egbert, Evans, Fisher, Francis, Hornaday, Hull, King, Knight, Laub, Lucas, Lyon, McGregor, Nichols, Patterson, Russell, Simpson, Stout, and Wagner—24.

So the bill passed, and the title was agreed to.

The Speaker laid before the House a petition from the inhabitants of the District of Columbia, which was referred to the Committee on Federal Relations.

On motion of Mr. Hutchison of Calhoun substitute for Senate File No. 146, a bill for an act to legalize the action of the boards of directors of district townships holding meetings outside of the limits of their respective district townships, with report of committee recommending it do pass, was taken up and considered.

Mr. Hutchison of Calhoun moved that the rule be suspended and the bill be considered engrossed, and read a third time now, which motion prevailed, and the bill was read a third time.

The question being, shall the bill pass?

The yeas were:

Messrs. Baker, Beach, Bicknell, Blair, Bloom, Bosworth, Bridges, Brown of Dickinson, Brown of Linn, Caldwell, Carson, Cobbey, Cochran, Colton, Coomes, Dean, Dotson, Downing, Dungan, Ehl, Epperson, Francis, Gay, Glasgow, Harvey, Hayden, Hays, Hixson, Homan, Hubbell, Hutchison of Calhoun, Hutchison of Wapello, Jennings, Jordan, King, Lake, Lambert, Lewis of Fayette, Lewis of Mills, Mackey, Martindale, McDaid, Merten, Mueller, Muncey, Nagle, Newbold, O'Brien, Palmer, Parker, Patterson, Payne, Pearson, Perrin, Porter, Prouty, Reck, Richardson of Harrison, Richardson of Jackson, Richey, Robb, Scott, Seaman, Stephens, Stockton, Stout, Struble, Stutsman, Terry, Tilton, Tool, Van Staden, Wadleigh, Webster, Whaley, Wicks, Williams, Wolfe, Wood, Yoran, and Mr. Speaker—82.

The nays were—None.

Absent or not voting:

Messrs. Barnes, Belfrage, Casey, Clayton, Duncombe, Egbert, Evans, Fisher, Hull, Knight, Laub, Lucas, Lyon, McGregor, Nichols, Russell, Simpson, and Wagner—18.

So the bill passed, and the title was agreed to.

On motion of Mr. Dungan House File No. 522, a bill for an act to legalize the organization and acts of the Knotts Mexican Silver Mining Company, with report of committee recommending it do pass, was taken and considered.

Mr. Dungan moved that the rule be suspended, and the bill be considered engrossed, and read a third time now, which prevailed, and the bill was read a third time.

The question being, shall the bill pass?

The yeas were:

Messrs. Baker, Beach, Bicknell, Blair, Bloom, Bosworth, Bridges, Brown of Dickinson, Brown of Linn, Caldwell, Carson, Cobbey, Cochran, Colton, Coomes, Dean, Dotson, Downing, Dungan, Egbert,

Ehl, Epperson, Francis, Gay, Glasgow, Harvey, Hayden, Hays, Hixson, Homan, Hornaday, Hubbell, Hutchison of Calhoun, Hutchison of Wapello, Jennings, Jordan, King, Lake, Lambert, Laub, Lewis of Fayette, Lewis of Mills, Lucas, Mackey, Martindale, McDaid, Merten, Mueller, Muncey, Nagle, Newbold, O'Brien, Palmer, Parker, Patterson, Payne, Pearson, Perrin, Porter, Reck, Richardson of Harrison, Richardson of Jackson, Richey, Robb, Scott, Seaman, Stephens, Stockton, Stout, Struble, Stutsman, Terry, Tilton, Tool, Van Staden, Wadleigh, Webster, Whaley, Wicks, Williams, Wolfe, Wood, Yorán, and Mr. Speaker—84.

The nays were—None.

Absent or not voting:

Messrs. Barnes, Belfrage, Casey, Clayton, Duncombe, Evans, Fisher, Hull, Knight, Lyon, McGregor, Nichols, Prouty, Russell, Simpson, and Wagner—16.

So the bill passed, and the title was agreed to.

On motion of Mr. Coomes Senate File No. 179, a bill for an act to legalize the incorporation of the town of Anita, Cass county, Iowa, etc., with report of committee recommending it do pass, was taken up and considered.

Mr. Coomes moved that the rule be suspended and the bill be considered engrossed, and read a third time now, which motion prevailed, and the bill was read a third time.

The question being, shall the bill pass?

The yeas were:

Messrs. Baker, Beach, Bicknell, Blair, Bloom, Bosworth, Bridges, Brown of Dickinson, Brown of Linn, Caldwell, Carson, Cobbe, Cochran, Colton, Coomes, Dean, Dotson, Downing, Egbert, Ehl, Epperson, Francis, Gay, Glasgow, Harvey, Hayden, Hays, Hixson, Homan, Hornaday, Hubbell, Hutchison of Calhoun, Hutchison of Wapello, Jennings, Jordan, King, Lake, Lambert, Laub, Lewis of Fayette, Lewis of Mills, Lucas, Mackey, Martindale, McDaid, Merten, Mueller, Muncey, Nagle, Newbold, O'Brien, Palmer, Parker, Patterson, Payne, Pearson, Perrin, Porter, Prouty, Reck, Richardson of Harrison, Richardson of Jackson, Richey, Robb, Scott, Seaman, Stephens, Stockton, Stout, Struble, Stutsman, Terry, Tilton, Tool, Van Staden, Wadleigh, Webster, Whaley, Wicks, Williams, Wolfe, Wood, Yorán, and Mr. Speaker—84.

The nays were—None.

Absent or not voting:

Messrs. Barnes, Belfrage, Casey, Clayton, Duncombe, Dungan, Evans, Fisher, Hull, Knight, Lyon, McGregor, Nichols, Russell, Simpson, and Wagner—16.

So the bill passed, and the title was agreed to.

REPORT OF COMMITTEE.

Leave was granted Mr. Newbold, from the Committee on Ways and Means, to submit the following report:

MR. SPEAKER—Your Committee on Ways and Means, to whom was referred the minority report on House File No. 207, with instruction to report a bill to the House for the funding of the War and Defense Bonds falling due July 1, 1881, beg leave to report that they have had

the same under consideration and have instructed me to report the accompanying bill, and a portion of the committee recommend that it do pass.

J. G. NEWBOLD, *Chairman.*

Ordered passed on file.

The accompanying bill being House File No. 544, a bill for an act to provide for the funding of the War and Defense Bonds falling due July 1, 1880.

Read a first and second time, passed on file and ordered printed.

On motion of Mr. Stockton House File No. 497, a bill for an act to legalize judgment in certain cases, with report of committee recommending it do pass, was taken up and considered.

The bill was ordered engrossed.

Mr. Stockton moved that the rule be suspended and the bill be considered engrossed, and read a third time now, which prevailed, and the bill was read a third time.

The question being, shall the bill pass?

The yeas were:

Messrs. Baker, Beach, Bicknell, Blair, Bloom, Bosworth, Bridges, Brown of Dickinson, Brown of Linn, Caldwell, Carson, Cobbey, Cochran, Colton, Coomes, Dean, Dotson, Downing, Dungan, Egbert, Ehl, Epperson, Francis, Gay, Glasgow, Harvey, Hayden, Hays, Hixson, Homan, Hornaday, Hubbell, Hutchison of Calhoun, Hutchison of Wapello, Jennings, Jordan, Lake, Lambert, Laub, Lewis of Fayette, Lewis of Mills, Lucas, Mackey, Martindale, McDaid, Merten, Mueller, Muncey, Nagle, Newbold, Nichols, O'Brien, Palmer, Parker, Patterson, Payne, Pearson, Perrin, Porter, Prouty, Reck, Richardson of Harrison, Richardson of Jackson, Richey, Robb, Scott, Seaman, Stephens, Stockton, Stout, Struble, Stutsman, Terry, Tilton, Tool, Van Staden, Wadleigh, Wagner, Webster, Whaley, Wicks, Williams, Wolfe, Wood, Yoran, and Mr. Speaker—87.

The nays were—None.

Absent or not voting:

Messrs. Barnes, Belfrage, Casey, Clayton, Duncombe, Evans, Fisher, Hull, Knight, Lyon, McGregor, Russell, and Simpson—13.

So the bill passed, and the title was agreed to.

On motion of Mr. Richey House File No. 261, a bill for an act to legalize the acts of the township trustees of Spaulding township, Union county, Iowa, with report of committee recommending it do pass, was taken up and considered.

Mr. Richey moved that the rule be suspended, and the bill be considered engrossed, and read a third time now, which prevailed, and the bill was read a third time.

The question being, shall the bill pass?

The yeas were:

Messrs. Baker, Beach, Bicknell, Blair, Bloom, Bosworth, Bridges, Brown of Dickinson, Brown of Linn, Caldwell, Carson, Cobbey, Cochran, Colton, Coomes, Dean, Dotson, Downing, Dungan, Egbert, Ehl, Epperson, Francis, Gay, Glasgow, Harvey, Hayden, Hays, Hixson, Homan, Hornaday, Hubbell, Hutchison of Calhoun, Hutchison of Wapello, Jennings, Jordan, King, Lake, Lambert, Laub, Lewis of Fayette, Lewis of Mills, Lucas, Lyon, Mackey, Martindale, McDaid, Merten,

Mueller, Muncey, Nagle, Newbold, Nichols, O'Brien, Palmer, Parker, Patterson, Payne, Pearson, Perrin, Porter, Prouty, Reck, Richardson of Harrison, Richardson of Jackson, Richey, Robb, Scott, Seaman, Stephens, Stockton, Stout, Struble, Stutsman, Terry, Tool, Van Staden, Wadleigh, Wagner, Webster, Whaley, Wicks, Williams, Wolfe, Wood, Yoran, and Mr. Speaker—87.

The nays were:

Mr. Tilton—1.

Absent or not voting:

Messrs. Barnes, Belfrage, Casey, Clayton, Duncombe, Evans, Fisher, Hull, Knight, McGregor, Russell, and Simpson—12.

So the bill passed, and the title was agreed to.

On motion of Mr. Parker House File No. 16, a bill for an act to appropriate money to defray the expenses incurred in repairing the carriage of a 12-pounder Napoleon gun, of Battery F, First Regiment Light Artillery, Iowa National Guards, with report of committee recommending it do pass, was taken up and considered.

Mr. Parker moved that the rule be suspended and the bill be considered engrossed, and read a third time now, which prevailed, and the bill was read a third time.

The question being, shall the bill pass?

The yeas were:

Messrs. Baker, Beach, Bicknell, Blair, Bloom, Bosworth, Bridges, Brown of Dickinson, Brown of Linn, Caldwell, Carson, Cobbey, Cochran, Colton, Coomes, Dean, Dotson, Downing, Dungan, Egbert, Ehl, Epperson, Francis, Gay, Glasgow, Harvey, Hayden, Hays, Hixson, Homan, Hornaday, Hubbell, Hutchison of Calhoun, Hutchison of Wapello, Jennings, Jordan, King, Lake, Lambert, Laub, Lewis of Fayette, Lewis of Mills, Lucas, Lyon, Mackey, Martindale, McDauid, Merten, Mueller, Muncey, Nagle, Newbold, Nichols, O'Brien, Palmer, Parker, Patterson, Payne, Pearson, Perrin, Porter, Prouty, Reck, Richardson of Harrison, Richardson of Jackson, Richey, Robb, Scott, Seaman, Stephens, Stockton, Stout, Struble, Stutsman, Terry, Tilton, Tool, Van Staden, Wadleigh, Wagner, Webster, Whaley, Wicks, Williams, Wolfe, Wood, Yoran, and Mr. Speaker—88.

The nays were—None.

Absent or not voting:

Messrs. Barnes, Belfrage, Casey, Clayton, Duncombe, Evans, Fisher, Hull, Knight, McGregor, Russell, and Simpson—12.

So the bill passed, and the title was agreed to.

On motion of Mr. Caldwell, substitute for House File No. 446, a bill for an act to amend section 10, chapter 70, acts of the Sixteenth General Assembly, with report of committee recommending it do pass, was taken up and considered.

Mr. Caldwell moved that the rule be suspended, and the bill be considered engrossed, and read a third time now, which prevailed, and the bill was read a third time.

The question being, shall the bill pass?

The yeas were:

Messrs. Baker, Beach, Bicknell, Blair, Bloom, Bosworth, Bridges, Brown of Dickinson, Brown of Linn, Caldwell, Carson, Cobbey, Cochran, Colton, Coomes, Dean, Dotson, Downing, Dungan, Egbert, Ehl,

Epperson, Francis, Gay, Glasgow, Harvey, Hayden, Hays, Hixson, Homan, Hornaday, Hubbell, Hutchison of Calhoun, Hutchison of Wapello, Jennings, Jordan, King, Lake, Lambert, Laub, Lewis of Fayette, Lewis of Mills, Lucas, Lyon, Mackey, Martindale, McDaid, Merten, Mueller, Muncey, Nagle, Newbold, Nichols, O'Brien, Palmer, Parker, Patterson, Payne, Pearson, Perrin, Porter, Prouty, Reck, Richardson of Harrison, Richardson of Jackson, Richey, Robb, Scott, Seaman, Stephens, Stockton, Stout, Struble, Stutsman, Terry, Tilton, Van Staden, Wadleigh, Wagner, Webster, Whaley, Wicks, Williams, Wolfe, Wood, Yoran, and Mr. Speaker—87.

The nays were—None.

Absent or not voting:

Messrs. Barnes, Belfrage, Casey, Clayton, Duncombe, Evans, Fisher, Hull, Knight, McGregor, Russell, Simpson, and Tool—13.

So the bill passed, and the title was agreed to.

On motion of Mr. King House File No. 542, a bill for an act legalizing the incorporation of the town of Sheffield, Franklin county, Iowa, etc., with report of committee recommending do pass, was taken up and considered.

Mr. King moved that the rule be suspended, and the bill be considered engrossed, and read a third time now, which prevailed, and the bill was read a third time.

The question being, shall the bill pass?

The yeas were:

Messrs. Baker, Beach, Bicknell, Blair, Bloom, Bosworth, Bridges, Brown of Dickinson, Brown of Linn, Caldwell, Carson, Cobbey, Cochran, Colton, Coomes, Dean, Dotson, Downing, Dungan, Egbert, Ehl, Epperson, Francis, Gay, Glasgow, Harvey, Hayden, Hays, Hixson, Homan, Hornaday, Hubbell, Hutchison of Calhoun, Hutchison of Wapello, Jennings, Jordan, King, Lake, Lambert, Laub, Lewis of Fayette, Lewis of Mills, Lucas, Lyon, Mackey, Martindale, McDaid, Merten, Mueller, Muncey, Nagle, Newbold, Nichols, O'Brien, Palmer, Parker, Patterson, Payne, Pearson, Perrin, Porter, Prouty, Reck, Richardson of Harrison, Richey, Robb, Scott, Seaman, Stephens, Stockton, Stout, Struble, Stutsman, Terry, Tilton, Tool, Van Staden, Wadleigh, Wagner, Webster, Whaley, Wicks, Williams, Wolfe, Wood, and Yoran—86.

The nays were—None.

Absent or not voting:

Messrs. Barnes, Belfrage, Casey, Clayton, Duncombe, Evans, Fisher, Hull, Knight, McGregor, Richardson of Jackson, Russell, Simpson, and Mr. Speaker—14.

So the bill passed, and the title was agreed to.

On motion of Mr. Dungan Senate File No. 244, a bill for an act to legalize the proceedings of the town council of the town of Corning, Adams county, Iowa, was recalled from the Committee on Judiciary, taken up and considered.

Mr. Dungan moved that the rule be suspended, the bill considered engrossed, and read a third time now, which prevailed, and the bill was read a third time.

The question being, shall the bill pass?

The yeas were:

Messrs. Baker, Beach, Bicknell, Blair, Bloom, Bosworth, Bridges, Brown of Dickinson, Brown of Linn, Caldwell, Carson, Cobbey, Cochran, Colton, Coomes, Dean, Dotson, Downing, Dungan, Egbert, Ehl, Epperson, Francis, Gay, Glasgow, Harvey, Hayden, Hays, Hixson, Homan, Hornaday, Hubbell, Hutchison of Calhoun, Hutchison of Wapello, Jennings, Jordan, King, Lake, Lambert, Laub, Lewis of Fayette, Lewis of Mills, Lucas, Lyon, Mackey, Martindale, McDaid, Merten, Mueller, Muncey Nagle, Newbold, Nichols, O'Brien, Palmer, Parker, Patterson, Payne, Pearson, Perrin, Porter, Prouty, Reck, Richardson of Harrison, Richardson of Jackson, Richey, Robb, Scott, Seaman, Simpson, Stephens, Stockton, Stout, Struble, Stutsman, Terry, Tilton, Tool, Van Staden, Wadleigh, Wagner, Webster, Whaley, Wicks, Williams, Wolfe, Wood, and Yoran—88.

The nays were—None.

Absent or not voting:

Messrs. Barnes, Belfrage, Casey, Clayton, Duncombe, Evans, Fisher, Hull, Knight, McGregor, Russell, and Mr. Speaker—12.

So the bill passed, and the title was agreed to.

INTRODUCTION OF BILL.

Leave was granted Mr. Harvey to introduce House File No. 543, a bill for an act to repeal section 3818 of the Code, and to amend chapter 30, of the acts of the Fifteenth General Assembly, etc.

Read a first and second time and referred to the Committee on Retrenchment and Reform.

On motion of Mr. Bloom House File No. 415, a bill for an act to repeal section 1798 of the Code, and enacting a substitute therefor, with report of committee recommending it do pass, was taken up and considered.

Mr. Bloom moved that the rule be suspended, and the bill be considered engrossed, and read a third time now, which prevailed, and the bill was read a third time.

The question being, shall the bill pass?

The yeas were:

Messrs. Baker, Beach, Bicknell, Blair, Bloom, Bosworth, Bridges, Brown of Dickinson, Brown of Linn, Caldwell, Carson, Cobbey, Cochran, Colton, Coomes, Dean, Dotson, Downing, Dungan, Egbert, Ehl, Epperson, Francis, Gay, Glasgow, Harvey, Hayden, Hays, Hixson, Homan, Hornaday, Hubbell, Hutchison of Calhoun, Hutchison of Wapello, Jennings, Jordan, King, Lake, Lambert, Laub, Lewis of Fayette, Lewis of Mills, Lucas, Lyon, Mackey, Martindale, McDaid, Merten, Muncey, Nagle, Newbold, Nichols, O'Brien, Palmer, Parker, Patterson, Payne, Pearson, Perrin, Porter, Prouty, Reck, Richardson of Harrison, Richardson of Jackson, Richey, Robb, Scott, Seaman, Stephens, Stockton, Stout, Struble, Stutsman, Terry, Tilton, Tool, Van Staden, Wadleigh, Wagner, Webster, Whaley, Wicks, Williams, Wolfe, Wood, and Yoran—86.

The nays were—None.

Absent or not voting:

Messrs. Barnes, Belfrage, Casey, Clayton, Duncombe, Evans, Fisher, Hull, Knight, McGregor, Mueller, Russell, Simpson, and Mr. Speaker—14.

So the bill passed, and the title was agreed to.

Mr. Jordan moved the House do now adjourn.

The motion did not prevail.

On motion of Mr. Perrin House File No, 392, a bill for an act to repeal section 512, chapter 9, laws of the Seventeenth General Assembly, and enact a substitute therefor, and to amend sections 489 and 493 of the Code, with report of committee recommending do pass, was taken up and considered.

Mr. Perrin moved that the rule be suspended, the bill be considered engrossed, and read a third time now, which prevailed, and the bill was read a third time.

The question being, shall the bill pass?

The yeas were:

Messrs. Baker, Beach, Bicknell, Blair, Bloom, Bosworth, Bridges, Brown of Dickinson, Brown of Linn, Caldwell, Carson, Cobbey, Cochran, Colton, Coomes, Dotson, Downing, Dungan, Egbert, Ehl, Epperson, Francis, Gay, Glasgow, Harvey, Hayden, Hays, Hixson, Homan, Hornaday, Hubbell, Hutchison of Calhoun, Hutchison of Wapello, Jennings, Jordan, King, Lambert, Laub, Lewis of Fayette, Lewis of Mills, Lucas, Lyon, Mackey, Martindale, McDaid, Merten, Mueller, Muncey, Nagle, Newbold, Nichols, O'Brien, Palmer, Parker, Patterson, Payne, Pearson, Perrin, Porter, Prouty, Reck, Richardson of Harrison, Richardson of Jackson, Richey, Robb, Scott, Seaman, Stephens, Stockton, Stout, Struble, Stutsman, Terry, Tilton, Tool, Van Staden, Wagner, Webster, Whaley, Wicks, Williams, Wolfe, Wood, Yoran, and Mr. Speaker—85.

The nays were:

Mr. Wadleigh—1.

Absent or not voting:

Messrs. Barnes, Belfrage, Casey, Clayton, Dean, Duncombe, Evans, Fisher, Hull, Knight, Lake, McGregor, Russell, and Simpson—14.

So the bill passed, and the title was agreed to.

On motion of Mr. Jordan Senate File No. 120, a bill for an act requiring boards of supervisors in certain cases to pay to cities of the first class a portion of the county bridge fund, with report of committee recommending do pass, was taken up and considered.

Mr. Harvey moved that the rule be suspended, the bill be considered engrossed, and read a third time now, which prevailed, and the bill was read a third time.

The question being, shall the bill pass?

The yeas were:

Messrs. Baker, Beach, Blair, Bloom, Bosworth, Bridges, Brown of Dickinson, Brown of Linn, Carson, Cobbey, Cochran, Colton, Dotson, Downing, Dungan, Epperson, Francis, Gay, Glasgow, Harvey, Hays, Hixson, Homan, Hornaday, Hubbell, Hutchison of Calhoun, Hutchison of Wapello, Jennings, Jordan, King, Lake, Lambert, Laub, Lewis of Fayette, Lewis of Mills, Lucas, Lyon, Mackey, Martindale, McDaid, Merten, Mueller, Muncey, Nagle, Newbold, Nichols, Parker, Patterson, Pearson, Perrin, Porter, Prouty, Reck, Richardson of Harrison, Rich-

ardson of Jackson, Richey, Robb, Scott, Seaman, Stephens, Stockton, Struble, Stutsman, Terry, Tilton, Tool, Van Staden, Wadleigh, Webster, Whaley, Wicks, Williams, Wood, Yorán, and Mr. Speaker—76.

The nays were:

Messrs. Caldwell, Dean, Ehl, Hayden, O'Brien, Palmer, Stout, Wagner, and Wolfe—9.

Absent or not voting:

Messrs. Barnes, Belfrage, Bicknell, Casey, Clayton, Coomes, Duncombe, Evans, Fisher, Hull, Knight, McGregor, Payne, Russell, and son—15.

So the bill passed, and the title was agreed to.

Mr. Tilton moved that the House proceed with the regular order of business.

The motion did not prevail.

On motion of Mr. Seaman House File No. 209, a bill for an act to amend sections 1971 and 1974, chapter 6, title 13 of the Code, relating to the duties of county auditors, with report of committee recommending it do pass, was taken up and considered.

Mr. Seaman moved to amend by striking out all of section 2 and inserting the following in lieu thereof:

SEC. 2. Strike out the words "the auditor of the county to which" in the second and third lines of section 1974 and insert in lieu thereof the words "the officer to whose office"; strike out the words "under the county seal" in the sixth and seventh lines of section 1974.

The substitute was adopted.

Mr. Seaman moved that the rule be suspended and the bill be considered engrossed, and read a third time now, which prevailed, and the bill was read a third time.

The question being, shall the bill pass?

The yeas were:

Messrs. Baker, Beach, Bicknell, Blair, Bosworth, Bridges, Brown of Dickinson, Brown of Linn, Caldwell, Carson, Cobbey, Cochran, Colton, Coomes, Dean, Dotson, Downing, Dungan, Egbert, Ehl, Epper-son, Francis, Gay, Glasgow, Harvey, Hayden, Hays, Hixson, Homan, Hornaday, Hubbell, Hutchison of Calhoun, Hutchison of Wapello, Jennings, Jordan, King, Lake, Lambert, Laub, Lewis of Fayette, Lewis of Mills, Lucas, Lyon, Mackey, Martindale, McDaid, Merten, Mueller, Muncey, Nagle, Newbold, Nichols, O'Brien, Palmer, Parker, Patterson, Payne, Pearson, Perrin, Porter, Prouty, Reck, Richardson of Har-ri-son, Richardson of Jackson, Richey, Robb, Scott, Seaman, Stephens, Stout, Struble, Stutsman, Terry, Tilton, Tool, Van Staden, Wadleigh, Wagner, Webster, Whaley, Wicks, Williams, Wolfe, Wood, Yorán, and Mr. Speaker—86.

Absent or not voting:

Messrs. Barnes, Belfrage, Bloom, Casey, Clayton, Duncombe, Evans, Fisher, Hull, Knight, McGregor, Russell, Simpson, and Stockton—14.

So the bill passed, and title was agreed to.

On motion of Mr. Stephens the House adjourned until 9:30 to-morrow morning.

HALL OF HOUSE OF REPRESENTATIVES, }
 DES MOINES, IOWA, March 11, 1880. }

House met pursuant to adjournment, Speaker in the chair.

Prayer by Rev. J. H. Holcomb.

Pending the reading of the journal of yesterday, on motion of Mr. Downing, further reading of the same was dispensed with.

REPORTS OF COMMITTEES.

Mr. Parker, from the Committee on Judiciary, submitted the following report:

MR. SPEAKER—Your Committee on Judiciary, to whom was referred Senate substitute for House File No. 26, a bill for an act to relieve corporations engaged in manufacturing from double taxation, in certain cases, and which passed the Senate March 8, 1860, beg leave to report that they have had the same under consideration, and find that said Senate substitute is in substance and without material change the same as said House File No. 26, which heretofore passed the House, and have therefore instructed me to report the same back to the House with the recommendation that said Senate substitute be concurred in by the House.

J. M. PARKER, *Chairman.*

Ordered passed on file.

Mr. Clayton, from the Committee on Agriculture, submitted the following report:

MR. SPEAKER—Your Committee on Agriculture, to whom were referred various petitions on various subjects, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that there have been bills reported favorably covering the questions asked for.

B. F. CLAYTON, *Chairman.*

Ordered passed on file.

Mr. Coomes, from the Committee on Retrenchment and Reform submitted the following report:

MR. SPEAKER—Your Committee on Retrenchment and Reform, to whom was referred House File No. 543, a bill for an act to repeal section 3818 of the Code of 1873, and to amend chapter 30, of the acts of the Fifteenth General Assembly, relating to costs in criminal cases, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that it do pass.

OLL COOMES *Chairman.*

Ordered passed on file.

MESSAGES ON THE SPEAKER'S TABLE.

On motion of Mr. Harvey House File No. 543, a bill for an act to repeal section 3818 of the Code of 1873, and to amend chapter 30 of the acts of the Fifteenth General Assembly, relating to costs in certain cases, with report of committee recommending that the bill do pass, was taken up and considered.

Pending discussion, the hour having arrived for special order, Senate File No. 117, a bill for an act to provide for the organization of the State militia, and entitled "The Military Code of Iowa," and to repeal chapter 125, laws of the Seventeenth General Assembly, on motion of Mr. Whaley, it was taken up and considered, with report of committee recommending the bill do pass.

Mr. Wagner moved the bill be considered by sections.

The motion did not prevail.

MESSAGE FROM THE SENATE.

The following message was received from the Senate:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has passed the following bills, in which the concurrence of the House is asked:

Substitute for Senate File No. 272, a bill for an act to legalize the acts of the Keokuk Water-works, of Keokuk, Iowa.

Senate File No. 225, a bill for an act to provide for leasing convict labor at the penitentiary of the State, and to repeal chapter 110 of the acts of the Seventeenth General Assembly.

Senate File No. 247, a bill for an act to amend section 488 of the Code of 1873, in relation to the use of the highway tax of incorporated towns and cities in certain cases.

Senate File No. 99, a bill for an act to regulate the practice of medicine and surgery in the State of Iowa.

Also, has passed without amendment House File No. 120, a bill for an act to provide that lands to be laid out into town or city lots shall be free from incumbrance, or that security shall be given against such incumbrance, and that such lots when thus laid out shall be accurately described relative to some established corner of the congressional division of which they are part, and repealing chapter 25 of the laws of the Fifteenth General Assembly and chapter 63 of the laws of the Sixteenth General Assembly.

Also, has amended and passed House File No. 215, a bill for an act to provide for the extension of the limits of cities of the first or second class. Amended by inserting after the enacting clause the words, "That in addition to the methods now provided by law for extending city limits."

Also, has refused to concur in House amendments to substitute for Senate Files Nos. 65, 66 and 52, a bill for an act to provide for the stereotyping, publishing and sale of the Supreme Court reports, and to repeal sections 155, 156, 157 and 160, chapter 4, title 3 of the Code, and to fix the salary of the Supreme Court Reporter.

A. T. McCARGAR, *Secretary.*

Mr. Whaley moved that the rule be suspended, and the bill be considered engrossed, and read a third time now.

The motion to suspend the rule did not prevail.

Mr. Caldwell moved to amend line 3, section 51, by striking out "\$20,000" and inserting "\$10,000."

Mr. Blair moved to amend by striking out "\$10,000" and inserting "\$15,000."

The motion did not prevail.

Question recurring on the motion to amend by striking out "\$20,000" and inserting "\$10,000," the yeas and nays were demanded, which were as follows—

The yeas were:

Messrs. Bloom, Caldwell, Casey, Cobbey, Colton, Dean, Downing, Hayden, Homan, Hornaday, Lambert, Mackey, O'Brien, Payne, Richardson of Harrison, Richardson of Jackson, Scott, and Wolfe—18.

The nays were:

Messrs. Baker, Beach, Belfrage, Bicknell, Blair, Bosworth, Bridges, Brown of Dickinson, Brown of Linn, Carson, Clayton, Cochran, Coomes, Dotson, Dungan, Ehl, Epperson, Evans, Fisher, Francis, Gay, Glasgow, Harvey, Hays, Hixson, Hubbell, Hull, Hutchison of Calhoun, Hutchison of Wapello, Jennings, Jordan, King, Lake, Laub, Lewis of Fayette, Lewis of Mills, Lucas, Martindale, McDaid, McGregor, Merten, Mueller, Muncey, Nagle, Newbold, Nichols, Palmer, Parker, Patterson, Pearson, Perrin, Porter, Prouty, Reck, Richey, Robb, Russell, Seaman, Simpson, Stephens, Stockton, Stout, Struble, Stutsman, Terry, Tilton, Tool, Van Staden, Wadleigh, Wagner, Webster, Whaley, Williams, Wicks, Wood, and Yoran—76.

Absent or not voting:

Messrs. Barnes, Duncombe, Egbert, Knight, Lyon, and Mr. Speaker—6.

So the amendment was not adopted.

Mr. Wagner moved to amend section 9 by striking out all after the word "guard," and insert the following: "And shall consist of four regiments of infantry, and one battalion of cavalry, and three batteries of artillery, and shall be recruited by volunteer enlistments."

MESSAGE FROM THE SENATE.

The following message was received from the Senate:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has passed the following bills, in which the concurrence of the House is asked:

Substitute for Senate Files Nos. 180, 136 and 31, a bill for an act to repeal sections 894 and 895 of the Code, and to enact a substitute therefor, in relation to giving notice before tax deeds shall be made, and in relation to making such deeds.

Substitute for Senate Files Nos. 11, 13 and 170 a bill for an act to repeal sections 3784, 3793 and 3798 of the Code, and section 3, chapter 122, laws of the Seventeenth General Assembly, and enacting substitutes therefor, relating to salaries of clerks of district and circuit courts, county treasurers and county auditor, and defining certain of their duties.

A. T. McCARGAR, *Secretary*.

The hour for adjournment having arrived, Mr. King moved that the time be extended fifteen minutes.

The motion prevailed.

Mr. Palmer moved the previous question, which was not seconded.

The hour of adjournment having arrived the Speaker adjourned the House until 2 o'clock P. M.

AFTERNOON SESSION.

2 O'CLOCK P. M.

House called to order by the Speaker.

The House resumed consideration of the amendment to section 9, proposing to strike out all after the word "guard," and insert the following: "And shall consist of four regiments of infantry, one battalion of cavalry, and three batteries of artillery, and shall be recruited by voluntary enlistment."

Mr. Whaley moved to recommit the bill to the Committee on Military Affairs.

The motion prevailed.

UNFINISHED BUSINESS.

House File No. 543 was taken up.

Question, shall the bill be engrossed and read a third time?

On motion of Mr. Parker the bill, with Senate File No. 3, was referred to the Committee on Judiciary.

REPORTS OF COMMITTEES.

Mr. McGregor, by leave, presented the following report from the special committee to report upon the expediency of a change in the circuit court system:

MR. SPEAKER—The Special Committee, to whom was referred the question respecting a change in the circuit court system, beg leave to report that they have had the same under consideration, and after due deliberation are in favor of a change therein; and in this connection have duly considered several bills, and as the one best adapted to the objects desired, unanimously recommend the passage of House File No. 220, with certain amendments thereto, made by the committee. And after their adoption, the committee recommend that the bill do pass; and the bill with the amendment are herewith reported to the House.

G. MCGREGOR, *Chairman.*

Mr. Hutchison, from the Committee on Public Buildings, submitted the following report:

MR. SPEAKER—Your Committee on Public Buildings, to whom was referred House File No. 426, a bill for an act to amend section 5, chapter 110 of the acts of the Thirteenth General Assembly, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that it do pass.

J. G. HUTCHISON, *Chairman*.

Ordered passed on file.

BILLS ON SECOND READING.

On motion of Mr. Russell House File No. 426, a bill for an act to amend section 5, chapter 110 of the acts of the Thirteenth General Assembly, with report of committee recommending the bill do pass, was taken up and considered.

Mr. Russell moved that the rule be suspended, the bill considered engrossed, and read a third time now, which prevailed, and the bill was read a third time.

The question being, shall the bill pass?

The yeas were:

Messrs. Baker, Beach, Belfrage, Bicknell, Blair, Bosworth, Bridges, Brown of Dickinson, Brown of Linn, Caldwell, Carson, Casey, Clayton, Cobbey, Cochran, Colton, Coomes, Dean, Dotson, Downing, Dungan, Egbert, Ehl, Epperson, Evans, Francis, Gay, Glasgow, Harvey, Hayden, Hays, Hixson, Homan, Hornaday, Hubbell, Hull, Hutchison of Calhoun, Hutchison of Wapello, Jennings, King, Knight, Lake, Lambert, Laub, Lewis of Fayette, Lewis of Mills, Lucas, Mackey, Martindale, McDaid, McGregor, Merten, Muncey, Nagle, Newbold, Nichols, O'Brien, Palmer, Parker, Patterson, Payne, Pearson, Perrin, Porter, Richardson of Harrison, Richardson of Jackson, Richey, Robb, Russell, Scott, Seaman, Simpson, Stephens, Stockton, Stout, Struble, Stutsman, Terry, Tilton, Tool, Van Staden, Wadleigh, Wagner, Webster, Whaley, Wicks, Williams, Wolfe, Wood, and Mr. Speaker—90.

The nays were:

Mr. Bloom—1.

Absent or not voting:

Messrs. Barnes, Duncombe, Fisher, Jordan, Lyon, Mueller, Prouty, Reck, and Yoran—9.

So the bill passed, and the title was agreed to.

Leave was granted Mr. Tool to call up House File No. 431, a bill for an act to repeal section 1485 of the Code of 1873, and substitute in lieu thereof, an act providing for taxation of dogs, and the protection of domestic animals, with report of committee recommending the bill do pass, was taken up and considered.

On motion of Mr. Bloom House File No. 378 was made special order after the bill under consideration is disposed of.

RESOLUTION.

Leave was granted Mr. Beach to offer the following resolution:

Resolved, That when this House adjourn this afternoon it be to meet again at half-past 9 to-morrow morning.

The yeas and nays were demanded, and were as follows—

The yeas were:

Messrs. Beach, Belfrage, Bicknell, Bloom, Brown of Dickinson, Brown of Linn, Clayton, Cobbey, Duncombe, Egbert, Ehl, Gay, Glasgow, Harvey, Hornaday, Hutchison of Wapello, King, Knight, Lake, Lambert, Laub, Lucas, Mackey, Martindale, McGregor, Merten, Mueller, Nagle, Newbold, Nichols, O'Brien, Patterson, Porter, Richey, Robb, Russell, Seaman, Stephens, Terry, Tool, Wadleigh, Wagner, Webster, Whaley, Wicks, and Yorlan—46.

The nays were:

Messrs. Baker, Blair, Bosworth, Bridges, Caldwell, Carson, Casey, Cochran, Coomes, Dean, Dotson, Downing, Dungan, Epperson, Evans, Francis, Hayden, Hays, Hixson, Homan, Hubbell, Hull, Hutchison of Calhoun, Jennings, Lewis of Fayette, Lewis of Mills, McDaid, Muncey, Palmer, Parker, Payne, Pearson, Perrin, Richardson of Harrison, Richardson of Jackson, Scott, Simpson, Stockton, Stout, Struble, Stutsman, Van Staden, Williams, Wolfe, Wood, and Mr. Speaker—47.

Absent or not voting:

Messrs. Barnes, Colton, Fisher, Jordan, Lyon, Prouty, and Reck—7.

So the resolution was not adopted.

Leave of absence was granted Mr. Lyon until Monday afternoon.

Mr. Glasgow moved to amend section 5 by adding the following: "*Provided* that all such tax collected from or paid by any resident of any city of the first or second class, or of any city acting under special charter, shall be paid to the treasurer of such city by the county treasurer for the use of such city."

Mr. King moved to amend the amendment by adding after the word "charter," "or any incorporated town"; and after the words "or city," the words "or town."

The motion to amend did not prevail.

The question on the amendment to section 5 was decided in the negative.

Mr. Perrin moved to amend section 3 by striking out remainder of section after word "assessor" in 5th line.

Strike out of section 5 all after the word "dogs" in 2d line and insert "which shall be paid into the county fund."

Strike out all of sections 6 and 7.

The hour having arrived for bills on third reading, on motion of Mr. Dotson the 11th rule was suspended for the afternoon.

REPORT OF COMMITTEE.

Mr. Reck, from the Committee on Enrolled Bills, submitted the following report:

MR. SPEAKER—The Committee on Enrolled Bills respectfully report that they have examined the following bills and find the same correctly enrolled;

House File No. 161, a bill for an act granting to street railway companies, organized under the laws of this State, the right of way over certain public highways.

Substitute for House Files Nos. 124, 131 and 170, a bill for an act to repeal section 12, chapter 2, title 1 of the Code, in relation to compensation and mileage of members of the General Assembly and compensation of officers and employes of the same, and to enact a substitute therefor.

House File No. 489, a bill for an act to provide for the payment of the expenses of the committees appointed to visit the State institutions and for the payment of clerks of committees and witnesses subpoenaed before committee of the Hospital for the Insane at Mt. Pleasant.

A. C. RECK, *Chairman.*

The question on the adoption of the amendment to the third section was decided in the negative.

Leave was granted Mr. Perrin to withdraw his amendment to section 5.

Mr. Payne moved to amend section 3 in the 5th line by inserting after the word "assessor" "one dollar for each female dog."

Mr. Muncey moved the previous question, which was seconded.

The question, shall the main question be now put? was decided in the affirmative.

The question being, shall the bill be ordered engrossed and read a third time? the yeas and nays were as follows—

The yeas were:

Messrs. Baker, Belfrage, Bicknell, Blair, Bridges, Brown of Dickinson, Brown of Linn, Carson, Cobbey, Cochran, Coomes, Dean, Dotson, Dungan, Egbert, Epperson, Evans, Francis, Gay, Harvey, Hayden, Hixson, Hornaday, Hubbell, Hull, Hutchison of Calhoun, Hutchison of Wapello, Jennings, King, Lake, Laub, Lewis of Fayette, Lucas, Martindale, McDaid, Merten, Mueller, Muncey, Nagle, Newbold, Nichols, Palmer, Parker, Patterson, Payne, Pearson, Perrin, Porter, Prouty, Richey, Robb, Scott, Seaman, Stephens, Stockton, Stout, Terry, Tool, Webster, Wicks, Wolfe, Wood, and Mr. Speaker—63.

The nays were:

Messrs. Beach, Bloom, Bosworth, Casey, Clayton, Duncombe, Ehl, Glasgow, Hays, Homan, Knight, Lambert, Lewis of Mills, Mackey, McGregor, O'Brien, Reck, Richardson of Harrison, Richardson of Jackson, Russell, Simpson, Struble, Stutsman, Tilton, Van Staden, Wadleigh, and Williams—27.

Absent or not voting:

Messrs. Barnes, Caldwell, Colton, Downing, Fisher, Jordan, Lyon, Wagner, Whaley, and Yoran—10.

So the bill was ordered engrossed.

Mr. Tool moved that the rule be suspended, the bill be considered engrossed, and read a third time now, which prevailed, and the bill was read a third time.

The question being, shall the bill pass?

The yeas were:

Messrs. Belfrage, Bicknell, Blair, Bridges, Brown of Dickinson, Brown of Linn, Carson, Cobbey, Cochran, Coomes, Dean, Dotson, Dun-

gan, Egbert, Epperson, Evans, Fisher, Francis, Gay, Harvey, Hayden, Hixson, Hornaday, Hubbell, Hull, Hutchison of Calhoun, Hutchison of Wapello, King, Lake, Laub, Lewis of Fayette, Lucas, Martindale, McDaid, Merten, Mueller, Muncey, Nagle, Newbold, Nichols, Palmer, Parker, Patterson, Payne, Pearson, Perrin, Porter, Prouty, Richey, Robb, Scott, Seaman, Stephens, Stockton, Stout, Terry, Tool, Webster, Wicks, Wolfe, Wood, and Mr. Speaker—62.

The nays were:

Messrs. Baker, Bloom, Bosworth, Casey, Clayton, Duncombe, Ehl, Glasgow, Hays, Homan, Knight, Lambert, Lewis of Mills, Mackey, McGregor, O'Brien, Reck, Richardson of Harrison, Richardson of Jackson, Russell, Simpson, Struble, Stutsman, Tilton, Van Staden, Wadleigh, and Williams—27.

Absent or not voting:

Messrs. Barnes, Beach, Caldwell, Colton, Downing, Jennings, Jordan, Lyon, Wagner, Whaley, and Yoran—11.

So the bill passed, and the title was agreed to.

On motion of Mr. Bloom House File No. 378, a bill for an act to define tramping, and punishing tramps, with report of committee recommending amendments, was taken up and considered.

Question on the adoption of the first amendment was decided in the affirmative.

The second amendment was adopted.

The third amendment was adopted.

Mr. Bloom moved to amend section 1, in line 2, by inserting after the word "blind," "or cripple."

The motion did not prevail.

Mr. Lake moved to amend section 1, in line 5, by striking out the word "or" and inserting "and" after the word "thereof."

Mr. Dungan moved to amend the amendment by adding "when he enters with or without leave of the owner and does not leave when requested."

The motion of Mr. Dungan did not prevail.

The question on the adoption of the amendment offered by Mr. Lake was decided in the negative.

Mr. Blair moved to amend by striking out the words "without permission" in the 5th line of section 1.

The motion did not prevail.

Mr. Hays moved to amend by striking out "two years" in the 8th line and insert "six months"

The motion did not prevail.

Mr. Hornaday moved to amend by inserting the following: insert after the word "year" in the 9th line the words "or in the county jail not more than six months."

The motion did not prevail.

Mr. Muncey moved to amend by striking out all after the word "charity" in the 3d line, and in the 4th line "or a tramp or tramps"; also, in the 5th line strike out the words "without permission."

The motion did not prevail.

Mr. Bloom moved that the rule be suspended, and the bill be considered engrossed, and read a third time now, which prevailed, and the bill was read a third time.

The question being, shall the bill pass?

The yeas were:

Messrs. Baker, Beach, Belfrage, Bloom, Bosworth, Bridges, Brown of Dickinson, Brown of Linn, Caldwell, Carson, Casey, Cobbey, Cochran, Colton, Coomes, Dotson, Duncombe, Dungan, Egbert, Ehl, Epperson, Evans, Fisher, Francis, Glasgow, Harvey, Hayden, Hornaday, Hubbell, Hull, Hutchison of Calhoun, Hutchison of Wapello, Jennings, King, Knight, Lake, Laub, Lewis of Fayette, Lewis of Mills, Lucas, Mackey, Martindale, McDaid, McGregor, Merten, Nagle, Newbold, Nichols, O'Brien, Patterson, Payne, Pearson, Reck, Richey, Robb, Russell, Seaman, Simpson, Stephens, Terry, Tilton, Tool, Van Staden, Wadleigh, Wagner, Webster, Whaley, Wicks, Williams, Wolfe, Wood, Yorran, and Mr. Speaker—73.

The nays were:

Messrs. Bicknell, Blair, Dean, Downing, Gay, Hays, Hixson, Homan, Lambert, Mueller, Muncey, Perrin, Porter, Prouty, Richardson of Harrison, Richardson of Jackson, Scott, Stout, Struble, Stutsman, and Tilton—21.

Absent or not voting:

Messrs. Barnes, Clayton, Jordan, Lyon, Palmer, and Parker—6.

So the bill passed, and the title was agreed to.

Mr. Stephens moved that the House do now adjourn.

The motion to adjourn prevailed.

EVENING SESSION.

7:30 O'CLOCK P. M.

House met pursuant to adjournment, the Speaker in the chair.

The Chair announced as the committee to consider the expediency of the removal of the institution for the Feeble-Minded, Messrs. Stockton, Duncombe and Russell.

INTRODUCTION OF BILLS.

Mr. McGregor introduced House File No. 544, a bill for an act to amend section 3, chapter 77, of the acts of the Seventeenth General Assembly.

Read a first and second time and referred to the Committee on Railroads.

Mr. Martindale introduced House File No. 545, a bill for an act to amend section 1, chapter 54, of the acts of Seventeenth General Assembly.

Read a first and second time and referred to the Committee on Schools.

Mr. Pearson introduced House File No. 546, a bill for an act to prevent swindling.

Read a first and second time and referred to the Committee on Judiciary.

RESOLUTION.

Mr. Hayden offered the following resolution, which was adopted:

Resolved, That the janitors of the House are instructed to raise and lower, alternately, each window of the House, during its recess in the morning, at noon and evening, for at least fifteen minutes, so as to give all the foul air chance to escape, and the Hall a chance to be filled with pure air.

INTRODUCTION OF BILLS.

Leave was granted Mr. Porter to introduce House File No. 547, a bill for an act to amend section 1288 of the Code of 1873.

Read a first and second time and referred to the Committee on Judiciary.

Leave was granted Mr. Laub to introduce House File No. 548, a bill for an act relating to highways.

Read a first and second time and referred to the Committee on Roads and Highways.

JOINT RESOLUTION.

Mr. Mackey offered the following joint resolution, which was referred to the Committee on Printing.

Be it resolved by the House, the Senate concurring, That the Governor be and is hereby empowered and requested to appoint a commission, consisting of five members, three of whom shall be members of the present General Assembly, whose duty it shall be to inquire into the expediency and practicability of having the state printing done at the State Asylum for the Deaf and Dumb, and that the report of such committee be filed with the Governor, to be by him submitted to the next General Assembly.

MINORITY REPORT.

Leave was granted Mr. Mackey to submit a minority report on House File No. 346:

MR. SPEAKER—The undersigned, member of the Committee on Railroads, to whom was referred House File No. 346, would report that he dissents from the report of the majority of the committee on this bill, and would recommend the said bill do pass.

C. H. MACKEY.

Ordered passed on file.

Leave of absence was granted Messrs. Fisher, Richey, Egbert and McDaid on account of sickness.

MESSAGES ON SPEAKER'S TABLE.

Senate File No. 99, a bill for an act to regulate the practice of medicine and surgery in the State of Iowa, was taken up.

Read a first and second time and referred to the Committee on Medicine and Surgery.

House File No. 215, a bill for an act to provide for the extension of

the limits of cities of the first class, with an amendment from the Senate, was taken up.

Question, shall the House concur in the Senate amendment?

The yeas and nays were as follows—

The yeas were:

Messrs. Baker, Belfrage, Blair, Bosworth, Bridges, Brown of Dickinson, Brown of Linn, Caldwell, Carson, Casey, Clayton, Cobbey, Cochran, Colton, Dean, Dotson, Downing, Dungan, Epperson, Evans, Francis, Gay, Glasgow, Harvey, Hayden, Hays, Hixson, Homan, Hornaday, Hubbell, Hull, Hutchison of Calhoun, Hutchison of Wapello, Jennings, King, Lake, Lambert, Laub, Lewis of Fayette, Lewis of Mills, Lucas, Mackey, Martindale, McGregor, Mueller, Muncey, Nagle, Newbold, Nichols, Palmer, Parker, Patterson, Payne, Pearson, Perrin, Porter, Prouty, Reck, Richardson of Harrison, Robb, Russell, Scott, Seaman, Simpson, Stephens, Stockton, Stout, Struble, Stutsman, Terry, Tilton, Tool, Van Staden, Wadleigh, Wagner, Webster, Whaley, Wicks, Williams, Wolfe, Wood, Yoran, and Mr. Speaker—83.

The nays were—None.

Absent or not voting:

Messrs. Barnes, Beach, Bicknell, Bloom, Coomes, Duncombe, Egbert, Ehl, Fisher, Jordan, Knight, Lyon, McDaid, Merten, O'Brien, Richardson of Jackson, and Richey—17.

So the House concurred in the Senate amendment.

Substitute for Senate File No. 272, a bill for an act to legalize the incorporation of the Keokuk Water-works, was taken up.

Read a first and second time.

Mr. Casey moved that the rule be suspended, and the bill be considered engrossed and read a third time now, which prevailed, and the bill was read a third time.

The question being, shall the bill pass?

The yeas were:

Messrs. Baker, Belfrage, Blair, Bloom, Bosworth, Bridges, Brown of Dickinson, Brown of Linn, Caldwell, Carson, Casey, Clayton, Cobbey, Cochran, Colton, Coomes, Dean, Dotson, Downing, Dungan, Epperson, Evans, Francis, Gay, Glasgow, Harvey, Hayden, Hays, Hixson, Homan, Hornaday, Hubbell, Hull, Hutchison of Calhoun, Hutchison of Wapello, Jennings, King, Lake, Lambert, Laub, Lewis of Fayette, Lewis of Mills, Lucas, Mackey, Martindale, McGregor, Mueller, Muncey, Nagle, Newbold, Nichols, Palmer, Parker, Patterson, Payne, Pearson, Perrin, Porter, Prouty, Reck, Richardson of Harrison, Richardson of Jackson, Robb, Russell, Scott, Seaman, Simpson, Stephens, Stockton, Stout, Struble, Stutsman, Terry, Tilton, Tool, Van Staden, Wadleigh, Wagner, Webster, Whaley, Wicks, Williams, Wolfe, Wood, Yoran, and Mr. Speaker—86.

The nays were—None.

Absent or not voting:

Messrs. Barnes, Beach, Bicknell, Duncombe, Egbert, Ehl, Fisher, Jordan, Knight, Lyon, McDaid, Merten, O'Brien, and Richey—14.

So the bill passed, and the title was agreed to.

Senate File No. 225, a bill for an act to provide for leasing the convict labor at the penitentiaries of the State, etc., was taken up.

Read a first and second time and referred to the Committee on Ft. Madison Penitentiary.

Senate File No. 247, a bill for an act to amend section 488 of the Code, in relation to the use of the highway tax, etc., was taken up.

Read a first and second time and referred to the Committee on Judiciary.

Substitute for Senate Files Nos. 180, 136, and 31, a bill for an act to repeal sections 894 and 895 of the Code, and to enact a substitute therefor, was taken up.

Read a first and second time and referred to the Committee on Ways and Means.

Leave of absence was granted Mr. Jordan on account of sickness.

Substitute for Senate File No. 173, a bill for an act to prohibit school directors from employing as teachers near relatives or members of their own families, etc., was taken up.

Read a first and second time and referred to the Committee on Schools.

Substitute for Senate File No. 203, a bill for an act to repeal section 1361 of the Code, and to enact a substitute therefor, in relation to the support of the poor, was taken up.

Read a first and second time and referred to the Committee on Judiciary.

Substitute for Senate File No. 44, a bill for an act defining the rights and liabilities of hotel, inn and eating-house keepers, was taken up.

Read a first and second time and referred to the Committee on Judiciary.

House File No. 86, a bill for an act to amend section 506 of the Code, in relation to the fees of the mayor of cities and incorporated towns, with Senate substitute for House File No. 86 and Senate File No. 51, was taken up.

Referred to the Committee on Judiciary.

Resolution relating to locating the Girls' Reform School at Mitchellville was taken up and adopted.

Substitute for Senate Files Nos. 13 and 170, a bill for an act to repeal sections 3784, 3793 and 3798 of the Code, and section 3, chapter 122, laws of the Seventeenth General Assembly, and enacting a substitute therefor, was taken up.

Read a first and second time and referred to the Committee on Compensation of Public Officers.

On motion of Mr. Russell Senate File No. 121, a bill for an act to amend section 1, chapter 80 of the acts of the Sixteenth General Assembly, in relation to the powers and duties of boards of supervisors, with report of committee recommending do pass, was taken up and considered.

Mr. Newbold moved that the rule be suspended, the bill be considered engrossed, and read a third time now, which prevailed, and the bill was read a third time.

The question being, shall the bill pass?

The yeas were:

Messrs. Baker, Belfrage, Blair, Bloom, Bosworth, Bridges, Brown of Dickinson, Brown of Linn, Caldwell, Carson, Casey, Clayton, Cobbey,

Cochran, Colton, Coomes, Dean, Dotson, Downing, Dungan, Epperson, Evans, Francis, Gay, Glasgow, Harvey, Hayden, Hays, Hixson, Homan, Hornaday, Hubbell, Hull, Hutchison of Calhoun, Hutchison of Wapello, Jennings, King, Lake, Lambert, Laub, Lewis of Fayette, Lewis of Mills, Lucas, Mackey, Martindale, McDaid, McGregor, Merten, Mueller, Muncey, Nagle, Newbold, Nichols, Palmer, Parker, Patterson, Payne, Pearson, Perrin, Porter, Prouty, Reck, Richardson of Harrison, Richardson of Jackson, Robb, Russell, Scott, Seaman, Simpson, Stephens, Stockton, Stout, Struble, Stutsman, Terry, Tilton, Tool, Van Staden, Wadleigh, Wagner, Webster, Whaley, Wicks, Williams, Wolfe, Wood, and Mr. Speaker—87.

The nays were:

Mr. Yoran—1.

Absent or not voting:

Messrs. Barnes, Beach, Bicknell, Duncombe, Egbert, Ehl, Fisher, Jordan, Knight, Lyon, O'Brien, and Richey—12.

So the bill passed, and the title was agreed to.

House File No. 348, a bill for an act to amend sections 6 and 8 of chapter 77 of the acts of the Seventeenth General Assembly, in relation to the compensation of the railroad commissioners and their clerk, with report of committee recommending substitute, was taken up, considered, and the report of the committee was adopted.

Mr. Wood moved to amend by striking out "\$2,500" and inserting "\$2,000" in the fifth line of section 1.

Mr. Caldwell moved to amend the amendment by striking out "\$2,000" and inserting "\$1,800."

The motion to amend the amendment did not prevail.

Mr. Glasgow moved that the House do now adjourn.

The motion did not prevail.

Question recurring on the amendment offered by Mr. Wood, after discussion Mr. Casey moved the previous question, which was seconded.

Question, shall the main question be now put? was decided in the affirmative.

Question on the amendment to strike out "\$2,500" and insert "\$2,000."

The yeas and nays were demanded, and were as follows—

The yeas were:

Messrs. Bicknell, Blair, Caldwell, Casey, Cochran, Colton, Coomes, Dean, Dotson, Downing, Dungan, Epperson, Francis, Harvey, Hayden, Hays, Hixson, Homan, Hornaday, Hull, Hutchison of Calhoun, Jennings, Lambert, Lewis of Mills, Mackey, McDaid, Muncey, Palmer, Patterson, Payne, Pearson, Perrin, Porter, Prouty, Richardson of Harrison, Richardson of Jackson, Robb, Russell, Scott, Simpson, Stockton, Stout, Stutsman, Tilton, Tool, Van Staden, Wadleigh, and Wood—48.

The nays were:

Messrs. Baker, Belfrage, Bloom, Bosworth, Bridges, Brown of Dickinson, Brown of Linn, Carson, Clayton, Evans, Gay, Hubbell, Hutchison of Wapello, King, Lake, Laub, Lewis of Fayette, Lucas, Martindale, McGregor, Merten, Mueller, Nagle, Newbold, Nichols, Parker,

Reck, Seaman, Stephens, Struble, Terry, Wagner, Webster, Whaley, Wicks, Williams, Wolfe, Yoran, and Mr. Speaker—39.

Absent or not voting:

Messrs. Barnes, Beach, Cobbey, Duncombe, Egbert, Ehl, Fisher, Glasgow, Jordan, Knight, Lyon, O'Brien, and Richey—13.

So the amendment was adopted.

The bill was ordered engrossed.

Mr. Dungan moved that the vote by which House File No. 378 passed the House be reconsidered.

The motion prevailed.

Mr. Newbold moved that the vote by which House File No. 378 was ordered engrossed be reconsidered.

The motion prevailed.

Mr. Hays moved to refer the bill to a special committee of three appointed by the chair.

Mr. Seaman moved to amend by referring to the Committee on Judiciary, with instructions to report by Monday.

Mr. Gay moved that the House do now adjourn.

The motion did not prevail.

Question on the amendment to strike out "special committee" and insert "Committee on Judiciary."

The motion prevailed, and the bill was referred to the Committee on Judiciary.

Mr. Wood moved that the rule be suspended and House File No. 348, the bill relating to the salaries of the railroad commissioners, be considered engrossed and read a third time now, which prevailed, and the bill was read a third time.

The question being, shall the bill pass?

The yeas were:

Messrs. Belfrage, Bicknell, Blair, Bridges, Brown of Dickinson, Brown of Linn, Caldwell, Casey, Cochran, Colton, Coomes, Dean, Dotson, Downing, Dungan, Epperson, Evans, Francis, Harvey, Hayden, Hays, Hixson, Homan, Hornaday, Hull, Hutchison of Calhoun, Hutchison of Wapello, Jennings, King, Lake, Lambert, Laub, Lewis of Fayette, Lewis of Mills, Mackey, Martindale, McDaid, Muncey, Newbold, Palmer, Patterson, Payne, Pearson, Perrin, Porter, Prouty, Reck, Richardson of Harrison, Richardson of Jackson, Robb, Russell, Scott, Seaman, Simpson, Stephens, Stockton, Stout, Struble, Stutsman, Tilton, Tool, Van Staden, Wagner, Whaley, Wicks, and Wood—66.

The nays were:

Messrs. Baker, Bloom, Bosworth, Carson, Clayton, Gay, Hubbell, Lucas, McGregor, Merten, Mueller, Nagle, Nichols, Parker, Terry, Wadleigh, Webster, Williams, Wolfe, and Mr. Speaker—20.

Absent or not voting:

Messrs. Barnes, Beach, Cobbey, Duncombe, Egbert, Ehl, Fisher, Glasgow, Jordan, Knight, Lyon, O'Brien, Richey, and Yoran—14.

So the bill passed, and the title was agreed to.

On motion of Mr. Porter the House adjourned until 9:30 o'clock tomorrow morning.

HALL OF HOUSE OF REPRESENTATIVES, }
DES MOINES, IOWA, March 12, 1880. }

House met pursuant to adjournment, the Speaker in the chair.

Prayer by Rev. C. S. Ryman.

Pending the reading of the journal of yesterday, on motion of Mr. Clayton the further reading of same was dispensed with.

REPORT OF COMMITTEE.

Leave was granted Mr. Clayton to submit the following report from the Committee on Agriculture:

MR. SPEAKER—Your Committee on Agriculture, to whom was referred Senate File No. 91, a bill for an act repealing chapter 101, laws of the Sixteenth General Assembly, and enact a substitute therefor, relating to barbed-wire fence, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that it do pass.

B. F. CLAYTON, *Chairman*.

Ordered passed on file.

On motion of Mr. Clayton Senate File No. 91, a bill for an act repealing chapter 101, laws of the Sixteenth General Assembly and chapter 124, laws of the Seventeenth General Assembly, and enact a substitute therefor, relating to barbed-wire fence, with report of committee recommending that the bill do pass, was taken up and considered.

Mr. Clayton moved that the rule be suspended, and the bill be considered engrossed, and read a third time now, which prevailed, and the bill was read a third time.

The question being, shall the bill pass?

The yeas were:

Messrs. Baker, Beach, Bicknell, Blair, Bridges, Brown of Dickinson, Brown of Linn, Caldwell, Carson, Casey, Clayton, Cobbey, Cochran, Colton, Coomes, Dean, Dotson, Downing, Duncombe, Dungan, Ehl, Epperson, Fisher, Francis, Gay, Hayden, Hays, Homan, Hixson, Hornaday, Hubbell, Hutchison of Wapello, Jennings, King, Knight, Lake, Lambert, Laub, Lewis of Mills, Lewis of Fayette, Martindale, McDaid, Merten, Muncey, Nagle, Newbold, Nichols, O'Brien, Palmer, Parker, Patterson, Payne, Pearson, Perrin, Porter, Prouty, Reck, Richardson of Harrison, Richey, Robb, Russell, Scott, Seaman, Simpson, Stephens, Stockton, Stout, Struble, Stutsman, Terry, Tilton, Tool, Van Staden, Wadleigh, Webster, Wicks, Williams, Wolfe, Wood, Yoran, and Mr. Speaker—81.

The nays were:

Messrs. Hull, Hutchison of Calhoun, and McGregor—3.

Absent or not voting:

Messrs. Barnes, Belfrage, Bloom, Bosworth, Egbert, Evans, Glasgow, Harvey, Jordan, Lucas, Lyon, Mackey, Mueller, Richardson of Jackson, Wagner, and Whaley—16.

So the bill passed, and the title was agreed to.

INTRODUCTION OF BILL.

Leave was granted Mr. Patterson to introduce House File No. 549, a bill for an act to legalize the acts of the town council of the incorporated town of West Mitchell, in Mitchell county, State of Iowa.

Read a first and second time.

Mr. King moved that the rule be suspended, and the bill be considered engrossed, and read a third time now, which prevailed, and the bill was read a third time.

The question being, shall the bill pass?

The yeas were:

Messrs Baker, Beach, Bicknell, Blair, Bridges, Brown of Dickinson, Brown of Linn, Caldwell, Carson, Casey, Clayton, Cobbey, Cochran, Colton, Coomes, Dean, Dotson, Downing, Duncombe, Dungan, Ehl, Epperson, Evans, Fisher, Francis, Gay, Hayden, Hays, Hixson, Homan, Hornaday, Hubbell, Hull, Hutchison of Calhoun, Hutchison of Wapello, Jennings, King, Knight, Lake, Lambert, Laub, Lewis of Mills, Lewis of Fayette, Lucas, Mackey, Martindale, McDaid, McGregor, Merten, Muncey, Nagle, Newbold, Nichols, O'Brien, Palmer, Parker, Patterson, Payne, Pearson, Perrin, Porter, Prouty, Reck, Richardson of Harrison, Richey, Robb, Russell, Scott, Seaman, Simpson, Stephens, Stockton, Stout, Struble, Stutsman, Terry, Tilton, Tool, Van Staden, Wagner, Webster, Williams, Wolfe, Wood, Yoran and Mr. Speaker—86.

The nays were—None.

Absent or not voting:

Messrs. Barnes, Belfrage, Bloom, Bosworth, Egbert, Glasgow, Harvey, Jordan, Lyon, Mueller, Richardson of Jackson, Wadleigh, Whaley, and Wicks—14.

So the bill passed, and the title was agreed to.

Mr. Newbold moved to recall substitute for Senate Files Nos. 2 and 36 from the Senate.

The motion prevailed.

Mr. Cobbey moved that House File No. 121, a bill for an act to provide security for costs, being a special order for 10 o'clock A. M., be taken up.

The motion prevailed.

MESSAGE FROM THE SENATE.

The following message was received from the Senate:

MR. SPEAKER—I am directed to inform your honorable body that the Senate herewith returns to the House substitute for House Files Nos. 2 and 36, as per request of the House.

A. T. McCARGAR, *Secretary.*

Mr. Cobbey moved that the report of the committee recommending indefinite postponement be not concurred in.

The motion did not prevail.

Question, shall the report of the committee be adopted? was decided in the affirmative.

The bill was indefinitely postponed.

Mr. Yoran moved to take up special orders on appropriation bills.

The motion prevailed.

On motion of Mr. Yoran substitute for House File No. 436, a bill for an act making further appropriations for the College for the Blind and to amend section 1675 of the Code, with report of committee recommending it do pass, was taken up and considered.

Mr. Yoran moved that the rule be suspended, and the bill be considered engrossed, and read a third time now, which prevailed, and the bill was read a third time.

The question being, shall the bill pass?

The yeas were:

Messrs. Beach, Belfrage, Bicknell, Blair, Bloom, Bosworth, Bridges, Brown of Dickinson, Brown of Linn, Caldwell, Carson, Casey, Clayton, Cobbey, Cochran, Colton, Coomes, Dean, Dotson, Downing, Duncombe, Dungan, Egbert, Ehl, Epperson, Evans, Francis, Gay, Glasgow, Harvey, Hayden, Hays, Hixson, Homan, Hornaday, Hubbell, Hull, Hutchison of Calhoun, Hutchison of Wapello, Jennings, King, Knight, Lake, Laub, Lewis of Fayette, Lewis of Mills, Lucas, Mackey, Martindale, McDaid, Merten, Mueller, Muncey, Nagle, Newbold, Nichols, Palmer, Parker, Patterson, Payne, Pearson, Perrin, Porter, Prouty, Reck, Richardson of Harrison, Richardson of Jackson, Richey, Robb, Russell, Scott, Seaman, Simpson, Stephens, Stockton, Stout Struble, Stutsman, Terry, Tilton, Tool, Van Staden, Wadleigh, Wagner, Webster, Whaley, Williams, Wolfe, Wood, Yoran, and Mr. Speaker—91.

The nays were—None.

Absent or not voting:

Messrs. Baker, Barnes, Fisher, Jordan, Lambert, Lyon, McGregor, O'Brien, and Wicks—9.

So the bill passed, and the title was agreed to.

On motion of Mr. Yoran substitute for House File No. 227, a bill for an act making appropriations for the Iowa Agricultural College, with report of committee recommending substitute, was taken up, considered, and the report of the committee was adopted.

Mr. Yoran moved that the rule be suspended, and the bill be considered engrossed, and read a third time now, which prevailed, and the bill was read a third time.

The question being, shall the bill pass?

The yeas were:

Messrs. Baker, Beach, Belfrage, Bicknell, Bosworth, Brown of Dickinson, Brown of Linn, Caldwell, Carson, Casey, Clayton, Cobbey, Colton, Dotson, Downing, Duncombe, Egbert, Ehl, Epperson, Francis, Gay, Glasgow, Harvey, Hays, Hubbell, Hull, Hutchison of Calhoun, Hutchison of Wapello, Jennings, King, Knight, Lake, Lambert, Lewis of Fayette, Lewis of Mills, Lucas, Martindale, McDaid, McGregor, Merten, Mueller, Muncey, Nagle, Newbold, Nichols, O'Brien, Palmer, Parker, Patterson, Pearson, Perrin, Porter, Reck, Richey, Russell, Scott, Seaman, Stephens, Stockton, Stout, Struble, Stutsman, Terry, Tilton, Tool, Van Staden, Wadleigh, Wagner, Webster, Whaley, Williams, Wolfe, Wood, Yoran, and Mr. Speaker—75.

The nays were:

Messrs. Bridges, Cochran, Coomes, Dean, Dungan, Evans, Fisher,

Hayden, Hixson, Homan, Hornaday, Mackey, Payne, Prouty, Richardson of Harrison, Richardson of Jackson, Robb, and Simpson—18.

Absent or not voting:

Messrs. Barnes, Blair, Bloom, Jordan, Laub, Lyon, and Wicks—7.

So the bill passed, and the title was agreed to.

On motion of Mr. Yoran substitute for House File No. 451, a bill for an act making appropriation for the maintenance of the Normal School at Cedar Falls, Iowa, with report of committee recommending substitute, was taken up, considered, and the report of the committee was adopted.

Mr. Fisher moved that the rule be suspended, and the bill be considered engrossed, and read a third time now, which prevailed, and the bill was read a third time.

The question being, shall the bill pass?

The yeas were:

Messrs. Baker, Beach, Belfrage, Bicknell, Blair, Bloom, Bosworth, Bridges, Brown of Dickinson, Brown of Linn, Caldwell, Carson, Casey, Clayton, Cobbe, Colton, Coomes, Dean, Dotson, Downing, Duncombe, Dungan, Egbert, Epperson, Evans, Fisher, Francis, Gay, Glasgow, Harvey, Hayden, Hays, Hixson, Homan, Hornaday, Hubbell, Hull, Hutchison of Calhoun, Hutchison of Wapello, Jennings, King, Knight, Lake, Lambert, Lewis of Fayette, Lewis of Mills, Lucas, Mackey, Martindale, McDaid, McGregor, Merten, Mueller, Muncey, Nagle, Newbold, Nichols, O'Brien, Palmer, Parker, Patterson, Payne, Pearson, Perrin, Porter, Prouty, Reck, Richardson of Harrison, Richardson of Jackson, Richey, Robb, Russell, Scott, Seaman, Simpson, Stephens, Stockton, Stout, Struble, Stutsman, Terry, Tilton, Tool, Van Staden, Wagner, Webster, Whaley, Wicks, Williams, Wolfe, Wood, Yoran, and Mr. Speaker—93.

The nays were:

Mr. Ehl—1.

Absent or not voting:

Messrs. Barnes, Cochran, Jordan, Laub, Lyon, and Wadleigh—6.

So the bill passed, and the title was agreed to.

On motion of Mr. Yoran substitute for House File No. 461, a bill for an act providing for an appropriation for the State Fish Hatching at Anamosa, with report of committee recommending substitute do pass, and minority report recommending it do not pass, was taken up and considered.

Mr. Epperson moved that the minority report be substituted for the majority.

The yeas and nays were demanded, which were as follows—

The yeas were:

Messrs. Blair, Bosworth, Bridges, Clayton, Coomes, Downing, Dungan, Epperson, Glasgow, Hayden, Hixson, Homan, Mackey, Palmer, Perrin, Robb, Russell, and Wood—18.

The nays were:

Messrs. Baker, Beach, Belfrage, Bicknell, Bloom, Brown of Dickinson, Brown of Linn, Caldwell, Carson, Casey, Cobbe, Cochran, Colton, Dean, Dotson, Duncombe, Egbert, Ehl, Evans, Fisher, Francis, Gay, Hays, Hubbell, Hull, Hutchison of Calhoun, Hutchison of Wapello, King, Knight, Lake, Lambert, Laub, Lewis of Fayette, Lewis of Mills,

Lucas, Martindale, McDaid, McGregor, Merten, Mueller, Muncey, Nagle, Newbold, Nichols, O'Brien, Patterson, Pearson, Porter, Prouty, Reck, Richardson of Harrison, Richardson of Jackson, Richey, Scott, Seaman, Simpson, Stephens, Stockton, Stout, Struble, Stutsman, Terry, Tilton, Tool, Van Staden, Wadleigh, Wagner, Webster, Whaley, Wicks, Williams, Wolfe, and Yoran—73.

Absent or not voting:

Messrs. Barnes, Harvey, Hornaday, Jennings, Jordan, Lyon, Parker, Payne, and Mr. Speaker—9.

So the motion to adopt the minority in lieu of the majority report did not prevail.

Mr. Yoran moved that the rule be suspended, and the bill be considered engrossed, and read a third time now, which prevailed, and the bill was read a third time.

The question being, shall the bill pass?

The yeas were:

Messrs. Baker, Beach, Belfrage, Bicknell, Bloom, Brown of Dickinson, Brown of Linn, Caldwell, Carson, Casey, Cobbe, Cochran, Colton, Coomes, Dean, Dotson, Duncombe, Dungan, Egbert, Ehl, Evans, Fisher, Francis, Gay, Harvey, Hays, Hubbell, Hull, Hutchison of Calhoun, Hutchison of Wapello, King, Knight, Lake, Lambert, Laub, Lewis of Fayette, Lewis of Mills, Lucas, Martindale, McDaid, McGregor, Merten, Mueller, Muncey, Nagle, Newbold, Nichols, O'Brien, Patterson, Pearson, Perrin, Porter, Prouty, Reck, Richardson of Harrison, Richardson of Jackson, Richey, Scott, Seaman, Simpson, Stephens, Stockton, Stout, Struble, Stutsman, Terry, Tool, Van Staden, Wadleigh, Wagner, Webster, Whaley, Wicks, Williams, Wolfe, Yoran, and Mr. Speaker—77.

The nays were:

Messrs. Blair, Bosworth, Bridges, Clayton, Downing, Epperson, Hayden, Hixson, Homan, Hornaday, Mackey, Palmer, Payne, Robb, Russell, Tilton, and Wood—17.

Absent or not voting:

Messrs. Barnes, Glasgow, Jennings, Jordan, Lyon, and Parker—6.

So the bill passed, and the title was agreed to.

REPORT OF COMMITTEE.

Mr. Reck, from the Committee on Enrolled Bills, submitted the following report:

MR. SPEAKER—The Committee on Enrolled Bills respectfully report that they have examined the following bills, and find the same correctly enrolled:

House File No. 19, a bill for an act extending the right to hold the office of county recorder to women.

House File No. 171, a bill for an act in relation to highway taxes.

House File No. 119, a bill for an act to amend section 2094, chapter 3, title 14 of the Code, relating to holidays.

House File No. 158, a bill for an act to legalize the acts and incorporation of the Farmers' Mutual Aid Company, of Tama county, Iowa.

House File No. 428, a bill for an act to legalize the incorporation of the town of Odebolt, in Sac county, Iowa.

House File No. 155, a bill for an act to legalize the sale of certain school lands by the auditor of Tama county, Iowa.

A. C. RECK, *Chairman.*

On motion of Mr. Yoran substitute for House File No. 397, a bill for an act making appropriation for the Iowa Hospital for the Insane at Mt. Pleasant, with report of committee recommending that the substitute do pass, was taken up, considered, and the report of the committee was adopted.

Mr. Yoran moved that the rule be suspended, and the bill be considered engrossed, and read a third time now, which motion prevailed, and the bill was read a third time.

The question being, shall the bill pass?

The yeas were:

Messrs. Baker, Beach, Belfrage, Bicknell, Blair, Bloom, Bosworth, Bridges, Brown of Dickinson, Brown of Linn, Caldwell, Carson, Casey, Clayton, Cobbey, Cochran, Colton, Coomes, Dean, Dotson, Downing, Duncombe, Dungan, Egbert, Ehl, Epperson, Evans, Fisher, Francis, Gay, Glasgow, Harvey, Hayden, Hays, Hixson, Homan, Hornaday, Hubbell, Hull, Hutchison of Calhoun, Hutchison of Wapello, Jennings, King, Knight, Lake, Lambert, Laub, Lewis of Fayette, Lewis of Mills, Lucas, Mackey, Martindale, McDaid, McGregor, Merten, Mueller, Muncy, Nagle, Newbold, Nichols, O'Brien, Palmer, Patterson, Payne, Pearson, Perrin, Porter, Prouty, Reck, Richardson of Harrison, Richardson of Jackson, Richey, Robb, Russell, Scott, Seaman, Simpson, Stephens, Stockton, Stout, Struble, Stutsman, Terry, Tilton, Tool, Van Staden, Wadleigh, Wagner, Webster, Whaley, Wicks, Williams, Wolfe, Wood, Yoran, and Mr. Speaker—96.

The nays were—None.

Absent or not voting:

Messrs. Barnes, Jordan, Lyon, and Parker—4.

So the bill passed and the title was agreed to.

On motion of Mr. Seaman the House adjourned until two o'clock P. M.

AFTERNOON SESSION.

2 O'CLOCK P. M.

House called to order by the Speaker.

On motion of Mr. Cobbey House File No. 468, a bill for an act to confer the duties of township officers upon the officers of cities and towns in certain cases, with report of committee recommending that the bill do pass, was taken up and considered.

Mr. Cobbey moved that the rule be suspended, and the bill be considered engrossed, and read a third time now, which prevailed, and the bill was read a third time.

The question being, shall the bill pass?

The yeas were:

Messrs. Beach, Belfrage, Bicknell, Blair, Bloom, Bridges, Brown of Dickinson, Brown of Linn, Caldwell, Carson, Casey, Clayton, Cobey, Cochran, Colton, Coomes, Dotson, Downing, Duncombe, Dungan, Egbert, Evans, Fisher, Francis, Hayden, Hays, Homan, Hornaday, Hubbell, Hull, Hutchison of Calhoun, Hutchison of Wapello, Lake, Lambert, Lewis of Fayette, Lewis of Mills, Mackey, Martindale, McDaid, McGregor, Merten, Mueller, Nagle, Newbold, O'Brien, Patterson, Payne, Pearson, Perrin, Porter, Prouty, Richardson of Harrison, Richey, Robb, Russell, Scott, Seaman, Stephens, Stockton, Stout, Struble, Stutsman, Terry, Tilton, Tool, Van Staden, Wadleigh, Wagner, Webster, Whaley, Wicks, Williams, Wolfe, and Wood—76.

The nays were:

Messrs. Epperson, Harvey, Hixson, Muncey, and Mr. Speaker—5.

Absent or not voting:

Messrs. Baker, Barnes, Bosworth, Dean, Ehl, Gay, Glasgow, Jordan, King, Knight, Laub, Lucas, Lyon, Palmer, Parker, Reck, Richardson of Jackson, Simpson, and Yoran—19.

So the bill passed, and the title was agreed to.

INTRODUCTION OF BILLS.

Mr. Lake introduced House File No. 550, a bill for an act to require security for costs.

Read a first and second time and referred to the Committee on Judiciary.

Leave of absence was granted Mr. Parker on account of sickness; also Mr. Reck.

Mr. Lake introduced House File No. 551, a bill for an act to require the payment of costs in advance.

Read a first and second time and referred to the Committee on Judiciary.

Mr. Martindale introduced House File No. 552, a bill for an act to protect persons against injury by fire in certain cases.

Read a first and second time and referred to the Committee on Public Buildings.

Mr. Stephens moved to recall the memorial from the file, and that the same be referred to the Committee on Claims.

The motion prevailed.

Mr. Hayden introduced House File No. 553, a bill for an act defining vagabonds and to punish the same.

Read a first and second time and referred to the Committee on Judiciary.

RESOLUTION.

Leave was granted Mr. Porter to offer the following resolution, which was adopted:

Resolved, That the night sessions of this House shall open at 7 o'clock and be adjourned by the Speaker at 9 o'clock.

INTRODUCTION OF BILL.

Mr. Gay introduced House File No. 554, a bill for an act to amend section 4, chapter 38 of the laws of the Sixteenth General Assembly, relative to the age of children to be committed to the Reform School.

Read a first and second time and referred to the Committee on Judiciary.

MESSAGES ON THE SPEAKER'S TABLE.

Substitute for Senate Files Nos. 65, 66 and 52, a bill for an act to provide for the stereotyping and sale of the Supreme Court reports and to fix the salary of the Supreme Court Reporter, was taken up.

The Senate refused to concur in House amendments.

Mr. Duncombe moved that the House insist upon its amendments.

The motion prevailed.

Mr. Duncombe moved that a committee of conference of three members be appointed, with Mr. Knight as chairman.

The motion prevailed.

BILLS ON SECOND READING.

House File No. 122, a bill for an act to repeal sections 3786, 3815, and 3816 of chapters 2 and 3, title 23 of the Code, relating to unclaimed fees in the hands of the clerks of the courts and justices of the peace, etc., with report of committee recommending the bill do pass, was taken up and considered.

Mr. Dungan moved to amend by adding an additional section 3816½.

The motion prevailed.

Mr. Dungan moved that the rule be suspended, and the bill be considered engrossed, and read a third time now, which prevailed, and the bill was read a third time.

The question being, shall the bill pass?

The yeas were:

Messrs. Baker, Bicknell, Bosworth, Bridges, Brown of Linn, Caldwell, Carson, Casey, Clayton, Cobbe, Cochran, Colton, Coomes, Dean, Dotson, Downing, Duncombe, Dungan, Egbert, Ehl, Epperson, Evans, Fisher, Francis, Gay, Glasgow, Harvey, Hayden, Hays, Hixson, Homan, Hornaday, Hubbell, Hull, Hutchison of Calhoun, Hutchison of Wapello, Jennings, King, Lake, Lambert, Laub, Lewis of Fayette, Lewis of Mills, Lucas, Mackey, Martindale, McDaid, McGregor, Merten, Mueller, Muncey, Nagle, Newbold, Nichols, Patterson, Payne, Pearson, Perrin, Porter, Prouty, Richardson of Harrison, Richey, Robb, Russell, Scott, Seaman, Simpson, Stephens, Stockton, Stout, Struble, Stutsman, Terry, Tilton, Tool, Van Staden, Wadleigh, Webster, Whaley, Williams, Wolfe, Wood, Yoran, and Mr. Speaker—84.

The nays were:

Mr. Blair—1.

Absent or not voting:

Messrs. Barnes, Beach, Belfrage, Bloom, Brown of Dickinson, Jordan, Knight, Lyon, O'Brien, Palmer, Parker, Reck, Richardson of Jackson, Wagner, and Wicks—15.

So the bill passed, and the title was agreed to.

The Speaker announced as Conference Committee on the disagreeing votes on substitute for House Files Nos. 65, 66 and 52, Messrs. Knight, Hutchison of Wapello, and Muncey.

House File No. 281, a bill for an act to repeal section 1988, chapter 8, title 13 of the Code of 1873, in relation to homestead exemption, etc., with report of committee recommending it do pass with amendments, was taken up and considered.

The question on the adoption of the first amendment was decided in the affirmative.

The second amendment was adopted.

Mr. Clayton moved that the rule be suspended, and the bill be considered engrossed, and read a third time now.

Mr. Struble asked for a division of the question.

The question on the suspension of the rules did not prevail.

Mr. Glasgow moved to amend section 2 by striking out in the 5th line the words "more than" and inserting "the amount of his claim over and above the sum of."

BILLS ON THIRD READING.

Pending the discussion, the hour having arrived for bills on third reading, House File No. 255 was taken up.

The question being, shall the bill pass?

The yeas were:

Messrs. Baker, Beach, Bicknell, Bloom, Bosworth, Bridges, Brown of Dickinson, Brown of Linn, Caldwell, Carson, Casey, Clayton, Cobbey, Cochran, Colton, Coomes, Dotson, Downing, Duncombe, Dungan, Egbert, Ehl, Epperson, Evans, Fisher, Francis, Gay, Glasgow, Harvey, Hayden, Hays, Hixson, Homan, Hornaday, Hubbell, Hull, Hutchison of Calhoun, Hutchison of Wapello, Jennings, King, Lake, Lambert, Laub, Lewis of Fayette, Lewis of Mills, Lucas, Mackey, Martindale, McDaid, McGregor, Merten, Mueller, Muncey, Nagle, Newbold, Nichols, O'Brien, Palmer, Patterson, Payne, Pearson, Perrin, Porter, Prouty, Richardson of Harrison, Richey, Robb, Russell, Scott, Seaman, Simpson, Stephens, Stockton, Stout, Struble, Stutsman, Terry, Tilton, Tool, Van Staden, Wadleigh, Wagner, Webster, Whaley, Wicks, Williams, Wolfe, Wood, Yoran, and Mr. Speaker—90.

The nays were—None.

Absent or not voting:

Messrs. Barnes, Belfrage, Blair, Dean, Jordan, Knight, Lyon, Parker, Reck, and Richardson of Jackson—10.

So the bill passed, and the title was agreed to.

House File No. 232, a bill for an act to repeal chapter 79 of the laws of the Sixteenth General Assembly, relating to tax sales, was taken up.

The bill was read a third time.

The question being, shall the bill pass?

The yeas were:

Messrs. Baker, Bicknell, Blair, Caldwell, Carson, Casey, Coomes, Dotson, Dungan, Francis, Glasgow, Hubbell, Simpson, Stout, and Struble—15.

The nays were:

Messrs. Beach, Bloom, Bosworth, Bridges, Brown of Dickinson, Brown of Linn, Clayton, Cobbey, Cochran, Colton, Dean, Downing, Duncombe, Egbert, Ehl, Epperson, Evans, Fisher, Gay, Harvey, Hayden, Hays, Hixson, Homan, Hornaday, Hull, Hutchison of Calhoun, Hutchison of Wapello, Jennings, King, Knight, Lake, Lambert, Laub, Lewis of Fayette, Lewis of Mills, Lucas, Mackey, Martindale, McDaid, McGregor, Merten, Muncey, Nagle, Newbold, Nichols, O'Brien, Palmer, Payne, Pearson, Perrin, Porter, Prouty, Richardson of Harrison, Richey, Robb, Scott, Seaman, Stephens, Stockton, Stutsman, Terry, Tilton, Tool, Van Staden, Wadleigh, Wagner, Webster, Whaley, Wicks, Williams, Wolfe, Wood, Yoran, and Mr. Speaker—75.

Absent or not voting:

Messrs. Barnes, Belfrage, Jordan, Lyon, Mueller, Parker, Patterson, Reck, Richardson of Jackson, and Russell—10.

So the bill, not receiving a constitutional majority, failed to pass the House.

House File No. 208, a bill for an act to amend chapter 28 of the public acts of the Fifteenth General Assembly, in relation to the assessment of taxes, was taken up.

On motion of Mr. Carson the bill was laid upon the table.

House File No. 292, a bill for an act to amend section 1361, chapter 1, title 11 of the Code of Iowa, was taken up, and the bill was read a third time.

The question being, shall the bill pass?

The yeas were:

Messrs. Baker, Bosworth, Bridges, Brown of Dickinson, Brown of Linn, Caldwell, Carson, Casey, Cochran, Colton, Dean, Dotson, Downing, Duncombe, Dungan, Egbert, Ehl, Epperson, Evans, Fisher, Gay, Glasgow, Harvey, Hayden, Hays, Hixson, Homan, Hornaday, Hubbell, Hutchison of Wapello, Jennings, King, Knight, Lake, Lambert, Laub, Lewis of Fayette, Lewis of Mills, Lucas, Martindale, Merten, Muncey, Nagle, Newbold, Nichols, O'Brien, Palmer, Payne, Pearson, Perrin, Porter, Richardson of Harrison, Richey, Robb, Russell, Simpson, Stephens, Stockton, Stout, Struble, Stutsman, Terry, Tool, Van Staden, Wadleigh, Webster, Whaley, Wicks, Williams, Wolfe, Wood, Yoran, and Mr. Speaker—73.

The nays were:

Messrs. Beach, Bicknell, Blair, Bloom, Cobbey, Coomes, Hull, Hutchison of Calhoun, Mackey, McDaid, McGregor, Scott, Seaman, Tilton, and Wagner—15.

Absent or not voting:

Messrs. Barnes, Belfrage, Clayton, Francis, Jordan, Lyon, Mueller, Parker, Patterson, Prouty, Reck, and Richardson of Jackson—12.

So the bill passed, and the title was agreed to.

Substitute for House Files Nos. 128, 144, 331 and 36, a bill for an act to amend sections 3755, 3756, 3758, 3760 and 3763, chapter 1, title 23 of the Code, in relation to compensation of certain public officers, was taken up, and the bill was read a third time.

The question being, shall the bill pass?

The yeas were:

Messrs. Blair, Bosworth, Caldwell, Casey, Cochran, Colton, Coomes,

Dean, Dotson, Downing, Duncombe, Dungan, Epperson, Fisher, Francis, Harvey, Hayden, Hays, Hixson, Homan, Hornaday, Hutchison of Calhoun, Jennings, Lambert, Lewis of Fayette, Lewis of Mills, Mackey, Martindale, McDaid, Muncey, Nichols, Palmer, Patterson, Payne, Pearson, Perrin, Porter, Prouty, Richardson of Harrison, Robb, Russell, Scott, Simpson, Stockton, Stout, Struble, Stutsman, Tool, Van Staden, Wolfe, Wood, and Mr. Speaker—52.

The nays were:

Messrs. Baker, Beach, Bicknell, Bloom, Bridges, Brown of Dickinson, Brown of Linn, Carson, Clayton, Cobbey, Egbert, Ehl, Evans, Gay, Glasgow, Hubbell, Hull, Hutchison of Wapello, King, Knight, Lake, Laub, Lucas, Lyon, McGregor, Merten, Mueller, Nagle, Newbold, O'Brien, Seaman, Stephens, Terry, Tilton, Wadleigh, Wagner, Webster, Whaley, Wicks, Williams, and Yoran—48.

Absent or not voting:

Messrs. Barnes, Belfrage, Jordan, Lyon, Parker, Reck, Richardson of Jackson, and Richey—8.

So the bill passed, and the title was agreed to.

House File No. 273, a bill for an act to provide for the enforcement of the payment of road poll-tax in cities organized and existing under special charters, was taken up, and the bill was read a third time.

The question being, shall the bill pass?

The yeas were:

Messrs. Baker, Beach, Blair, Bosworth, Bridges, Brown of Dickinson, Brown of Linn, Carson, Casey, Clayton, Cobbey, Colton, Coomes, Dotson, Downing, Duncombe, Dungan, Egbert, Ehl, Epperson, Evans, Fisher, Francis, Gay, Glasgow, Harvey, Hayden, Hixson, Hubbell, Hull, Hutchison of Calhoun, Hutchison of Wapello, King, Knight, Lake, Laub, Lewis of Fayette, Lewis of Mills, Mackey, Martindale, Merten, Mueller, Muncey, Nagle, Newbold, Nichols, O'Brien, Patterson, Pearson, Perrin, Porter, Richardson of Harrison, Richey, Scott, Seaman, Simpson, Stephens, Stockton, Stout, Struble, Terry, Wadleigh, Wagner, Webster, Whaley, Wicks, Williams, Wolfe, Wood, Yoran, and Mr. Speaker—71.

The nays were:

Messrs. Bicknell, Caldwell, Cochran, Dean, Hays, Homan, Hornaday, Jennings, Lambert, McDaid, McGregor, Payne, Prouty, Robb, Russell, Stutsman, Tilton, Tool, and Van Staden—19.

Absent or not voting:

Messrs. Barnes, Belfrage, Bloom, Jordan, Lucas, Lyon, Palmer, Parker, Reck, and Richardson of Jackson—10.

So the bill passed, and the title was agreed to.

MESSAGE FROM  SENATE.

The following message was received from the Senate:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has amended and passed the following bill:

House File No. 336, a bill for an act to authorize boards of supervisors to compromise judgments against county treasurers and their sureties in certain cases.

C. M. HOLTON, *First Ass't Secretary.*

Also:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has passed House joint resolution proposing to amend the Constitution so as to prohibit the manufacture and sale of intoxicating liquors within this State, with amendments as noted in the resolution.

A. T. McCARGAR, *Secretary*.

Mr. Duncombe moved to reconsider the vote by which substitute for Senate Files Nos. 128, 144, 331, and 36 was passed.

Mr. Wood moved to lay the motion on the table and demanded the yeas and nays, which were as follows—

The yeas were:

Messrs. Blair, Bosworth, Caldwell, Cochran, Coomes, Dean, Dotson, Downing, Dungan, Fisher, Francis, Harvey, Hayden, Hays, Hixson, Homan, Jennings, Lambert, Lewis of Fayette, Lewis of Mills, Mackey, McDaid, Nichols, Patterson, Payne, Perrin, Porter, Richardson of Harrison, Robb, Scott, Stockton, Stout, Struble, Stutsman, Tool, Van Staden, Wood, and Mr. Speaker—38.

The nays were:

Messrs. Baker, Beach, Bicknell, Bloom, Bridges, Brown of Dickinson, Brown of Linn, Carson, Casey, Clayton, Cobbey, Colton, Duncombe, Egbert, Ehl, Epperson, Evans, Gay, Glasgow, Hornaday, Hubbell, Hull, Hutchison of Calhoun, Hutchison of Wapello, King, Knight, Lake, Laub, Lucas, Martindale, McGregor, Merten, Mueller, Muncey, Nagle, Newbold, O'Brien, Palmer, Pearson, Prouty, Richey, Russell, Seaman, Simpson, Stephens, Terry, Tilton, Wadleigh, Wagner, Webster, Whaley, Wicks, Williams, Wolfe, and Yoran—55.

Absent or not voting:

Messrs. Barnes, Belfrage, Jordan, Lyon, Parker, Reck, and Richardson of Jackson—7.

So the motion to lay the motion to reconsider on the table did not prevail.

Question, shall the vote by which the bill was passed be reconsidered?

Mr. Wood demanded the yeas and nays, which were as follows—

The yeas were:

Messrs. Baker, Beach, Bicknell, Bloom, Bridges, Brown of Dickinson, Brown of Linn, Carson, Casey, Clayton, Cobbey, Duncombe, Egbert, Ehl, Evans, Glasgow, Hays, Hornaday, Hubbell, Hutchison of Calhoun, Hutchison of Wapello, King, Knight, Lake, Laub, Lucas, Martindale, McGregor, Merten, Mueller, Muncey, Nagle, Newbold, O'Brien, Palmer, Pearson, Russell, Seaman, Stephens, Terry, Tilton, Wadleigh, Wagner, Webster, Whaley, Wicks, Williams, Wolfe, and Yoran—48.

The nays were:

Messrs. Blair, Bosworth, Caldwell, Casey, Cochran, Colton, Coomes, Dean, Dotson, Downing, Dungan, Epperson, Fisher, Francis, Gay, Harvey, Hayden, Hixson, Homan, Hull, Jennings, Lambert, Lewis of Fayette, Lewis of Mills, Mackey, McDaid, Nichols, Patterson, Payne, Perrin, Porter, Prouty, Richardson of Harrison, Richey, Robb, Scott, Simpson, Stockton, Stout, Struble, Stutsman, Tool, Van Staden, Wood, and Mr. Speaker—45.

Absent or not voting:

Messrs. Barnes, Belfrage, Jordan, Lyon, Parker, Reck, and Richardson of Jackson—7.

So the question recurring, shall the vote by which the bill was passed be reconsidered? prevailed.

Mr. Duncombe moved to take up the motion to reconsider the vote by which the bill was ordered engrossed for a third reading.

Mr. Duncombe moved for leave to withdraw his motion to reconsider.

Mr. Stephens moved to amend by way of a rider to the bill:

“*Provided*, That the provisions of section 1 of this act shall not take effect until the 1st day of July, 1882.”

Mr. Carson moved to amend the rider by inserting after the word “one,” the words “two, three, four, five and six.”

The motion did not prevail.

The question on the adoption of the rider, the yeas and nays were as follows:

The yeas were:

Messrs. Baker, Beach, Bloom, Bridges, Brown of Dickinson, Brown of Linn, Carson, Clayton, Cobbe, Duncombe, Egbert, Ehl, Evans, Glasgow, Hornaday, Hubbell, Hull, King, Knight, Lake, Laub, McGregor, Merten, Muncey, Nagle, O'Brien, Stephens, Terry, Tilton, Wadleigh, Wagner, Webster, Whaley, Wicks, and Williams—35.

The nays were:

Messrs. Bicknell, Blair, Bosworth, Caldwell, Cochran, Colton, Coomes, Dean, Dotson, Downing, Dungan, Epperson, Fisher, Francis, Gay, Harvey, Hayden, Hays, Hixson, Homan, Hutchison of Calhoun, Hutchison of Wapello, Jennings, Lambert, Lewis of Fayette, Lewis of Mills, Lucas, Mackey, Martindale, McDaid, Mueller, Newbold, Nichols, Palmer, Patterson, Payne, Pearson, Perrin, Porter, Prouty, Richardson of Harrison, Richey, Robb, Russell, Scott, Seaman, Simpson, Stockton, Stout, Struble, Stutsman, Tool, Van Staden, Wolfe, Wood, Yoran, and Mr. Speaker—57.

Absent or not voting:

Messrs. Barnes, Belfrage, Casey, Jordan, Lyon, Parker, Reck, and Richardson of Jackson—8.

So the amendment by way of rider did not prevail.

The question being, shall the bill pass?

The yeas were:

Messrs. Blair, Bosworth, Caldwell, Casey, Cochran, Colton, Coomes, Dean, Dotson, Downing, Dungan, Fisher, Francis, Gay, Harvey, Hayden, Hays, Hixson, Homan, Hornaday, Hutchison of Calhoun, Jennings, Lambert, Lewis of Fayette, Lewis of Mills, Mackey, Martindale, McDaid, Muncey, Nichols, Palmer, Patterson, Payne, Pearson, Perrin, Porter, Prouty, Richardson of Harrison, Richey, Robb, Russell, Scott, Simpson, Stockton, Stout, Struble, Stutsman, Tool, Van Staden, Wood, and Mr. Speaker—51.

The nays were:

Messrs. Baker, Beach, Bicknell, Bloom, Bridges, Brown of Dickinson, Brown of Linn, Carson, Clayton, Cobbe, Duncombe, Egbert, Ehl, Epperson, Evans, Glasgow, Hubbell, Hull, Hutchison of Wapello, King, Knight, Lake, Laub, Lucas, McGregor, Merten, Mueller,

Nagle, Newbold, O'Brien, Seaman, Stephens, Terry, Tilton, Wadleigh, Wagner, Webster, Whaley, Wicks, Williams, Wolfe, and Yorán—42.

Absent or not voting:

Messrs. Barnes, Belfrage, Jordan, Lyon, Parker, Reck, and Richardson of Jackson—7.

So the bill passed, and title was agreed to.

MESSAGE FROM THE SENATE.

The following message was received from the Senate:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has appointed Senators Woolson, Wright and Mitchell a Conference Committee on the disagreeing vote of the two House on substitute for Senate Files Nos. 65, 66 and 52.

A. T. McCARGAR, *Secretary.*

Leave of absence was granted Mr. Stockton until Tuesday.

On motion of Mr. Duncombe House File No. 336, with Senate amendments, a bill for an act to authorize boards of supervisors to compromise judgments against county treasurers and their sureties in certain cases, was taken up.

Upon the question, shall the House concur in the Senate amendments? the yeas and nays were as follows—

The yeas were:

Messrs. Baker, Beach, Bicknell, Blair, Bloom, Bosworth, Bridges, Brown of Dickinson, Brown of Linn, Caldwell, Carson, Casey, Clayton, Cobbey, Cochran, Colton, Coomes, Dean, Dotson, Downing, Dungan, Egbert, Ehl, Epperson, Evans, Fisher, Francis, Gay, Glasgow, Harvey, Hayden, Hays, Hixson, Homan, Hornaday, Hubbell, Hull, Hutchison of Calhoun, Hutchison of Wapello, Jennings, King, Knight, Lake, Lambert, Laub, Lewis of Fayette, Lewis of Mills, Lucas, Lyon, Mackey, Martindale, McDaid, McGregor, Merten, Mueller, Muncey, Nagle, Newbold, Nichols, O'Brien, Palmer, Patterson, Payne, Pearson, Perrin, Porter, Prouty, Richardson of Harrison, Richey, Robb, Russell, Scott, Seaman, Stephens, Stockton, Stout, Struble, Stutsman, Terry, Tilton, Tool, Van Staden, Wadleigh, Wagner, Webster, Whaley, Wicks, Williams, Wolfe, Wood, Yorán, and Mr. Speaker—93.

The nays were—None.

Absent or not voting:

Messrs. Barnes, Belfrage, Jordan, Parker, Reck, Simpson, and Richardson of Jackson—7.

So the Senate amendments were agreed to.

Leave of absence was granted Messrs. Duncombe, Russell and Belfrage until Monday.

REPORTS OF COMMITTEES.

Leave was granted Mr. Whaley, from the Committee on Military Affairs, to submit the following report:

MR. SPEAKER—Your Committee on Military Affairs, to whom was referred Senate File No. 117, a bill for an act to provide a military code and for the organization, government, and support of the State

militia, and to repeal chapter 125, laws of the Seventeenth General Assembly, beg leave to report that they have had the same under consideration, and have instructed me to report the same back to the House with the recommendation that it be amended, and after amended that it do pass.

A. M. WHALEY, *Chairman*.

Ordered passed on file.

Also:

MR. SPEAKER—Your Committee on Military Affairs, to whom was referred House File No. 533, a bill for an act to provide for a badge of honor to be given by the State of Iowa to every honorably discharged soldier of the State, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that it be amended by inserting after the word "the" in the first line of section 1 the following: "Executive Council," and strike out the whole of the fourth line and the words "may select" in the fifth line, same section; and strike out the word "consider" in the sixth line and insert the word "desire," in the same section, and when so amended that the bill do pass.

A. M. WHALEY, *Chairman*.

Ordered passed on file.

Mr. Newbold, from the Committee on Ways and Means, submitted the following report:

MR. SPEAKER—Your Committee on Ways and Means, to whom was referred House File No. 493, a bill for an act to encourage reasonable rates of interest, beg leave to report that they have had the same under consideration and a majority of said committee have instructed me to report the substitute herewith to the House with the recommendation that it do pass.

J. G. NEWBOLD, *Chairman*.

Ordered passed on file.

Mr. Newbold moved that the war and defense bond bill be made a special order for Thursday evening at 7 o'clock.

The motion prevailed.

Mr. Whaley moved to make House File No. 533 a special order for Tuesday evening, March 16th, at 7 o'clock.

The motion prevailed.

On motion of Mr. Palmer the House adjourned.

HALL OF HOUSE OF REPRESENTATIVES, }
DES MOINES, IOWA, March 13, 1880. }

House met pursuant to adjournment, the Speaker in the chair.

Prayer by the Rev. S. H. Thompson.

Pending the reading of the journal of yesterday, on motion of Mr. Jennings further reading of the same was dispensed with.

REPORT OF COMMITTEE.

Mr. Parker, from the Committee on Judiciary, submitted the following report:

MR. SPEAKER—Your Committee on Judiciary, to whom was referred Senate File No. 247, a bill for an act to amend section 488 of the Code of 1873, in relation to the use of the highway tax of incorporated towns and cities in certain cases, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that it do pass.

J. M. PARKER, *Chairman.*

Ordered passed on file.

BILLS ON SECOND READING.

Leave was granted Mr. Carson to call up Senate File No. 247, a bill for an act to amend section 488 of the Code of 1873, in relation to the use of the highway tax of incorporated towns and cities in certain cases, with report of committee recommending the bill do pass, with amendments, was taken up, considered, and the amendments reported by the committee were adopted.

Mr. King moved that the rule be suspended and the bill be considered engrossed, and read a third time now, which prevailed, and the bill was read a third time.

The question being, shall the bill pass?

The yeas were:

Messrs. Baker, Beach, Blair, Bloom, Bosworth, Bridges, Brown of Dickinson, Brown of Linn, Caldwell, Carson, Casey, Clayton, Cobbey, Cochran, Colton, Coomes, Dean, Dotson, Downing, Dungan, Egbert, Ehl, Epperson, Evans, Fisher, Francis, Gay, Glasgow, Harvey, Hayden, Hays, Hixson, Homan, Hubbell, Hull, Hutchison of Calhoun, Hutchison of Wapello, Jennings, King, Knight, Lake, Lambert, Lewis of Fayette, Lewis of Mills, Lucas, Mackey, Martindale, McGregor, Merten, Mueller, Muncey, Nagle, Newbold, Nichols, O'Brien, Palmer, Patterson, Payne, Pearson, Perrin, Porter, Prouty, Richardson of Harrison, Robb, Scott, Seaman, Simpson, Stephens, Stout, Struble, Stutsman, Terry, Tilton, Tool, Van Staden, Wadleigh, Webster, Whaley, Wicks, Williams, Wolfe, Wood, Yoran, and Mr. Speaker—84.

The nays were:

Messrs. Bicknell, and McDaid—2.

Absent or not voting:

Messrs. Barnes, Belfrage, Duncombe, Hornaday, Jordan, Laub, Lyon, Parker, Reck, Richardson of Jackson, Richey, Russell, Stockton, and Wagner—14.

So the bill passed, and the title was agreed to.

Leave of absence was granted Messrs. Mackey, Clayton and Richey until Munday.

MESSAGE FROM THE SENATE.

The following message was received from the Senate:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has passed the following bills, in which the concurrence of the House is asked:

Substitute for Senate File No. 5, a bill for an act to repeal section 1114 of chapter 3, title 9 of the Code, relating to fairs, and enacting a substitute therefor.

Senate File No. 269, a bill for an act providing for the payment of certain companies of the State militia for services rendered in preventing anticipated riots in the year 1877.

Also, has passed without amendment House File No. 549, a bill for an act to legalize the acts of the town council of the incorporated town of West Mitchell, in the county of Mitchell, and State of Iowa.

House File No. 423, a bill for an act authorizing the construction of sewers for State buildings through streets and alleys of incorporated town or cities acting under special charters.

Also, has amended and passed House joint resolution in relation to the pardon of William Riley. Amended by striking out the words "and requested."

A. T. McCARGAR, *Secretary*.

Leave was granted Mr. McGregor to call up House File No. 87, a bill for an act granting local insurance companies authority to hold a fund for the payment of losses, with report of committee recommending that the bill do pass, was taken up and considered.

Mr. McGregor moved that the rule be suspended, the bill be considered engrossed, and read a third time now, which prevailed, and the bill was read a third time.

The question being, shall the bill pass?

The yeas were:

Messrs. Baker, Beach, Bicknell, Blair, Bloom, Bosworth, Bridges, Brown of Dickinson, Brown of Linn, Caldwell, Carson, Casey, Clayton, Cobbey, Cochran, Colton, Coomes, Dean, Dotson, Downing, Egbert, Ehl, Epperson, Evans, Fisher, Francis, Gay, Glasgow, Harvey, Hayden, Hays, Hixson, Homan, Hubbell, Hull, Hutchison of Calhoun, Hutchison of Wapello, Jennings, King, Knight, Lake, Lambert, Lewis of Fayette, Lewis of Mills, Lucas, Mackey, Martindale, McDaid, McGregor, Merten, Mueller, Muncey, Nagle, Newbold, Nichols, O'Brien, Palmer, Patterson, Payne, Pearson, Perrin, Porter, Prouty, Richardson of Harrison, Robb, Scott, Seaman, Simpson, Stephens, Stout, Struble,

Stutsman, Terry, Tilton, Tool, Van Staden, Wadleigh, Webster, Whaley, Wicks, Williams, Wolfe, Wood, Yoran, and Mr. Speaker—85.

The nays were:

Mr. Dungan—1.

Absent or not voting:

Messrs. Barnes, Belfrage, Duncombe, Hornaday, Jordan, Laub, Lyon, Parker, Reck, Richardson of Jackson, Richey, Russell, Stockton, and Wagner—14.

So the bill passed, and the title was agreed to.

REPORTS OF COMMITTEE.

J. M. Parker, from the Committee on Judiciary, submitted the following report:

MR. SPEAKER—Your Committee on Judiciary, to whom was referred House File No. 401, a bill for an act to legalize deeds by counties of swamp and other lands, owned and conveyed by such counties, beg leave to report that they have had the same under consideration, and have adopted a substitute, and have instructed me to report the same back to the House with the recommendation that it be adopted, and when adopted that it do pass.

J. M. PARKER, *Chairman.*

Ordered passed on file.

Also:

MR. SPEAKER—Your Committee on Judiciary, to whom was referred House File No. 506, a bill for an act to repeal section 3321 of the Code, relating to the sale of property under foreclosure of mortgage or deeds of trust, and Senate File No. 18, a bill for an act to repeal section 3074 of the Code, relating to exemptions, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that they be indefinitely postponed.

J. M. PARKER, *Chairman.*

Ordered passed on file.

Also:

MR. SPEAKER—Your Committee on Judiciary, to whom was referred House File No. 220, a bill for an act to amend chapter 5, title 3 of the Code of 1873, in relation to circuit and district courts and the judges thereof, and defining the powers of circuit judges, and the jurisdiction of said courts in civil and criminal cases; and to repeal section 586 of said Code, and all other provisions of law in conflict with this act, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that it be passed on file, as a special committee has reported on the same subject.

J. M. PARKER, *Chairman.*

Ordered passed on file.

PETITIONS.

Leave was granted Mr. Clayton to present petitions from citizens in reference to fees to private citizens for making arrest in criminal cases.

Referred to the Committee on Compensation of Public Officers.

The hour having arrived for the consideration of special order, on motion of Mr. Yoran House File No. 467, a bill for an act to amend sections 159 and 1900 of the Code, with report of committee recommending it do pass as amended, was taken up, considered, and the amendment reported by the committee was adopted.

Mr. Yoran moved that the rule be suspended and the bill be considered engrossed, and read a third time now, which prevailed, and the bill was read a third time.

The question being, shall the bill pass?

The yeas were:

Messrs. Baker, Beach, Bicknell, Bloom, Bosworth, Brown of Dickinson, Brown of Linn, Carson, Casey, Clayton, Cobbey, Cochran, Colton, Coomes, Dotson, Downing, Dungan, Egbert, Ehl, Fisher, Francis, Glasgow, Harvey, Hays, Hull, Hutchison of Calhoun, Knight, Lake, Lewis of Fayette, Lewis of Mills, McGregor, Merten, Mueller, Muncey, Nagle, Newbold, Nichols, O'Brien, Pearson, Seaman, Stephens, Struble, Stutman, Terry, Tilton, Tool, Wadleigh, Webster, Whaley, Wicks, Williams, Wolfe, Yoran, and Mr. Speaker—54.

The nays were:

Messrs. Blair, Bridges, Caldwell, Dean, Epperson, Evans, Gay, Hayden, Hixson, Homan, Hubbell, Hutchison of Wapello, Jennings, Lambert, Martindale, McDaid, Palmer, Patterson, Payne, Perrin, Porter, Prouty, Richardson of Harrison, Robb, Scott, Simpson, Stout, Van Staden, and Wood—29.

Absent or not voting:

Messrs. Barnes, Belfrage, Duncombe, Hornaday, Jordan, King, Laub, Lucas, Lyon, Mackey, Parker, Reck, Richardson of Jackson, Richey, Russell, Stockton, and Wagner—17.

So the bill passed, and the title was agreed to.

On motion of Mr. Yoran substitute for House File No. 449, a bill for an act making appropriation for the additional penitentiary at Anamosa, with report of committee recommending substitute do pass, was taken up, considered, and the report of the committee was adopted.

Mr. Yoran moved that the rule be suspended, and the bill be considered engrossed, and read a third time now, which prevailed, and the bill was read a third time.

The question being, shall the bill pass?

The yeas were:

Messrs. Beach, Bicknell, Blair, Bloom, Bosworth, Bridges, Brown of Dickinson, Brown of Linn, Caldwell, Carson, Casey, Clayton, Cobbey, Cochran, Colton, Coomes, Dean, Dotson, Downing, Dungan, Egbert, Ehl, Epperson, Evans, Fisher, Francis, Gay, Harvey, Hayden, Hays, Hixson, Homan, Hornaday, Hubbell, Hull, Hutchison of Calhoun, Hutchison of Wapello, Jennings, King, Knight, Lake, Lambert, Lewis of Fayette, Lewis of Mills, Lucas, Martindale, McDaid, Merten, Mueller, Muncey, Nagle, Newbold, Nichols, O'Brien, Patterson, Payne, Pearson,

Perrin, Porter, Prouty, Richardson of Harrison, Robb, Scott, Seaman, Simpson, Stephens, Stout, Struble, Stutsman, Terry, Tool, Van Staden, Wadleigh, Wagner, Webster, Whaley, Wicks, Williams, Wolfe, Wood, Yoran, and Mr. Speaker—83.

The nays were:

Mr. Palmer—1.

Absent or not voting:

Messrs. Baker, Barnes, Belfrage, Duncombe, Glasgow, Jordan, Laub, Lyon, Mackey, Parker, Reck, Richardson of Jackson, Richey, Russell, Stockton, and Tilton—16.

So the bill passed, and the title was agreed to.

On motion of Mr. Yoran substitute for House File No. 340, a bill for an act to appropriate funds to purchase lands and to erect and furnish building for the Soldiers' Orphans' Home and Home for Indigent Children, with report of committee recommending substitute do pass, was taken up and considered, and the report of the committee was adopted.

Mr. Yoran moved to amend section 8 by striking out of the first line the word "upon" and inserting "or" in lieu thereof.

The motion to amend prevailed.

The bill was ordered engrossed for a third reading.

Mr. Yoran moved that the rule be suspended, the bill considered engrossed, and read a third time now, which prevailed.

Mr. Jennings moved to reconsider the vote by which the rule was suspended.

The motion did not prevail.

The bill was read a third time.

The question being, shall the bill pass?

The yeas were:

Messrs. Beach, Bloom, Bosworth, Bridges, Brown of Dickinson, Brown of Linn, Caldwell, Carson, Casey, Clayton, Cobbey, Colton, Coomes, Dean, Dotson, Dungan, Egbert, Ehl, Epperson, Evans, Fisher, Francis, Gay, Glasgow, Hornaday, Hubbell, Hull, Hutchison of Wapello, King, Knight, Lake, Lewis of Fayette, Lewis of Mills, Lucas, Martindale, Merten, Mueller, Nagle, Newbold, Nichols, O'Brien, Palmer, Patterson, Porter, Prouty, Robb, Scott, Seaman, Stephens, Stout, Struble, Stutsman, Terry, Tilton, Tool, Van Staden, Wagner, Webster, Whaley, Wicks, Williams, Wood, and Yoran—63.

The nays were:

Messrs. Bicknell, Blair, Cochran, Downing, Harvey, Hayden, Hays, Hixson, Homan, Hutchison of Calhoun, Jennings, Lambert, McDaid, Muncey, Payne, Pearson, Perrin, Richardson of Harrison, Simpson, Wadleigh, Wolfe, and Mr. Speaker—24.

Absent or not voting:

Messrs. Baker, Barnes, Belfrage, Duncombe, Jordan, Laub, Lyon, Mackey, McGregor, Parker, Reck, Richardson of Jackson, Richey, Russell, and Stockton—15.

So the bill passed, and the title was agreed to.

On motion of Mr. Yoran House File No. 538, a bill for an act making appropriation for the improvement of the Penitentiary at Ft. Madison, with report of committee recommending it do pass, was taken up and considered.

Mr. Casey moved to amend by adding to the end of line five, in sec-

tion 1, the following: "The roof to be put on in sections, so that the same can be raised, if the State should at any time desire to do so."

The motion to amend was decided in the affirmative.

Mr. Dean moved to amend line twelve, section 1, by striking out "\$500" and insert "\$250" in lieu thereof.

The motion to amend did not prevail.

Mr. Hornaday moved to amend by striking out of line six, section 1, "four thousand dollars," and insert "two thousand dollars."

The motion to amend did not prevail.

Mr. Casey moved to amend by adding to section 1: "There is hereby further appropriated the sum of \$850, to complete the sewer now in progress of construction."

Mr. Struble moved to recommit the bill back to the Committee on Appropriations.

The motion did not prevail.

The question being on the adoption of the amendment, by adding to section 1, the yeas and nays were demanded, which were as follows—

The yeas were:

Messrs. Baker, Beach, Bloom, Brown of Dickinson, Brown of Linn, Caldwell, Carson, Casey, Cobbe, Cochran, Downing, Egbert, Ehl, Francis, King, Knight, Lake, McGregor, Mueller, Newbold, Nichols, O'Brien, Stephens, Stout, Stutsman, Terry, Tool, Van Staden, Wadleigh, Wagner, Webster, Whaley, Wicks, Williams, Wolfe, and Mr. Speaker—36.

The nays were:

Messrs. Bicknell, Blair, Bosworth, Bridges, Colton, Coomes, Dean, Dotson, Dungan, Epperson, Evans, Fisher, Gay, Harvey, Hayden, Hays, Hixson, Homan, Hornaday, Hubbell, Hutchison of Calhoun, Hutchison of Wapello, Jennings, Lambert, Lewis of Fayette, Lewis of Mills, Lucas, Martindale, McDaid, Merten, Muncey, Nagle, Palmer, Pearson, Perrin, Porter, Prouty, Richardson of Harrison, Robb, Scott, Seaman, Simpson, Struble, Tilton, Wood, and Yorán—46.

Absent or not voting:

Messrs. Barnes, Belfrage, Clayton, Duncombe, Glasgow, Hull, Jordan, Laub, Lyon, Mackey, Parker, Patterson, Payne, Reck, Richardson of Jackson, Richey, Russell, and Stockton—18.

So the motion to amend did not prevail.

Mr. Yorán moved that the rule be suspended, the bill considered engrossed, and read a third time now, which prevailed, and the bill was read a third time.

The question being, shall the bill pass?

The yeas were:

Messrs. Baker, Beach, Bicknell, Blair, Bloom, Bosworth, Bridges, Brown of Dickinson, Brown of Linn, Caldwell, Carson, Casey, Cobbe, Cochran, Colton, Coomes, Dotson, Downing, Dungan, Egbert, Ehl, Epperson, Evans, Fisher, Francis, Gay, Harvey, Hayden, Hays, Hixson, Homan, Hornaday, Hubbell, Hutchison of Calhoun, Hutchison of Wapello, Jennings, King, Knight, Lake, Lambert, Lewis of Fayette, Lewis of Mills, Lucas, Martindale, McDaid, McGregor, Merten, Mueller, Muncey, Nagle, Nichols, O'Brien, Palmer, Patterson, Pearson, Perrin, Porter, Prouty, Richardson of Harrison, Robb, Scott, Seaman, Simpson, Stephens, Stout, Struble, Stutsman, Terry, Tilton, Tool, Van Staden,

Wadleigh, Wagner, Webster, Whaley, Wicks, Williams, Wolfe, Wood, Yoran, and Mr. Speaker—81.

The nays were:

Mr. Dean—1.

Absent or not voting:

Messrs. Barnes, Belfrage, Clayton, Duncombe, Glasgow, Hull, Jordan, Laub, Lyon, Mackey, Newbold, Parker, Payne, Reck, Richardson of Jackson, Richey, Russell, and Stockton,—18.

So the bill passed, and the title was agreed to.

Leave of absence was granted Messrs. Hayden, Hays, Wolfe, and Bloom until Tuesday evening.

The Speaker announced the special committee upon the advisability of removing the Girls' Reform School: Messrs. Stephens, Parker, and Robb.

On motion of Mr. Yoran substitute for House File No. 212, a bill for an act making appropriations for the Boys' Reform School at Eldora, with report of committee recommending that the bill do pass, was taken up and considered.

Mr. Yoran moved to amend by striking out all after the word "building" in the fourth line of section 1 and inserting after the word "story" the words, "and three rooms on second floor," and add to line five "an engine house."

The motion prevailed.

Mr. Glasgow moved to amend section 1 by adding to ninth line, "for taking down towers, \$1,600."

The motion prevailed.

Mr. Yoran moved that the rule be suspended, the bill be considered engrossed, and read a third time now, which prevailed, and the bill was read a third time.

The question being, shall the bill pass?

The yeas were:

Messrs. Baker, Beach, Bicknell, Blair, Bloom, Bosworth, Bridges, Brown of Dickinson, Brown of Linn, Caldwell, Carson, Casey, Cobbe, Cochran, Colton, Coomes, Dean, Dotson, Downing, Dungan, Egbert, Ehl, Evans, Fisher, Francis, Gay, Glasgow, Harvey, Hixson, Homan, Hornaday, Hubbell, Hutchison of Calhoun, Hutchison of Wapello, Jennings, King, Lake, Lambert, Lewis of Fayette, Lewis of Mills, Lucas, Martindale, McDaid, McGregor, Merten, Mueller, Muncey, Nagle, Nichols, O'Brien, Palmer, Patterson, Pearson, Perrin, Porter, Prouty, Richardson of Harrison, Robb, Scott, Seaman, Simpson, Stephens, Stout, Struble, Stutsman, Tilton, Tool, Van Staden, Wadleigh, Wagner, Webster, Whaley, Wicks, Williams, Wolfe, Wood, and Yoran—77.

The nays were:

Mr. Epperson—1.

Absent or not voting:

Messrs. Barnes, Belfrage, Clayton, Duncombe, Hayden, Hays, Hull, Jordan, Knight, Laub, Lyon, Mackey, Newbold, Parker, Payne, Reck, Richardson of Jackson, Richey, Russell, Stockton, Terry, and Mr. Speaker—22.

So the bill passed, and the title was agreed to.

RESOLUTION.

Mr. Harvey offered the following resolution:

Resolved, That when this House adjourn, it be to meet at 10 o'clock next Monday morning.

Mr. Lucas moved to amend by striking out "10 A. M." and inserting "2 P. M."

The motion did not prevail.

Mr. Prouty moved to amend as follows: "When we adjourn it be until 2 o'clock this afternoon, and when we adjourn this afternoon it be until Monday at 2 o'clock."

The motion did not prevail.

Leave of absence was granted Mr. Francis until Tuesday.

Mr. King moved a call of the House, which the House refused to order.

Mr. Dungan moved Mr. Palmer be excused until Monday morning.

The motion prevailed.

Mr. Carson moved the House adjourn.

The motion did not prevail.

Mr. King moved that when this House adjourn it be until Monday morning at 15 minutes before 10 o'clock.

The yeas and nays were demanded, and were as follows—

The yeas were:

Messrs. Baker, Beach, Bicknell, Bosworth, Brown of Dickinson, Brown of Linn, Carson, Casey, Cobbey, Cochran, Colton, Coomes, Dean, Dungan, Egbert, Francis, Gay, Glasgow, Harvey, Hutchison of Wapello, King, Lake, Lambert, Lucas, McGregor, Mueller, Nagle, O'Brien, Patterson, Robb, Stephens, Stout, Struble, Van Staden, Wadleigh, Wagner, Webster, Whaley, Wicks, Yoran, and Mr. Speaker—41.

The nays were:

Messrs. Blair, Bridges, Caldwell, Dotson, Downing, Ehl, Epperson, Evans, Fisher, Hixson, Homan, Hornaday, Hubbell, Hutchison of Calhoun, Jennings, Lewis of Fayette, Lewis of Mills, Martindale, McDaid, Merten, Muncey, Nichols, Pearson, Perrin, Porter, Prouty, Scott, Seaman, Simpson, Stutsman, Tilton, Tool, Williams, and Wood—34.

Absent or not voting:

Messrs. Barnes, Belfrage, Bloom, Clayton, Duncombe, Hayden, Hays, Hull, Jordan, Knight, Laub, Lyon, Mackey, Newbold, Palmer, Parker, Payne, Reck, Richardson of Harrison, Richardson of Jackson, Richey, Russell, Stockton, Terry, and Wolfe—25.

So the motion did not prevail.

On motion of Mr. Glasgow the House adjourned.

HALL OF HOUSE OF REPRESENTATIVES, }
DES MOINES, IOWA, March 15, 1880. }

House met pursuant to adjournment, the Speaker *pro tem.* in the chair.

Prayer by Rev. J. Telleen.

Pending the reading of the journal on motion of Mr. Homan further reading was dispensed with.

Messrs. Evans and Prouty were excused until Tuesday.

REPORTS OF COMMITTEES.

Mr. Perrin, from the Committee on Schools, submitted the following report:

MR. SPEAKER—Your Committee on Schools, to whom was referred House File No. 545, a bill for an act to amend section 1, chapter 54, acts of the Seventeenth General Assembly, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that it be indefinitely postponed, there being another bill before the House covering the same ground.

PERRIN, *Chairman.*

Ordered passed on file.

Also:

MR. SPEAKER—Your Committee on Schools, to whom was referred Senate File No. 211, a bill for an act to enable school districts to issue bonds for the funding of judgment indebtedness now existing, additional to chapter 9, title 12 of the Code, of the system of common schools, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that it do pass.

PERRIN, *Chairman.*

Ordered passed on file.

On motion of Mr. Perrin Senate File No. 211, a bill for an act to enable school districts to issue bonds for the funding of judgment indebtedness now existing, additional to chapter 9, title 12 of the Code, of the system of common schools, with report of the committee recommending that the bill do pass, was taken up, and considered.

The bill was read a third time.

Mr. Perrin moved that the rule be suspended, and the bill be considered engrossed, and read a third time now, which prevailed, and the bill was read a third time.

The question being, shall the bill pass?

The yeas were:

Messrs. Baker, Beach, Bicknell, Blair, Bosworth, Bridges, Brown of Dickinson, Brown of Linn, Carson, Casey, Cobbey, Colton, Coomes, Dotson, Downing, Duncombe, Dungan, Egbert, Ehl, Epperson, Gay, Harvey, Homan, Hornaday, Hubbell, Hutchison of Wapello, Jennings,

Jordan, King, Lake, Lambert, Lewis of Fayette, Lewis of Mills, Martindale, McDaid, Merten, Mueller, Muncey, Nagle, Nichols, Patterson, Perrin, Reck, Richardson of Harrison, Richardson of Jackson, Russell, Scott, Seaman, Simpson, Stephens, Stout, Struble, Stutsman, Terry, Van Staden, Wadleigh, Wagner, Whaley, Wicks, Williams, Wood, and Yorán—63.

The nays were:

Messrs. Hutchison of Calhoun, McGregor, O'Brien, and Pearson—4.

Absent or not voting:

Messrs. Barnes, Belfrage, Bloom, Clayton, Cochran, Dean, Evans, Fisher, Francis, Glasgow, Hayden, Hays, Hixson, Hull, Knight, Laub, Lucas, Lyon, Mackey, Newbold, Palmer, Parker, Payne, Porter, Prouty, Richey, Robb, Stockton, Tilton, Tool, Webster, Wolfe, and Mr. Speaker—33.

So the bill passed, and the title was agreed to.

Mr. Carson, from the Committee on Judiciary, submitted the following report:

MR. SPEAKER—Your Committee on Judiciary, to whom were referred House File No. 86, a bill for an act to amend section 506 of the Code, relating to the fees of the mayors of cities and incorporated towns, and Senate substitute for said bill, and Senate File No. 51, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the Senate substitute be not adopted, and that a conference be asked on the bill.

GEO. CARSON, *Chairman.*

Ordered passed on file.

Also:

MR. SPEAKER—Your Committee on Judiciary, to whom was referred House File No. 550, a bill for an act to require security for costs, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that it do pass.

GEO. CARSON, *Chairman.*

Ordered passed on file.

Also:

MR. SPEAKER—Your Committee on Judiciary, to whom was referred substitute for Senate File No. 44, a bill for an act defining the rights and liabilities of hotel, inn, and eating-house keepers, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that it do pass.

GEO. CARSON, *Chairman.*

Ordered passed on file.

Also:

MR. SPEAKER—Your Committee on Judiciary, to whom were referred Senate File No. 203, a bill for an act to repeal section 1361 of the Code, and enact a substitute therefor, in relation to the support of the poor; and Senate File No. 112, a bill for an act to amend section 3993 of the Code, defining offenses against the right of suffrage, beg leave to report that they have had the same under consideration and have in-

structed me to report the same back to the House with the recommendation that they be indefinitely postponed.

GEO. CARSON, *Chairman.*

Ordered passed on file.

Also:

MR. SPEAKER—Your Committee on Judiciary, to whom was referred House File No. 457, a bill for an act to amend sections 6, chapter 70, acts of the Fifteenth General Assembly, relating to the liability of owners of stock for damages done by domestic animals running at large, beg leave to report that they have had the same under consideration, and have instructed me to report the same back to the House with the recommendation that it do pass.

GEO. CARSON, *Chairman.*

Ordered passed on file.

MESSAGE FROM THE GOVERNOR.

Message from the Governor by his private secretary, W. H. Fleming, was read and passed on file:

THE STATE OF IOWA, }
EXECUTIVE DEPARTMENT, }
DES MOINES, March 13, 1880. }

MR. SPEAKER—I am instructed by the Governor to inform the honorable the House of Representatives that he has approved, signed and deposited in the office of the Secretary of State the following:

House File No. 271, An act in relation to cities organized and existing under special charters, conferring additional powers, and amending the charters of such cities in certain respects.

House File No. 251, An act to repeal section 520, of chapter 10, of title 4, of the Code of Iowa, in relation to cities and incorporated towns, and to provide a substitute therefor.

House File No. 104, An act to protect keepers of livery and feed stables, and herders and feeders of stock, and to give them a lien.

House File No. 265, An act to repeal section eight (8), chapter 123, of the public acts of the Sixteenth General Assembly, in relation to the payment of taxes voted in aid of the construction of railroads, and enacting a substitute therefor.

House File No. 489, An act to provide for the payment of the expenses of the committees appointed to visit the State institutions and for the payment of clerks of committees and witnesses subpoenaed before committee of the Hospital for the Insane at Mt. Pleasant.

House File No. 19, An act extending the right to hold the office of county recorder to women.

House File 119, An act to amend section 2094, chapter three (3), of title fourteen (14), of the Code, relating to holidays.

Substitute for House Files Nos. 123, 131 and 170, an act to repeal section 12, chapter 2, title 1 of the Code, in relation to compensation and mileage of members of the General Assembly, and compensation of officers and employes of the same, and to enact a substitute therefor.

House File No. 155, An act to legalize the sale of certain school land by the auditor of Tama county, Iowa.

House File No 158, An act to legalize the acts and incorporation of the Farmers' Mutual Aid Company, of Tama county, Iowa.

House File No. 161, An act granting to street railway companies, organized under the laws of this State, the right of way over certain public highways.

House File No. 171, An act in relation to highway taxes.

House File No. 428, An act to legalize the incorporation of the town of Odebolt, in Sac county, Iowa.

WM. H. FLEMING,
Private Secretary.

REPORTS OF COMMITTEES.

Mr. Carson, from the Committee on Judiciary, submitted the following report:

MR. SPEAKER—Your Committee on Judiciary, to whom was referred Senate File No. 161, a bill for an act to amend section 2959 of the Code, relating to the penalty of bonds in attachment cases, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that it do pass.

GEO. CARSON, *Chairman.*

Ordered passed on file.

Mr. Barnes, from the Committee on Medicine and Surgery, submitted the following report:

MR. SPEAKER—Your Committee on Medicine and Surgery, to whom was referred Senate File No. 63, a bill for an act providing for the protection of sepulchres and the bodies of deceased persons, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that it do pass.

BARNES, *Chairman.*

Ordered passed on file.

INTRODUCTION OF BILLS.

Mr. Simpson introduced House File No. 555, a bill for an act making an appropriation to pay off the prior lien of Josephine S. Dorr upon certain lands sold for the benefit of the school fund.

Read a first and second time and referred to the Committee on Judiciary.

Mr. Tilton introduced House File No. 556, a bill for an act to provide for a county road tax in counties that have borne an equal share of taxation throughout said counties, etc.

Read a first and second time and referred to the Committee on Ways and Means.

Mr. Brown introduced House File No. 557, a bill for an act repealing sections 370 and 375 of chapter 8, title 4 of the Code, etc.

Read a first and second time and referred to the Committee on Public Lands.

JOINT RESOLUTION.

Mr. Williams introduced a joint resolution in regard to a constitutional amendment.

Referred to the Committee on Constitutional Amendments.

RESOLUTION.

Mr. Lewis of Fayette offered the following resolution, which was passed on file:

Resolved, That hereafter in the discussion of any question before this House no member shall be allowed to speak more than ten minutes on any subject and not more than once on the same subject.

SENATE MESSAGES.

Senate File No. 269, a bill for an act providing for the payment of certain companies of the State militia for services rendered in preventing anticipated riots in the year 1877, was taken up.

Referred to the Committee on Claims.

Substitute for Senate File No. 5, a bill for an act to repeal section 1114, chapter 3, title 9 of the Code.

Read a first and second time and referred to the Committee on Agriculture.

Joint resolution in relation to the pardon of William Riley was taken up, with Senate amendment.

The Senate amendment was concurred in.

Joint resolution proposing to amend the Constitution so as to prohibit the manufacture and sale of intoxicating liquors, was taken up.

Referred to the Committee on Constitutional Amendments.

Senate substitute for House File No. 26, a bill for an act to relieve corporations engaged in manufacturing from double taxation in certain cases, was taken up and on the concurrence of Senate substitute the yeas and nays were as follows—

The yeas were:

Messrs. Baker, Beach, Bicknell, Blair, Bosworth, Bridges, Brown of Dickinson, Brown of Linn, Caldwell, Carson, Casey, Cobbey, Colton, Coomes, Dotson, Downing, Duncombe, Dungan, Egbert, Ehl, Epperson, Fisher, Gay, Glasgow, Harvey, Hixson, Homan, Hubbell, Hutchison of Calhoun, Hutchison of Wapello, Jennings, Jordan, King, Lake, Lambert, Lewis of Fayette, Lewis of Mills, Martindale, McDaid, McGregor, Merten, Mueller, Muncey, Nagle, Nichols, O'Brien, Palmer, Patterson, Pearson, Perrin, Porter, Reck, Richardson of Harrison, Richardson of Jackson, Russell, Scott, Seaman, Simpson, Stephens, Struble, Stutsman, Terry, Tilton, Van Staden, Wadleigh, Wagner, Whaley, Wicks, Williams, Wood, and Yoran—71.

The nays were:

Mr. Stout—1.

Absent or not voting:

Messrs. Barnes, Belfrage, Bloom, Clayton, Cochran, Dean, Evans, Francis, Hayden, Hays, Hornaday, Hull, Knight, Laub, Lucas, Lyon,

Mackey, Newbold, Parker, Payne, Prouty, Richey, Robb, Stockton, Tool, Webster, Wolfe, and Mr. Speaker—28.

So the bill passed, and the title was agreed to.

REPORT OF COMMITTEE.

Leave was granted Mr. Hutchison of Wapello to present a report of Committee of Conference:

MR. SPEAKER—Your Committee of Conference on the disagreement between the two houses on substitute for Senate Files Nos. 65, 66 and 52, beg leave to report that they have met, and after a full and frank conference beg leave to report the following:

They recommend that action be taken thereon by the adoption of this report and of the amendments herewith submitted, viz :

1. Strike out the word "sixty," in line 1 of section 1, and insert the words "seventy-five."

2. Strike out the word "forty," in line 7 of section 1, and insert the word "twenty."

3. Insert after the words "such volume," in line 9 of section 1, the following, viz.: "The publisher shall furnish to the reporter, without delay, as soon as they shall be issued, two copies of the revised proof sheets of the opinions, head notes, indexes and table of cases of each volume, for correction and approval by the judges of the Supreme Court, and shall cause such corrections to be made as shall be indicated thereon by said judges."

4. That the House recede from its amendment striking out line 11 and part of line 12 of section 1 and inserting in lieu thereof the words of the amendment.

5. That line 11 and that part of line 12, of section 1, up to and including the word "reports" be stricken out and the following inserted, viz.: "And the workmanship and quality of material shall in every particular be equal to the first issue of volume 40 of the Iowa Supreme Court reports."

6. That the House recede from its amendment to section 8.

7. That the Senate concur in the amendment by the House, striking out of line 5 of section 9 the words "two hundred."

8. Strike out of section 9 the words "January 1881," where they occur in lines two and four, and insert "July, 1880."

9. Strike out the word "monthly," in line five of section 9, and insert "quarterly, upon the certificate of the judges of said court that he has properly performed the duties of reporter, as required by this act."

10. Add at end of section 11 the following, viz.: "anything in section 33 of the Code to the contrary notwithstanding."

All of which is most respectfully submitted.

JNO. S. WOOLSON,
GEO. F. WRIGHT,

Committee on part of Senate.

J. G. HUTCHISON,
ISAAC MUNCEY,

Committee on part of House.

The hour for the special order having arrived House File No. 353, a bill for an act making appropriation for the Iowa Hospital for the In-

sane at Independence, with report of committee recommending substitute, was taken up, considered and the report of the committee was adopted.

Mr. Muncey moved to amend by adding to section 1, "for constructing two cisterns, \$1,500; for plastering basement, \$500."

The motion to amend prevailed.

Mr. Epperson moved to amend by striking out line 10, section 1.

The motion to amend did not prevail.

MESSAGE FROM THE SENATE.

The following message was received from the Senate:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has adopted the report of the Conference Committee on the disagreement between the two Houses on substitute for Senate Files Nos. 65, 66 and 52, and I herewith present the papers referred to.

C. M. HOLTON, *First Ass't Secretary.*

The question recurring on consideration of House File No. 353, Mr. Seaman moved a reconsideration of the vote by which Mr. Muncey's amendment was adopted.

Mr. King moved that the bill and amendments be recommitted to Committee on Appropriations.

The motion did not prevail.

The motion to reconsider prevailed.

Mr. Muncey moved to amend by striking out line 10, section 1, and inserting "for constructing two cisterns, \$1,500, and for plastering basement, \$500."

The motion to amend did not prevail.

Mr. Yoran moved to amend by striking out the word "distributing," in line seven, section 1.

The motion prevailed.

Also, by inserting the word "Iowa," in section 5, after the word "daily."

The motion prevailed.

Mr. Dungan moved to amend by adding to section 1: "\$500 for plastering"; upon which motion the yeas and nays were as follows—

The yeas were:

Messrs. Baker, Beach, Bicknell, Blair, Brown of Linn, Caldwell, Carson, Casey, Cobbey, Cochran, Downing, Duncombe, Egbert, Ehl, Gay, Glasgow, Harvey, Hixson, Homan, Hornaday, Hubbell, Hutchison of Calhoun, Lake, Lambert, Lewis of Fayette, Lewis of Mills, McDaid, McGregor, Merten, Mueller, Muncey, Nagle, Nichols, O'Brien, Patterson, Pearson, Perrin, Porter, Stephens, Struble, Terry, Tilton, Van Staden, Wadleigh, Wagner, Whaley, Wicks, Williams, and Yoran—49.

The nays were:

Messrs. Bosworth, Bridges, Colton, Coomes, Dotson, Dungan, Epperson, Fisher, Hayden, Hays, Hutchison of Wapello, Jennings, Jordan, King, Martindale, Palmer, Reck, Richardson of Harrison, Richardson of Jackson, Russell, Scott, Seaman, Stout, Stutsman, Tool, and Wood—24.

Absent or not voting:

Messrs. Barnes, Belfrage, Bloom, Brown of Dickinson, Clayton, Dean, Evans, Francis, Hull, Knight, Laub, Lucas, Lyon, Mackey, Newbold, Parker, Payne, Prouty, Richey, Robb, Simpson, Stockton, Webster, Wolfe, and Mr. Speaker—27.

So the motion to amend prevailed.

Mr. Blair moved to amend by adding to section 1: "For a cistern, \$500."

Mr. Gay moved to amend by striking out "\$500" and inserting "\$1,000"; upon which motion the yeas and nays were called for, and were as follows—

The yeas were:

Messrs. Baker, Blair, Brown of Linn, Carson, Coomes, Duncombe, Gay, Glasgow, Hubbell, Lake, Lewis of Fayette, McGregor, Merten, Mueller, Muncey, Nagle, O'Brien, Perrin, Reck, Struble, Terry, Tilton, Wadleigh, Whaley, and Wicks—25.

The nays were:

Messrs. Beach, Bicknell, Bosworth, Bridges, Caldwell, Casey, Cobbey, Cochran, Colton, Dotson, Downing, Dungan, Egbert, Ehl, Epperson, Fisher, Harvey, Hixson, Homan, Hornaday, Hutchison of Calhoun, Hutchison of Wapello, Jennings, Jordan, King, Lambert, Lewis of Mills, Martindale, McDaid, Nichols, Palmer, Patterson, Pearson, Porter, Richardson of Harrison, Richardson of Jackson, Robb, Russell, Scott, Seaman, Simpson, Stephens, Stout, Stutsman, Tool, Van Staden, Wagner, Williams, Wood, and Yoran—50.

Absent or not voting:

Messrs. Barnes, Belfrage, Bloom, Brown of Dickinson, Clayton, Dean, Evans, Francis, Hayden, Hays, Hull, Knight, Laub, Lucas, Lyon, Mackey, Newbold, Parker Payne, Prouty, Richey, Stockton, Webster, Wolfe, and Mr. Speaker—25.

So the motion to amend did not prevail.

Question recurring on the adoption of the amendment, the motion did not prevail.

Mr. Yoran moved that the rule be suspended, the bill be considered engrossed, and read a third time now, which prevailed, and the bill was read a third time.

The question being, shall the bill pass?

The yeas were:

Messrs. Baker, Beach, Bicknell, Blair, Bosworth, Bridges, Brown of Linn, Caldwell, Carson, Casey, Cobbey, Cochran, Colton, Coomes, Dotson, Downing, Duncombe, Dungan, Egbert, Ehl, Epperson, Fisher, Gay, Glasgow, Harvey, Hixson, Homan, Hornaday, Hubbell, Hutchison of Calhoun, Hutchison of Wapello, Jennings, Jordan, King, Lake, Lambert, Lewis of Fayette, Lewis of Mills, Martindale, McDaid, McGregor, Merten, Mueller, Muncey, Nagle, Nichols, O'Brien, Palmer, Patterson, Pearson, Perrin, Porter, Reck, Richardson of Harrison, Richardson of Jackson, Robb, Russell, Scott, Seaman, Simpson, Stephens, Stout, Struble, Stutsman, Terry, Tilton, Tool, Van Staden, Wadleigh, Wagner, Whaley, Wicks, Williams, Wood, and Yoran—75.

The nays were—None.

Absent or not voting:

Messrs. Barnes, Belfrage, Bloom, Brown of Dickinson, Clayton, Dean, Evans, Francis, Hayden Hays, Hull, Knight, Laub, Lucas, Lyon, Mackey, Newbold, Parker, Payne, Prouty, Richey, Stockton, Webster, Wolfe, and Mr. Speaker—25.

So the bill passed, and the title was agreed to.

On motion of Mr. Nichols House File No. 493 was made a special order for Tuesday evening.

Substitute for Senate Files Nos. 65, 66, and 52, with report of Conference Committee recommending amendments, was taken up and considered.

Mr. King moved that the report of the committee be adopted.

The motion prevailed.

Mr. King moved that the amendments proposed by the joint committee be concurred in, upon which the yeas and nays were as follows—

The yeas were:

Messrs. Baker, Beach, Bicknell, Blair, Bosworth, Bridges, Brown of Linn, Caldwell, Carson, Casey, Cobbey, Cochran, Colton, Coomes, Dotson, Downing, Duncombe, Dungan, Egbert, Ehl, Epperson, Fisher, Gay, Glasgow, Harvey, Hixson, Homan, Hornaday, Hubbell, Hutchison of Calhoun, Hutchison of Wapello, Jennings, Jordan, King, Lake, Lambert, Lewis of Fayette, Lewis of Mills, Martindale, McDaid, McGregor, Merten, Mueller, Muncey, Nagle, Nichols, O'Brien, Palmer, Patterson, Pearson, Perrin, Porter, Reck, Richardson of Harrison, Richardson of Jackson, Robb, Russell, Scott, Seaman, Simpson, Stephens, Stout, Struble, Stutsman, Terry, Tilton, Tool, Van Staden, Wadleigh, Wagner, Whaley, Wicks, Williams, Wood, and Yorán—75.

The nays were—None.

Absent or not voting:

Messrs. Barnes, Belfrage, Bloom, Brown of Dickinson, Clayton, Dean, Evans, Francis, Hayden, Hays, Hull, Knight, Laub, Lucas, Lyon, Mackey, Newbold, Parker, Payne, Prouty, Richey, Stockton, Webster, Wolfe, and Mr. Speaker—25.

So the amendments were concurred in.

Mr. Blair moved that the House do now adjourn.

The motion did not prevail.

Leave of absence was granted Mr. Dungan.

BILLS ON SECOND READING.

House File No. 380, a bill for an act in relation to the formation of independent school districts, was taken up, with report of committee recommending amendments, and the report of the committee was adopted.

Mr. Baker moved that the rule be suspended, and the bill be considered engrossed, and read a third time now, which prevailed, and the bill was read a third time.

The question being, shall the bill pass?

The yeas were:

Messrs. Baker, Beach, Bicknell, Blair, Bosworth, Bridges, Brown of Linn, Caldwell, Carson, Casey, Cobbey, Cochran, Colton, Coomes,

Dotson, Downing, Duncombe, Egbert, Ehl, Epperson, Fisher, Gay, Glasgow, Harvey, Hixson, Homan, Hornaday, Hubbell, Hutchison of Calhoun, Hutchison of Wapello, Jennings, Jordan, King, Lake, Lambert, Lewis of Fayette, Lewis of Mills, Martindale, McDaid, Merten, Mueller, Muncey, Nagle, Nichols, O'Brien, Palmer, Patterson, Pearson, Perrin, Porter, Reck, Richardson of Harrison, Richardson of Jackson, Robb, Russell, Scott, Seaman, Simpson, Stephens, Stout, Struble, Stutsman, Terry, Tilton, Tool, Van Staden, Wadleigh, Wagner, Whaley, Wicks, Williams, Wood, and Yoran—73.

The nays were:

Mr. McGregor—1.

Absent or not voting:

Messrs. Barnes, Belfrage, Bloom, Brown of Dickinson, Clayton, Dean, Dungan, Evans, Francis, Hayden, Hays, Hull, Knight, Laub, Lucas, Lyon, Mackey, Newbold, Parker, Payne, Prouty, Richey, Stockton, Webster, Wolfe, and Mr. Speaker—26.

So the bill passed, and the title was agreed to.

The hour for adjournment having arrived, the Speaker adjourned the House until 2 P. M.

AFTERNOON SESSION.

2 O'CLOCK P. M.

House met pursuant to adjournment, Speaker in the chair.

BILLS ON SECOND READING.

House File No. 359, a bill for an act to repeal section 93 of the Code of 1873 and to enact a substitute therefor, with report of committee recommending amendments, was taken up, considered, and the report of the committee was adopted.

MESSAGE FROM THE GOVERNOR.

A communication from the Governor was laid before the House by the Speaker, relative to the St. Paul and Sioux City Railroad lands, which was read and on motion of Mr. Brown of Dickinson it was referred to the Committee on Public Lands with instructions according to the Governor's suggestions, to draft and present a memorial.

BILLS ON THIRD READING.

House File No. 240, a bill for an act making an appropriation for the payment of company "D," Fourth Regiment Iowa National State

Guards, with report of committee recommending amendments, was taken up and considered, and the report of the committee was adopted.

Leave of absence was granted Mr. Laub and committee until tomorrow.

The bill was read a third time.

The question being, shall the bill pass?

The yeas were:

Messrs. Baker, Beach, Belfrage, Bicknell, Blair, Bosworth, Bridges, Brown of Dickinson, Brown of Linn, Caldwell, Carson, Casey, Cobbey, Cochran, Colton, Coomes, Dean, Dotson, Downing, Duncombe, Egbert, Ehl, Epperson, Evans, Fisher, Gay, Glasgow, Harvey, Hayden, Hixson, Homan, Hornaday, Hubbell, Hull, Hutchison of Calhoun, Hutchison of Wapello, Jennings, Jordan, King, Knight, Lake, Lambert, Lewis of Fayette, Lewis of Mills, Lucas, Martindale, McDaid, McGregor, Merten, Mueller, Muncey, Nagle, Newbold, Nichols, O'Brien, Palmer, Parker, Patterson, Pearson, Perrin, Porter, Prouty, Reck, Richardson of Harrison, Richardson of Jackson, Robb, Russell, Scott, Seaman, Simpson, Stephens, Stout, Struble, Stutsman, Terry, Tilton, Tool, Van Staden, Wadleigh, Whaley, Wicks, Williams, Wood, Yoran, and Mr. Speaker—85.

The nays were—None.

Absent or not voting:

Messrs. Barnes, Bloom, Clayton, Dungan, Francis, Hays, Laub, Lyon, Mackey, Payne, Richey, Stockton, Wagner, Webster, and Wolfe—15.

So the bill passed, and the title was agreed to.

House File No. 228, a bill for an act amending sections 1606, 1617 and 1619 of chapter 3, title 12 of the Code, in relation to the government of the State Agricultural College, was taken up.

The bill was read a third time.

The question being, shall the bill pass?

The yeas were:

Messrs. Baker, Belfrage, Bicknell, Blair, Bosworth, Bridges, Brown of Linn, Caldwell, Carson, Casey, Cobbey, Cochran, Colton, Coomes, Dean, Dotson, Downing, Duncombe, Dungan, Egbert, Ehl, Epperson, Evans, Fisher, Gay, Glasgow, Harvey, Hayden, Hixson, Hornaday, Hubbell, Hull, Hutchison of Calhoun, Hutchison of Wapello, Jennings, Jordan, King, Knight, Lake, Lambert, Lewis of Fayette, Lewis of Mills, Lucas, Martindale, McDaid, McGregor, Merten, Mueller, Muncey, Nagle, Newbold, Nichols, O'Brien, Palmer, Parker, Patterson, Pearson, Perrin, Porter, Prouty, Reck, Richardson of Harrison, Richardson of Jackson, Robb, Russell, Scott, Seaman, Stephens, Stout, Struble, Stutsman, Terry, Tilton, Tool, Van Staden, Wadleigh, Whaley, Wicks, Wood, Yoran, and Mr. Speaker—81.

The nays were:

Mr. Homan—1.

Absent or not voting:

Messrs. Barnes, Beach, Bloom, Brown of Dickinson, Clayton, Francis, Hays, Laub, Lyon, Mackey, Payne, Richey, Simpson, Stockton, Wagner, Webster, Williams, and Wolfe—18.

So the bill passed, and title was agreed to.

House File No. 219, a bill for an act to amend chapter 4, title 9 of

the Code of 1873, relative to district and county agricultural societies, was taken up, and read a third time.

The question being, shall the bill pass?

The yeas were:

Messrs. Baker, Belfrage, Bicknell, Blair, Bosworth, Bridges, Brown of Linn, Caldwell, Carson, Casey, Cobbey, Cochran, Colton, Coomes, Dean, Dotson, Downing, Duncombe, Egbert, Ehl, Epperson, Evans, Fisher, Gay, Glasgow, Harvey, Hayden, Hixson, Homan, Hornaday, Hubbell, Hull, Hutchison of Calhoun, Hutchison of Wapello, Jennings, Jordan, King, Knight, Lake, Lambert, Lewis of Fayette, Lewis of Mills, Lucas, Martindale, McDaid, McGregor, Merten, Mueller, Muncey, Nagle, Newbold, Nichols, O'Brien, Palmer, Parker, Patterson, Pearson, Perrin, Porter, Prouty, Reck, Richardson of Harrison, Richardson of Jackson, Robb, Russell, Scott, Seaman, Stephens, Stout, Struble, Stutsman, Terry, Tilton, Tool, Van Staden, Wadleigh, Whaley, Wolfe, Wood, Yorán, and Mr. Speaker—80.

The nays were—None.

Absent or not voting:

Messrs. Barnes, Beach, Bloom, Brown of Dickinson, Clayton, Dungan, Francis, Hays, Laub, Lyon, Mackey, Payne, Richey, Simpson, Stockton, Struble, Wagner, Webster, Wicks, and Williams—20.

So the bill passed, and the title was agreed to.

Substitute for House File No. 368, a bill for an act making citizens of cities and incorporated towns competent jurors in certain cases, was taken up, and the bill was read a third time.

The question being, shall the bill pass?

The yeas were:

Messrs. Baker, Belfrage, Bicknell, Blair, Bosworth, Bridges, Brown of Linn, Caldwell, Carson, Casey, Cobbey, Cochran, Colton, Coomes, Dean, Dotson, Downing, Duncombe, Egbert, Ehl, Epperson, Evans, Fisher, Gay, Glasgow, Harvey, Hayden, Hixson, Homan, Hornaday, Hubbell, Hull, Hutchison of Calhoun, Hutchison of Wapello, Jennings, Jordan, King, Knight, Lake, Lambert, Lewis of Fayette, Lewis of Mills, Lucas, Martindale, McDaid, McGregor, Merten, Mueller, Muncey, Nagle, Newbold, Nichols, O'Brien, Palmer, Parker, Patterson, Pearson, Perrin, Prouty, Reck, Richardson of Harrison, Richardson of Jackson, Robb, Russell, Scott, Seaman, Simpson, Stephens, Stout, Stutsman, Terry, Tilton, Tool, Van Staden, Wadleigh, Whaley, Williams, Wolfe, Wood, Yorán, and Mr. Speaker—81.

The nays were:

Mr. Porter—1.

Absent or not voting:

Messrs. Barnes, Beach, Bloom, Brown of Dickinson, Clayton, Dungan, Francis, Hays, Laub, Lyon, Mackey, Payne, Richey, Stockton, Struble, Wagner, Webster, and Wicks—18.

So the bill passed, and the title was agreed to.

House File No. 305, a bill for an act to equalize the good time that may be made by the convicts at the penitentiaries, amendatory of section 4754 of the Code, and of chapter 43 of the general and public laws of the Fourteenth General Assembly, was taken up, and the bill was read a third time.

The question being, shall the bill pass?

The yeas were:

Messrs. Baker, Belfrage, Bicknell, Blair, Bloom, Bosworth, Bridges, Brown of Dickinson, Brown of Linn, Caldwell, Carson, Casey, Cobbey, Cochran, Colton, Coomes, Dean, Dotson, Downing, Duncombe, Egbert, Ehl, Epperson, Evans, Fisher, Gay, Glasgow, Harvey, Hayden, Hixson, Homan, Hornaday, Hubbell, Hull, Hutchison of Calhoun, Hutchison of Wapello, Jennings, Jordan, King, Knight, Lake, Lambert, Lewis of Fayette, Lewis of Mills, Lucas, Martindale, McDaid, McGregor, Merten, Mueller, Muncey, Nagle, Newbold, Nichols, O'Brien, Palmer, Parker, Patterson, Pearson, Perrin, Porter, Prouty, Reck, Richardson of Harrison, Richardson of Jackson, Robb, Russell, Scott, Simpson, Stephens, Stutsman, Terry, Tilton, Tool, Van Staden, Wadleigh, Whaley, Williams, Wolfe, Wood, Yoran, and Mr. Speaker—82.

The nays were:

Mr. Seaman—1.

Absent or not voting:

Messrs. Barnes, Beach, Clayton, Dungan, Francis, Hays, Laub, Lyon, Mackey, Payne, Richey, Stockton, Stout, Struble, Wagner, Webster, and Wicks—17.

So the bill passed, and the title was agreed to.

Senate File No. 79, a bill for an act to amend section 925, chapter 1, title 7 of the Code, relating to the location of public highways, was taken up, and the bill was read a third time.

The question being, shall the bill pass?

The yeas were:

Messrs. Baker, Belfrage, Bicknell, Bloom, Blair, Bosworth, Bridges, Brown of Dickinson, Brown of Linn, Caldwell, Carson, Casey, Cobbey, Cochran, Colton, Coomes, Dean, Dotson, Downing, Duncombe, Egbert, Ehl, Epperson, Evans, Fisher, Gay, Glasgow, Harvey, Hayden, Hixson, Homan, Hornaday, Hubbell, Hull, Hutchison of Calhoun, Hutchison of Wapello, Jennings, Jordan, King, Knight, Lake, Lambert, Lewis of Fayette, Lewis of Mills, Lucas, Martindale, McDaid, McGregor, Merten, Mueller, Muncey, Nagle, Newbold, Nichols, O'Brien, Palmer, Parker, Patterson, Pearson, Perrin, Porter, Prouty, Reck, Richardson of Harrison, Richardson of Jackson, Robb, Russell, Scott, Seaman, Simpson, Stephens, Stutsman, Terry, Tilton, Tool, Van Staden, Wadleigh, Whaley, Williams, Wolfe, Wood, Yoran and Mr. Speaker—83.

The nays were—None.

Absent or not voting:

Messrs. Barnes, Beach, Clayton, Dungan, Francis, Hays, Laub, Lyon, Mackey, Payne, Richey, Stockton, Stout, Struble, Wagner, Webster, and Wicks—17.

So the bill passed, and the title was agreed to.

Substitute for House Files Nos. 147 and 310 was taken up, and the bill was read a third time.

The question being, shall the bill pass?

The yeas were:

Messrs. Baker, Belfrage, Bicknell, Blair, Bloom, Bosworth, Bridges, Brown of Dickinson, Brown of Linn, Caldwell, Casey, Cobbey, Cochran, Colton, Dean, Dotson, Duncombe, Egbert, Ehl, Glasgow, Hornaday, Hubbell, Hull, Hutchison of Calhoun, Hutchison of Wapello

Jennings, Jordan, King, Knight, Lake, Lewis of Mills, Martindale, McDaid, McGregor, Merten, Muncey, Nagle, Newbold, Nichols, O'Brien, Parker, Patterson, Pearson, Perrin, Russell, Seaman, Simpson, Stephens, Stutsman, Terry, Tilton, Tool, Van Staden, Wicks, Williams, Wolfe, Wood, and Mr. Speaker—58.

The nays were:

Messrs. Carson, Coomes, Downing, Epperson, Evans, Fisher, Gay, Harvey, Hayden, Hixson, Homan, Lambert, Lewis of Fayette, Lucas, Porter, Prouty, Reck, Richardson of Harrison, Richardson of Jackson, Robb, Scott, Wadleigh, and Whaley—23.

Absent or not voting:

Messrs. Barnes, Beach, Clayton, Dungan, Francis, Hays, Laub, Lyon, Mackey, Mueller, Palmer, Payne, Richey, Stockton, Stout, Struble, Wagner, Webster, and Yoran—19.

So the bill passed, and the title was agreed to.

House File No. 425, a bill for an act to pay S. C. Crawford for services and expenses in recruiting one company of soldiers in the months of October and November, A. D. 1861, was taken up and read a third time.

The question being, shall the bill pass?

The yeas were:

Messrs. Baker, Belfrage, Bicknell, Blair, Bosworth, Bridges, Brown of Dickinson, Brown of Linn, Carson, Casey, Cobbe, Cochran, Colton, Coomes, Dean, Dotson, Downing, Duncombe, Egbert, Ehl, Epperson, Evans, Fisher, Gay, Glasgow, Harvey, Hayden, Hixson, Homan, Hornaday, Hubbell, Hull, Hutchison of Calhoun, Hutchison of Wapello, Jennings, Jordan, King, Knight, Lake, Lambert, Lewis of Fayette, Lewis of Mills, Lucas, Martindale, McDaid, McGregor, Merten, Nagle, Newbold, Nichols, O'Brien, Patterson, Pearson, Perrin, Porter, Prouty, Reck, Richardson of Harrison, Richardson of Jackson, Russell, Scott, Simpson, Stutsman, Terry, Tilton, Tool, Van Staden, Whaley, Wicks, Williams, Wolfe, Wood, and Mr. Speaker—73.

The nays were:

Messrs. Caldwell, Palmer, Seaman, Wadleigh, and Yoran—5.

Absent or not voting:

Messrs. Barnes, Beach, Bloom, Clayton, Dungan, Francis, Hays, Laub, Lyon, Mackey, Mueller, Muncey, Parker, Payne, Richey, Robb, Stephens, Stockton, Stout, Struble, Wagner, and Webster—22.

So the bill passed, and the title was agreed to.

Substitute for House File No. 175, a bill for an act to amend section 591, chapter 1, title 5 of the Code, relating to the election of township officers, was taken up, and the bill was read a third time.

The question being, shall the bill pass?

The yeas were:

Messrs. Baker, Belfrage, Bicknell, Bosworth, Brown of Dickinson, Brown of Linn, Carson, Casey, Cobbe, Cochran, Colton, Coomes, Dean, Dotson, Downing, Duncombe, Egbert, Ehl, Fisher, Glasgow, Harvey, Hayden, Hixson, Hornaday, Hull, Hutchison of Calhoun, Jennings, Jordan, King, Knight, Lambert, Lewis of Mills, Lucas, Martindale, Merten, Newbold, Nichols, O'Brien, Patterson, Pearson, Porter, Prouty, Reck, Russell, Scott, Seaman, Terry, Whaley, Wicks, Williams, and Yoran—52.

The nays were:

Messrs. Blair, Bloom, Bridges, Caldwell, Epperson, Evans, Gay, Homan, Hubbell, Hutchison of Wapello, Lake, Lewis of Fayette, Mackey, McDaid, McGregor, Mueller, Muncey, Nagle, Palmer, Perrin, Richardson of Harrison, Richardson of Jackson, Simpson, Stutsman, Tilton, Van Staden, Wadleigh, Wolfe, Wood, and Mr. Speaker—30.

Absent or not voting:

Messrs. Barnes, Beach, Clayton, Dungan, Francis, Hays, Laub, Lyon, Parker, Payne, Richey, Robb, Stephens, Stockton, Stout, Struble, Wagner, and Webster—18.

So the bill passed, and the title was agreed to.

BILLS ON SECOND READING.

The House having exhausted bills on third reading consideration of House File No. 359 was resumed.

MESSAGE FROM THE SENATE.

The following message was received from the Senate:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has passed the following joint resolution, in which the concurrence of the House is asked:

Joint resolution relative to receiving the State of Iowa the patents for certain lands granted to said State to aid in the construction of certain railroads.

A. T. McCARGAR, *Secretary.*

On motion of Mr. Brown of Dickinson the joint resolution relative to securing to the State of Iowa the patents for certain lands granted to said State to aid in the construction of certain railroads was referred to Committee on Public lands.

The question recurring on the consideration of House File No. 359 Mr. Fisher moved to amend by inserting in line 13, after the word "required" the words "within six months after the taking effect of this act."

The motion to amend did not prevail.

Mr. Duncombe moved to amend by adding to section 1: "*Provided*, That this act shall not be applicable to any lands belonging to the swamp land grant, or that are now occupied by parties claiming adverse title thereto, by pre-emption or homestead right, or to any lands in litigation."

The amendment was not adopted.

Mr. Fisher moved to amend by adding to section 1: "*Provided*, That in preparing a list or lists of land under this act, the Register of the State Land Office shall exclude all lands selected by the State or any county, under the swamp land grant, and also exclude all lands claimed under the homestead or pre-emption laws of the United States, and which have been sold or disposed of and the entry of pre-emption cancelled.

The motion to amend prevailed.

Mr. Fisher moved to strike out all after the enacting clause, and substitute the following:

That each and every railroad company which owns, or claims to own, lands in the State of Iowa, granted by the government of the United States, or the State of Iowa, to aid in the construction of its railroad, shall place on file and cause the same to be recorded, within six months after the passage of this act, in each county wherein the lands so granted are situated, evidence of its title, or claim of title, whether the same shall consist of patents from the United States, or certificates from the Secretary of the Interior, or Governor of the State of Iowa, or the proper land officer of the United States, or State of Iowa. Where no patent was issued reference shall be made to the act or acts of Congress, and the acts of the legislature of the State of Iowa, granting said lands, giving the date of said acts and date of their approval under which claim of title is made.

SEC. 2. Such evidence of title shall be filed with the recorder of deeds of the county in which the lands are situated; and it shall be the duty of the recorder to record the same, and shall place an abstract thereof upon the index of deeds, so as to show the evidence of title, and the entry thereof shall be constructive notice to all persons, as provided in other cases of entries upon said index.

Mr. Downing moved to lay the bill and amendments on the table, upon which the yeas and nays were demanded and were as follows—

The yeas were:

Messrs. Baker, Bosworth, Bridges, Brown of Linn, Caldwell, Casey, Coomes, Dotson, Downing, Epperson, Evans, Fisher, Gay, Harvey, Hayden, Hixson, Homan, Hornaday, Hubbell, Jennings, Jordan, Lambert, Lewis of Fayette, Martindale, Palmer, Patterson, Pearson, Perrin, Richardson of Harrison, Scott, Simpson, Stout, Stutsman, Tilton, Wadleigh, and Wood—36.

The nays were:

Messrs. Belfrage, Bicknell, Blair, Carson, Cobbey, Cochran, Colton, Duncombe, Egbert, Ehl, Glasgow, Hull, Hutchison of Calhoun, Hutchison of Wapello, King, Knight, Lake, Lewis of Mills, Lucas, Lyon, McDaid, McGregor, Merten, Mueller, Muncey, Nagle, Newbold, Nichols, O'Brien, Porter, Prouty, Reck, Richardson of Jackson, Russell, Seaman, Terry, Tool, Van Staden, Whaley, Wicks, Williams, Wolfe, Yoran, and Mr. Speaker—44.

Absent or not voting:

Messrs. Barnes, Beach, Bloom, Brown of Dickinson, Clayton, Dean, Dungan, Francis, Hays, Laub, Mackey, Parker, Payne, Richey, Robb, Stephens, Stockton, Struble, Wagner, and Webster—20.

So the motion to lay on the table did not prevail.

The question recurring on the amendment offered by Mr. Fisher the yeas and nays were demanded and were as follows—

The yeas were:

Messrs. Baker, Blair, Bosworth, Brown of Linn, Caldwell, Casey, Cobbey, Cochran, Coomes, Dotson, Fisher, Gay, Harvey, Hayden, Hixson, Homan, Hornaday, Hutchison of Calhoun, Jennings, Jordan, Lambert, Lewis of Fayette, Martindale, Muncey, Nichols, Palmer, Patterson, Pearson, Perrin, Porter, Prouty, Richardson of Harrison, Richardson of Jackson, Stutsman, Tool, Wood, and Mr. Speaker—38.

The nays were:

Messrs. Beach, Belfrage, Bicknell, Bridges, Carson, Colton, Downing, Duncombe, Egbert, Ehl, Epperson, Evans, Glasgow, Hubbell, Hull, Hutchison of Wapello, King, Knight, Lake, Lewis of Mills, Lucas, Lyon, McDaid, McGregor, Merten, Mueller, Nagle, Newbold, O'Brien, Russell, Scott, Seaman, Simpson, Stout, Terry, Tilton, Van Staden, Wadleigh, Whaley, Wicks, Williams, Wolfe, and Yoran—43.

Absent or not voting:

Messrs. Barnes, Bloom, Brown of Dickinson, Clayton, Dean, Dungan, Francis, Hays, Laub, Mackey, Parker, Payne, Richey, Robb, Stephens, Stockton, Struble, Wagner, and Webster—19.

So the substitute was lost.

The question recurring on the engrossment of the bill the yeas and nays were demanded and are as follows—

The yeas were:

Messrs. Belfrage, Carson, Duncombe, Egbert, Ehl, Glasgow, Hull, Hutchison of Wapello, King, Knight, Lake, Lewis of Mills, Lyon, McDaid, McGregor, Merten, Nagle, Newbold, O'Brien, Seaman, Terry, Whaley, Wicks, Williams, Wolfe, and Yoran—26.

The nays were:

Messrs. Baker, Bicknell, Blair, Bosworth, Bridges, Brown of Linn, Caldwell, Casey, Cobbey, Cochran, Colton, Coomes, Dotson, Downing, Epperson, Evans, Fisher, Gay, Harvey, Hayden, Hixson, Homan, Hornaday, Hubbell, Hutchison of Calhoun, Jennings, Jordan, Lambert, Lewis of Fayette, Lucas, Martindale, Mueller, Muncey, Nichols, Palmer, Patterson, Pearson, Perrin, Porter, Prouty, Reck, Richardson of Harrison, Richardson of Jackson, Russell, Scott, Simpson, Stout, Stutsman, Tilton, Tool, Van Staden, Wadleigh, Wood, and Mr. Speaker—54.

Absent or not voting:

Messrs. Barnes, Beach, Bloom, Brown of Dickinson, Clayton, Dean, Dungan, Francis, Hays, Laub, Mackey, Parker, Payne, Richey, Robb, Stephens, Stockton, Struble, Wagner, and Webster—20.

So the House refused to engross the bill.

INTRODUCTION OF BILL.

Leave was granted Mr. Duncombe to introduce House File No. 558, a bill for an act to legalize certain ordinance of the city of Ft. Dodge.

Read a first and second time.

Mr. Duncombe moved that the rule be suspended, the bill considered engrossed, and read a third time now, which prevailed, and the bill was read a third time.

The question being, shall the bill pass?

The yeas were:

Messrs. Baker, Belfrage, Bicknell, Blair, Bosworth, Bridges, Brown of Linn, Caldwell, Carson, Casey, Cobbey, Cochran, Colton, Coomes, Dotson, Downing, Duncombe, Egbert, Ehl, Epperson, Evans, Fisher, Gay, Glasgow, Harvey, Hayden, Hixson, Homan, Hornaday, Hubbell, Hull, Hutchison of Calhoun, Hutchison of Wapello, Jennings, Jordan, King, Knight, Lake, Lambert, Lewis of Fayette, Lewis of Mills, Lucas, Lyon, Martindale, McDaid, McGregor, Merten, Mueller, Muncey,

Nagle, Newbold, Nichols, O'Brien, Palmer, Patterson, Pearson, Perrin, Porter, Prouty, Reck, Richardson of Harrison, Richardson of Jackson, Russell, Scott, Seaman, Simpson, Stout, Stutsman, Terry, Tilton, Tool, Van Staden, Wadleigh, Whaley, Wicks, Williams, Wolfe, Wood, Yoran, and Mr. Speaker—80.

The nays were—None.

Absent or not voting:

Messrs. Barnes, Beach, Bloom, Brown of Dickinson, Clayton, Dean, Dungan, Francis, Hays, Laub, Mackey, Parker, Payne, Richey, Robb, Stephens, Stockton, Struble, Wagner, and Webster—20.

So the bill passed, and the title was agreed to.

On motion of Mr. Porter the House adjourned until 9:30 o'clock tomorrow morning.

HALL OF HOUSE OF REPRESENTATIVES, }
DES MOINES, IOWA, March 16, 1880. }

House met pursuant to adjournment, the Speaker in the chair.

Prayer by Rev. Mr. Talbott.

Pending the reading of the journal of yesterday, on motion of Mr. Downing the further reading of same was dispensed with.

PETITIONS.

Mr. Dean presented a petition in regard to taxing church property. Referred to Committee on Ways and Means.

REPORT OF COMMITTEE.

Mr. Reck, from the Committee on Enrolled Bills, submitted the following report:

MR. SPEAKER—The Committee on Enrolled Bills respectfully report that they have examined the following bills, and find the same correctly enrolled:

House File No. 336, a bill for an act to authorize boards of supervisors to compromise judgments against county treasurers and their sureties in certain cases.

House File No. 549, a bill for an act to legalize the acts of town council of the incorporated town of West Mitchell, in the county of Mitchell and State of Iowa.

House File No. 120, a bill for an act to provide that lands to be laid out into town or city lots shall be free from encumbrance, or that security shall be given against such encumbrance, and that such lots when thus laid out shall be accurately described relative to some established corner of the congressional division of which they are part, and repealing chapter 25 of the laws of the Fifteenth General Assembly, and chapter 63 of the laws of the Sixteenth General Assembly.

A. C. RECK, *Chairman.*

REPORTS OF COMMITTEES.

Mr. Carson, from the Committee on Judiciary, submitted the following report:

MR. SPEAKER—Your Committee on Judiciary, to whom was referred House File No. 413, a bill for an act to legalize and make valid deeds and conveyances of real estate defectively acknowledged or proved, and providing for the recording of deeds and conveyances in certain cases, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that it be amended by striking out all of section 3, and that it then do pass.

GEO. CARSON, *Chairman.*

Ordered passed on file.

Also:

MR. SPEAKER—Your Committee on Judiciary, to whom was referred House File No. 10, a bill for an act to regulate the practice in courts of record as to commencement of actions, the making up and trial of issues, and rendition of judgment in certain cases, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House without recommendation.

GEO. CARSON, *Chairman.*

Ordered passed on file.

Also:

MR. SPEAKER—Your Committee on Judiciary, to whom was referred House File No. 546, a bill for an act to prevent swindling; House File No. 554, a bill for an act to amend section 4, chapter 38, laws of the Sixteenth General Assembly, relative to the ages of children to be committed to the reform school; House File No. 238, a bill for an act to facilitate settlements with county treasurers; House File No. 262, a bill for an act to repeal section 2080 of the Code, relating to usury; House Files Nos. 193, 231 and 371, relating to the jurisdiction of justice, etc.; House File No. 537, a bill for an act to amend section 1, chapter 188, of the laws of the Seventeenth General Assembly, beg leave to report that they have had the same under consideration, and have instructed me to report the same back to the House with the recommendation that they be indefinitely postponed; Nos. 238 and 262 for the reason that there is a bill pending in the House on the same subject.

GEO. CARSON, *Chairman.*

Also:

MR. SPEAKER—Your Committee on Judiciary, to whom was referred House File No. 193, a bill for an act regulating appeals from justice's courts and defining the jurisdiction of justices of the peace in certain cases, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that it be indefinitely postponed.

GEO. CARSON, *Chairman.*

Ordered passed on file.

MINORITY REPORT.

Mr. King, from the Committee on Judiciary, submitted the following minority report:

MR. SPEAKER—A minority of your Committee on Judiciary, to whom was referred House File No. 193, a bill for an act regulating appeals from justice's courts, and defining the jurisdiction of justices of the peace in certain cases, beg leave to report that they have had the same under consideration, and have amended the same by striking out section 3, relative to section 3509, and have instructed me to report the same back to the House with the recommendation that as amended it do pass.

J. H. KING, *Chairman.*

Ordered passed on file.

Also:

MR. SPEAKER—Your Committee on Judiciary, to whom was referred House File No. 499, a bill for an act authorizing the Secretary of State to purchase and distribute the Revised and Annotated Code of Iowa, beg leave to report that they have had the same under consideration and have adopted a substitute, and have instructed me to report the same back to the House with the recommendation that it be adopted, and when adopted that it do pass.

GEO. CARSON, *Chairman.*

Ordered passed on file.

Also:

MR. SPEAKER—Your Committee on Judiciary, to whom was referred House File No. 555, a bill for an act making an appropriation to pay the prior lien of Josephine S. Dorr upon certain lands sold for the benefit of the school fund, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that it do pass.

GEO. CARSON, *Chairman.*

Ordered passed on file.

Also:

MR. SPEAKER—Your Committee on Judiciary, to whom was referred House File No. 551, a bill for an act to require the payment of costs in advance, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that it do pass.

GEO. CARSON, *Chairman.*

Ordered passed on file.

Also:

MR. SPEAKER—Your Committee on Judiciary, to whom was referred House File No. 543, a bill for an act to repeal section 3818 of the Code, and to amend chapter 30, laws of the Fifteenth General Assembly, relative to costs in criminal cases, beg leave to report that they have had the same under consideration, and have adopted a substitute therefor, and have instructed me to report the same back to the House with the recommendation that it be adopted, and when adopted that it do pass.

GEO. CARSON, *Chairman.*

Ordered passed on file.

Also:

MR. SPEAKER—Your Committee on Judiciary, to whom was referred Senate File No. 35, a bill for an act to repeal section 2831 of the Code of 1873 and to enact a substitute therefor, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that it be amended as noted in the bill, and when amended that it do pass.

GEO. CARSON, *Chairman.*

Ordered passed on File.

Also:

MR. SPEAKER—Your Committee on Judiciary, to whom was referred House File No. 527, a bill for an act to amend section 3811, and to repeal part of section 3814 of the Code of 1873, defining a day's service for jurors and talesmen, and abolishing additional compensation to expert witnesses, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that it do pass.

GEO. CARSON, *Chairman.*

Ordered passed on file.

On motion of Mr. Carson Senate File No. 203 was recommended to the Committee on Judiciary.

On motion of Mr. Carson substitute for House File No. 86, and Senate File No. 51, a bill for an act to amend section 506 of the Code, relating to the fees of mayors of cities and incorporated towns, and Senate substitute for said bill, and Senate File No. 51, with report of committee recommending Senate substitute be not adopted, and that a conference committee be appointed, was taken up.

Upon the question, shall the House concur in Senate substitute for House File No. 86? the yeas and nays were as follows—

The yeas were:

Mr. Terry—1.

The nays were:

Messrs. Baker, Beach, Belfrage, Bicknell, Blair, Bloom, Bosworth, Bridges, Brown of Dickinson, Brown of Linn, Caldwell, Carson, Casey, Cobbey, Cochran, Colton, Coomes, Dean, Dotson, Downing, Duncombe, Egbert, Ehl, Epperson, Evans, Fisher, Francis, Gay, Glasgow, Harvey, Hayden, Hays, Hixson, Homan, Hornaday, Hubbell, Hutchison of Calhoun, Hutchison of Wapello, Jennings, Jordan, King, Knight, Lake, Lambert, Laub, Lewis of Fayette, Lewis of Mills, Lucas, Lyon, Mackey, Martindale, McDaid, McGregor, Merten, Mueller, Muncey, Nagle, Newbold, Nichols, O'Brien, Palmer, Patterson, Payne, Pearson, Perrin, Porter, Prouty, Reck, Richardson of Harrison, Richey, Russell, Scott, Seaman, Simpson, Stockton, Struble, Stutsman, Tilton, Tool, Van Staden, Wagner, Whaley, Wicks, Williams, Wolfe, Wood, Yorán, and Mr. Speaker—88.

Absent or not voting:

Messrs. Barnes, Clayton, Dungan, Hull, Parker, Richardson of Jackson, Robb, Stephens, Stout, Wadleigh, and Webster—11.

So the House refused to concur in the Senate amendment.

T. R. Stockton, from the Committee on Constitutional Amendments, submitted the following report:

MR. SPEAKER—Your Committee on Constitutional Amendments, to

whom was referred the substitute passed by the Senate for the joint resolution passed by the House, proposing to amend the Constitution of the State of Iowa as follows:

SEC. 26. No person shall hereafter manufacture, sell, or keep with intent to sell within this State, any alcoholic, distilled, brewed, fermented, or vinous liquors, except for medical and mechanical purposes; beg leave to report that they have had the same under consideration and a majority of said committee have instructed me to report the same back to the House with the recommendation that the House do concur in the passage of said substitute.

STOCKTON, *Chairman.*

Upon the question, shall the House concur in Senate amendments? the yeas and nays were as follows—

The yeas were:

Messrs. Bicknell, Blair, Bosworth, Bridges, Brown of Dickinson, Brown of Linn, Cobbey, Cochran, Coomes, Dean, Dotson, Downing, Epperson, Evans, Fisher, Francis, Gay, Harvey, Hayden, Hays, Hixson, Homan, Hornaday, Hubbell, Hull, Hutchison of Calhoun, Hutchison of Wapello, Jennings, Jordan, King, Lambert, Laub, Lewis of Fayette, Lewis of Mills, Lucas, Lyon, Martindale, McDaid, Merten, Muncey, Nagle, Newbold, Nichols, Palmer, Patterson, Payne, Pearson, Perrin, Porter, Prouty, Reck, Richey, Russell, Scott, Stockton, Stout, Struble, Stutsman, Terry, Tilton, Tool, Whaley, Wicks, Wood, Yoran, and Mr. Speaker—66.

The nays were:

Messrs. Baker, Beach, Belfrage, Bloom, Caldwell, Carson, Casey, Colton, Duncombe, Egbert, Ehl, Glasgow, Knight, Lake, Mackey, McGregor, Mueller, O'Brien, Richardson of Harrison, Seaman, Simpson, Van Staden, Wadleigh, Wagner, Williams, and Wolfe—26.

Absent or not voting:

Messrs. Barnes, Clayton, Dungan, Parker, Richardson of Jackson, Robb, Stephens, and Webster—8.

So the House concurred in the Senate amendment.

Mr. Wood, from the Committee on Compensation of Public Officers, submitted the following report:

MR. SPEAKER—Your Committee on Compensation of Public Officers, to whom was referred House File No. 514, a bill for an act relating to the salaries of the President and officers of the Agricultural College, amending section 1606 of the Code of 1873, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that it do not pass.

WOOD, *Chairman.*

Ordered passed on file.

Also:

MR. SPEAKER—Your Committee on Compensation of Public Officers, to whom was referred substitute for Senate Files Nos. 11, 13 and 170, a bill for an act relating to the salaries of the clerk of the district and circuit courts, and the county auditor and treasurer, and defining certain of their duties, beg leave to report that they have had the same under consideration, and have adopted the following amendments, and have instructed me to report the same back to the House

with the recommendation that it do pass as amended: Strike out of the twelfth line of section 1, "twelve hundred" and insert "one thousand" in lieu thereof; strike out of sixteenth line, "fourteen hundred" and insert "twelve hundred" in lieu thereof; strike out of twenty-first line, "sixteen hundred" and insert "fifteen hundred" in lieu thereof; also, strike out of seventy-fourth line "forty-five hundred" and insert "thirty-five hundred" in lieu thereof.

WOOD, *Chairman.*

Ordered passed on file.

On motion of Mr. Russell House File No. 492 was made a special order for Thursday evening.

MESSAGE FROM THE SENATE.

The following message was received from the Senate:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has passed the following bills, in which the concurrence of the House is asked:

Substitute for Senate File No. 125, a bill for an act to confirm and legalize the acts of Edward McDor, as a notary public in and for Johnson county, Iowa.

Senate File No. 214, a bill for an act authorizing the Register of the Land Office to issue a patent for lot 5, block 23, in Iowa City, Iowa.

Senate File No. 223 a bill for an act to amend section 165, chapter 5, title 3 of the Code, relative to printing a tabular statement of times of holding the district and circuit courts

Senate File No. 255, a bill for an act to authorize independent school districts to fund their outstanding indebtedness and provide for payment of the same.

Substitute for Senate File No. 6, a bill for an act relating to conveyances of real estate by foreign executors and trustees, and to amend section 2352 of the Code of Iowa.

Senate File No. 264, a bill for an act to amend section 1, chapter 152 of the laws of the Sixteenth General Assembly, relative to the Asylum for Feeble Minded Children.

Senate File No. 282, a bill for an act to provide for the election of wardens of the penitentiaries, and to fix their terms of office, amendatory of the Code, section 4746, and chapter 40, acts of the Sixteenth General Assembly.

Senate File No. 56, a bill for an act to legalize the service of original notices by publication in divorce cases, where the petition has not been filed until after the publication of the original notice.

Senate File No. 267, a bill for an act to make the Superintendent of Public Instruction *ex-officio* member of the board of trustees for the school for teachers at Cedar Falls, and to give certain powers to said board.

Also, have passed without amendment House File No. 434, a bill for an act to legalize the publication of notice in relation to the pardon of Wm. Riley.

House File No. 107, a bill for an act to amend section 1822, chapter 9, title 12 of the Code of 1873.

Joint resolution relative to locating land by the several counties of this State.

Also, has amended and passed House File No. 94, a bill for an act to amend section 2975 of the Code, relating to garnishment proceedings. Amended by inserting after the word "township," in the ninth line, the words, "in the manner provided by sections 3609 and 3610 of the Code.

Also, has indefinitely postponed House File No. 190, a bill for an act in relation to the jurisdiction of mayors of cities of the second class, with reference to violations of city ordinances.

A. T. McCARGAR, *Secretary*.

Mr. Terry, from the Committee on Agriculture, submitted the following report:

MR. SPEAKER—Your Committee on Agriculture, to whom was referred substitute for Senate File No. 5, a bill for an act to repeal section 1114 of chapter 3, title 9 of the Code, relating to fines, and enacting a substitute therefor, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that it be indefinitely postponed.

J. K. TERRY, *Chairman*.

Ordered passed on file.

Mr. Wicks, from the Committee on Public Lands, submitted the following report:

MR. SPEAKER—Your Committee on Public Lands, to whom was referred the communication from the Governor with reference to causing certain lands to be certified to the railroad company, and also the joint resolution of the Senate on the same subject, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the memorial and joint resolution of the Senate do pass.

P. WICKS, *Chairman*.

Ordered passed on file.

Leave was granted Mr. Stout to vote yea on concurring in the Senate amendment to constitutional amendment.

On motion of Mr. Wicks the memorial and joint resolution of the Senate relating to certain lands to be certified to the railroad company, with report of committee recommending that it do pass, was taken up, considered, and the report of the committee was adopted.

Mr. Hutchison, from the Committee on Public Buildings, submitted the following report:

MR. SPEAKER—Your Committee on Public Buildings, to whom was referred House File No. 552, a bill for an act to protect persons against injury by fire in certain cases, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that it do pass.

J. G. HUTCHISON, *Chairman*.

Ordered passed on file.

Mr. Hornaday, from the Committee on Medicine and Surgery, submitted the following report:

MR. SPEAKER—Your Committee on Medicine and Surgery, to whom

was referred Senate File No. 99, a bill for an act to regulate the practice of medicine and surgery in the State of Iowa, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that it do pass.

N. S. HORNADAY, *Secretary.*

Ordered passed on file.

INTRODUCTION OF BILLS.

Mr. Duncombe introduced House File No. 559, a bill for an act defining certain public offenses, and providing for their punishment.

Read a first and second time and referred to the Committee on Judiciary.

Mr. Dean introduced House File No. 560, a bill for an act to protect the minority against the encroachment of the majority, etc.

Read a first and second time and referred to the Committee on Judiciary.

Also, House File No. 561, a bill for an act to amend section 1 of chapter 118 of the public acts of the Seventeenth General Assembly.

Read a first and second time and referred to the Committee on Judiciary.

Also, House File No. 562, a bill for an act to prevent injurious discriminations by railroads within the State.

Read a first and second time and referred to the Committee on Judiciary.

Also, House File No. 563, a bill for an act to amend the law relating to assessments.

Read a first and second time and referred to a special committee of three to be appointed by the chair.

Mr. Brown of Linn introduced House File No. 564, a bill for an act to legalize the organization and doings of the Farmers' Mutual Insurance Company.

Read a first and second time and referred to the Committee on Judiciary.

Mr. Hutchison introduced House File No. 565, a bill for an act to amend section 3793 of the Code.

Read a first and second time and referred to the Committee on Cities and Towns.

Mr. Belfrage introduced House File No. 566, a bill for an act to repeal section 472 of the Code of Iowa.

Read a first and second time and referred to the Committee on Cities and Towns.

MR. SPEAKER—Your committee, to whom was referred the petition of sundry citizens of Des Moines and Louisa counties, praying that taxes may be levied upon certain lands for sewer purposes, beg leave to report that they have had the same under consideration and have instructed me to report the accompanying bill, with the recommendation that it do pass.

W. A. COLTON, *Chairman.*

House File No. 567, a bill for an act authorizing the taxation of certain lands in Louisa and Des Moines counties for sewer purposes.

Read a first and second time and passed on file.

RESOLUTIONS.

Mr. Epperson offered the following resolution, which was adopted:

Resolved, That the evidence taken by the investigating committee on the Mt. Pleasant Hospital for the Insane be and the same is hereby ordered printed, with the report of said committee.

Mr. Knight offered the following resolution:

WHEREAS, A resolution has passed this House directing the Secretary of State to furnish to each member a copy of the Code of 1873, and of the laws passed since the Code took effect; and

WHEREAS, In pursuance of such resolution each member has been furnished with such Code and laws; and

WHEREAS, The printed edition of the Code is running short, and it is doubtful whether the State has enough printed copies of the Code to meet the demands which will necessarily arise for them before the next session of the General Assembly; and

WHEREAS, The retention of the Code by the members may result in the State being compelled to buy Codes to supply the demand and thereby the State will suffer loss; and

WHEREAS, It is doubtful whether the House can donate to its members State property such as these Codes and laws; and

WHEREAS, We are in favor of economy in the public service, and have co-evidenced it by reducing the salary of the Governor and other State officers, and by repealing the law giving mileage to the Judges of the Supreme Court; and

WHEREAS, Having thus reduced the executive and judicial branches of government, it is not consistent with our professions of economy to hold on to State property which we have thus voted to ourselves, and which we hold by such doubtful legal title as the Code and laws aforementioned; therefore

Be it Resolved, That each member of this House shall be charged in his account the price at which the Code and laws received by him are held for sale by the State, and that the amount thus charged to him shall be deducted from his pay for the session, unless before or on final adjournment of the House he shall return such Code and laws to the Secretary of State.

Mr. King moved to lay the resolution on the table, upon which the yeas and nays were demanded and were as follows—

The yeas were:

Messrs. Baker, Beach, Belfrage, Bosworth, Bridges, Brown of Linn, Carson, Cobbey, Cochran, Colton, Coomes, Dotson, Epperson, Evans, Francis, Gay, Glasgow, Hornaday, Hull, Hutchison of Calhoun, Hutchison of Wapello, King, Lake, Laub, Lyon, Nagle, Palmer, Reck, Richardson of Harrison, Richey, Simpson, Tool, Wadleigh, Wagner, Whaley, Wicks, and Mr. Speaker—37.

The nays were:

Messrs. Bicknell, Blair, Bloom, Brown of Dickinson, Caldwell, Casey, Dean, Downing, Duncombe, Egbert, Ehl, Fisher, Harvey, Hayden,

Hays, Hixson, Homan, Hubbell, Jennings, Jordan, Knight, Lambert, Lewis of Fayette, Lewis of Mills, Lucas, Mackey, Martindale, McDaid, McGregor, Merten, Mueller, Muncey, Nichols, O'Brien, Patterson, Payne, Pearson, Perrin, Porter, Prouty, Richardson of Jackson, Russell, Scott, Seaman, Stockton, Stout, Struble, Stutsman, Terry, Tilton, Van Staden, Williams, Wolfe, Wood, and Yoran—55.

Absent or not voting:

Messrs. Barnes, Clayton, Dungan, Newbold, Parker, Robb, Stephens, and Webster.—8.

So the motion to lay the resolution to return Codes on the table did not prevail.

Mr. Harvey moved to amend by adding to the resolution: "*Provided*, That any member who has paid for annotating the Code shall be entitled to be paid the sum so paid on returning the Code in his possession."

Mr. Merten moved that the resolution be referred to the Committee on Judiciary.

Mr. Russell moved the previous question which was seconded.

The question, shall the main question be now put? was decided in the affirmative.

Upon the question, shall the resolution be referred? the yeas and nays were as follows—

The yeas were:

Messrs. Baker, Beach, Belfrage, Bosworth, Bridges, Brown of Dickinson, Brown of Linn, Carson, Cobbey, Cochran, Coomes, Dotson, Eperson, Evans, Fisher, Francis, Gay, Glasgow, Harvey, Hayden, Hixson, Hull, Hutchison of Calhoun, Hutchison of Wapello, Jennings, Jordan, King, Lake, Lambert, Laub, Lyon, Martindale, Merten, Muncey, Nagle, Newbold, Nichols, Palmer, Pearson, Porter, Reck, Richardson of Harrison, Richey, Stout, Struble, Terry, Tilton, Tool, Wadleigh, Wagner, Whaley, Wicks, Williams, and Mr. Speaker—54.

The nays were:

Messrs. Bicknell, Blair, Bloom, Caldwell, Casey, Colton, Dean, Downing, Duncombe, Egbert, Ehl, Hays, Homan, Hornaday, Hubbell, Knight, Lewis of Fayette, Lewis of Mills, Lucas, Mackey, McDaid, McGregor, Mueller, O'Brien, Patterson, Payne, Perrin, Prouty, Richardson of Jackson, Russell, Scott, Seaman, Simpson, Stockton, Stutsman, Van Staden, Wolfe, Wood, and Yoran—39.

Absent or not voting:

Messrs. Barnes, Clayton, Dungan, Parker, Robb, Stephens, and Webster—7.

So the motion to refer the resolution prevailed.

Mr. Knight offered the following resolution, which was laid over one day and passed on file.

Resolved, That a committee of five members of this House be appointed, whose duty it shall be to examine the bills on file, and to select from them all bills having for their object the reduction of court expenses and the regulation of the practice in our courts, and the change of our judicial system with a view to economy in its operation, and to report all such bills, by number and title, to the House, and that after such report is made the order of business shall be the appropria-

tion bills, and then the bills reported by this committee, and this order shall be adhered to until all such bills are acted upon.

Mr. Wood offered the following resolution, which was adopted:

Resolved, That the Clerk of this House is hereby authorized to employ such additional clerical help as may be necessary to facilitate the business of the session.

Mr. Seaman moved a reconsideration of the vote by which the resolution was adopted.

The motion prevailed.

Mr. Egbert moved to amend by authorizing the chief clerk to draw on committee clerks for the necessary assistance in making up the records of this House.

Mr. Fisher moved to amend the amendment as follows:

That the clerks of committees be and they are hereby required to assist the clerk of this House at such times and in such manner as he may direct.

The motion prevailed.

Mr. Coomes offered the following resolution, which was not adopted:

Resolved, That all committee clerks, except the clerks of the Judiciary and Appropriation Committees, be discharged from duty after the 18th of this month.

MESSAGES ON SPEAKER'S TABLE.

Senate File No. 267, a bill for an act to make the Superintendent of Public Instruction *ex-officio* a member of the board of trustees of the school for teachers at Cedar Falls, etc., was taken up.

Read a first and second time and referred to the Committee on Normal Schools.

Senate File No. 56, a bill for an act to legalize the service of original notices by publication in divorce cases when the petition has not been filed until after the publication of the original notice was taken up.

Read a first and second time and referred to the Committee on Judiciary.

Senate File No. 282, a bill for an act to provide for the election of wardens, etc.

Read a first and second time and referred to the Committee on Ft. Madison Penitentiary.

Senate File No. 125, a bill for an act to confirm and legalize the acts of Edward M. Doe, etc., was taken up.

Read a first and second time and referred to the Committee on Judiciary.

Senate File No. 214, a bill for an act to authorize the Register of the State Land Office to reissue a patent for lot 5, block 23 of Iowa City, was taken up.

Read a first and second time and referred to the Committee on Public Lands.

Senate File No. 223, a bill for an act to amend section 165, chapter 5, title 3 of the Code, etc., was taken up.

Read a first and second time and referred to the Committee on Judiciary.

Senate File No. 255, a bill for an act to authorize independent school districts to fund their outstanding bonded indebtedness, etc., was taken up.

Read a first and second time and referred to the Committee on Schools.

Senate File No. 6, a bill for an act relating to conveyances of real estate by foreign executors and trustees, etc., was taken up.

Read a first and second time and referred to the Committee on Judiciary.

Senate File No. 264, a bill for an act to amend section 1, chapter 152 of the laws of the Sixteenth General Assembly, was taken up.

Read a first and second time and referred to the Committee on Feeble Minded.

House File No. 94, a bill for an act to amend section 2975 of the Code, etc., was taken up, with Senate amendments.

Question being, shall the House concur in the Senate amendments, the yeas and nays were as follows:

The yeas were:

Messrs. Beach, Belfrage, Bicknell, Blair, Bloom, Bosworth, Bridges, Brown of Linn, Carson, Casey, Cobbey, Cochran, Colton, Dean, Dotson, Downing, Duncombe, Egbert, Ehl, Epperson, Evans, Fisher, Francis, Gay, Glasgow, Hayden, Hays, Homan, Hornaday, Hubbell, Hull, Hutchison of Calhoun, Hutchison of Wapello, King, Knight, Lake, Lambert, Laub, Lewis of Fayette, Lewis of Mills, Lyon, Mackey, Martindale, McDaid, McGregor, Merten, Mueller, Muncey, Nagle, Newbold, Nichols, O'Brien, Palmer, Patterson, Payne, Pearson, Perrin, Porter, Prouty, Richardson of Harrison, Richardson of Jackson, Richey, Russell, Scott, Seaman, Simpson, Stockton, Stout, Struble, Stutsman, Terry, Tilton, Tool, Van Staden, Wadleigh, Whaley, Wicks, Williams, Wolfe, Wood, Yorán, and Mr. Speaker—82.

The nays were:

Mr. Hixson—1.

Absent or not voting:

Messrs. Baker, Barnes, Brown of Dickinson, Caldwell, Clayton, Coomes, Dungan, Harvey, Jennings, Jordan, Lucas, Parker, Reck, Robb, Stephens, Wagner, and Webster—17.

So the House concurred in the Senate amendments.

On motion of Mr. Blair House File No. 281, a bill for an act to repeal section 1988, chapter 8, title 13 of the Code, was made a special order for Thursday evening, March, 18, 1880.

BILLS ON SECOND READING.

House File No. 92, a bill for an act to amend section 3077 of the Code of 1873, with report of committee recommending amendments, was taken up, considered, and the report of the committee was adopted.

The bill was ordered engrossed.

House File No. 148, a bill for an act to provide for the sale and distribution of the proceeds of specific articles of personal property owned by two or more persons who disagree regarding the use thereof, with

report of committee recommending substitute, was taken up, considered, and the report of the committee was adopted.

Mr. Tilton moved that the rule be suspended, and the bill be considered engrossed, and read a third time now, which prevailed, and the bill was read a third time.

The question being, shall the bill pass?

The yeas were:

Messrs. Baker, Beach, Belfrage, Bicknell, Blair, Bloom, Bosworth, Bridges, Brown of Dickinson, Brown of Linn, Caldwell, Carson, Casey, Cochran, Colton, Coomes, Dean, Dotson, Downing, Duncombe, Ehl, Epperson, Evans, Fisher, Francis, Glasgow, Harvey, Hayden, Hixson, Homan, Hubbell, Hull, Hutchison of Calhoun, Hutchison of Wapello, Jennings, Jordan, King, Knight, Lake, Lambert, Laub, Lewis of Mills, Lucas, Lyon, Mackey, Martindale, McDaid, McGregor, Merten, Mueller, Muncey, Newbold, Nichols, Palmer, Patterson, Payne, Pearson, Perrin, Porter, Richardson of Harrison, Richardson of Jackson, Richey, Russell, Scott, Seaman, Simpson, Stockton, Stout, Struble, Terry, Tilton, Tool, Van Staden, Wadleigh, Whaley, Wicks, Williams, Wolfe, Wood, and Mr. Speaker—80.

The nays were:

Messrs. Cobby, Egbert, Gay, Hornaday, Lewis of Fayette, Prouty, Stutsman, and Yoran—9.

Absent or not voting:

Messrs. Barnes, Clayton, Dungan, Nagle, O'Brien, Parker, Reck, Robb, Stephens, Wagner, and Webster—11.

So the bill passed, and the title was agreed to.

The hour of adjournment having arrived the Speaker adjourned the House until 2 o'clock p. m.

AFTERNOON SESSION.

2 O'CLOCK P. M.

House met pursuant to adjournment, the Speaker in the chair.

MESSAGES ON THE SPEAKER'S TABLE.

House File No. 286, a bill for an act to regulate mines and mining, and to repeal an act therein named, with report of committee recommending substitute, was taken up, considered, and the report of the committee was adopted.

Mr. Duncombe moved to strike out of section 15 the word "sixty," in the tenth line, and insert the words "one hundred," and also to strike out the words "or both, at the discretion of the court," in lines 11 and 12.

The motion to amend prevailed.

Mr. Evans moved to amend section 4 by striking out the word "twenty," in first line, and inserting "fifteen" in lieu thereof.

The motion prevailed.

Mr. Jennings moved that the rule be suspended, the bill be considered engrossed, and read a third time now.

The yeas and nays were demanded, and were as follows—

The yeas were:

Messrs. Baker, Barnes, Beach, Belfrage, Blair, Bloom, Bridges, Brown of Dickinson, Brown of Linn, Casey, Clayton, Cobbey, Cochran, Colton, Dean, Dotson, Downing, Duncombe, Egbert, Ehl, Epperson, Evans, Francis, Gay, Homan, Hornaday, Hubbell, Hull, Hutchison of Wapello, Jennings, Jordan, King, Knight, Lake, Lambert, Laub, Lewis of Mills, Lucas, Lyon, Martindale, McGregor, Merten, Mueller, Nagle, Newbold, Nichols, O'Brien, Pearson, Perrin, Porter, Reck, Richardson of Harrison, Richardson of Jackson, Seaman, Simpson, Stout, Stutsman, Terry, Tilton, Tool, Van Staden, Wadleigh, Whaley, Williams, Wolfe, Wood, Yorlan, and Mr. Speaker—68.

The nays were:

Messrs. Bosworth, Caldwell, Carson, Coomes, Fisher, Glasgow, Harvey, Hayden, Hays, Hixson, Hutchison of Calhoun, Lewis of Fayette, Mackey, McDaid, Muncey, Palmer, Patterson, Payne, Prouty, Richey, Russell, Scott, Stockton, and Struble—24.

Absent or not voting:

Messrs. Bicknell, Dungan, Parker, Robb, Stephens, Wagner, Webster, and Wicks—8.

So the rule was suspended.

Leave of absence was granted Mr. Wagner until next Friday.

The bill was read a third time.

The question being, shall the bill pass?

The yeas were:

Messrs. Baker, Barnes, Beach, Belfrage, Bicknell, Blair, Bosworth, Bridges, Brown of Dickinson, Brown of Linn, Caldwell, Carson, Casey, Clayton, Cobbey, Cochran, Colton, Dean, Downing, Duncombe, Egbert, Ehl, Epperson, Evans, Francis, Gay, Glasgow, Harvey, Hays, Hixson, Homan, Hornaday, Hubbell, Hull, Hutchison of Calhoun, Hutchison of Wapello, Jennings, Jordan, King, Knight, Lake, Lambert, Laub, Lewis of Fayette, Lewis of Mills, Lucas, Lyon, Mackey, Martindale, McDaid, McGregor, Merten, Mueller, Muncey, Nagle, Newbold, Nichols, O'Brien, Patterson, Pearson, Perrin, Porter, Prouty, Reck, Richardson of Harrison, Richardson of Jackson, Richey, Russell, Seaman, Simpson, Stockton, Stout, Stutsman, Terry, Tilton, Tool, Van Staden, Wadleigh, Whaley, Williams, Wolfe, Wood, Yorlan, and Mr. Speaker—84.

The nays were:

Messrs. Coomes, Dotson, Fisher, Hayden, Palmer, Payne, Scott, and Struble—8.

Absent or not voting:

Messrs. Bloom, Dungan, Parker, Robb, Stephens, Wagner, Webster, and Wicks—8.

So the bill passed, and the title was agreed to.

House File No. 372, a bill for an act to legalize the acts and incorporation of the Springdale Mutual Fire Insurance Company of Cedar

county, Iowa, with report of committee recommending it do pass, was taken up, considered, and the report of the committee was adopted.

Mr. Scott moved to amend by striking out the words, "until February, 1880," in fifth line, section 1.

The motion to amend prevailed.

Mr. Scott moved to amend by adding the words, "provided they shall within a reasonable time file with the Secretary of State a copy of said articles, duly certified to by the recorder of said county"

The motion prevailed.

Mr. Muncey moved to amend section 2 by adding, "without expense to the State."

The motion prevailed.

Mr. Scott moved that the rule be suspended, and the bill be considered engrossed, and read a third time now, which prevailed, and the bill was read a third time.

The question being, shall the bill pass?

The yeas were:

Messrs. Baker, Barnes, Beach, Belfrage, Bicknell, Blair, Bosworth, Bridges, Brown of Dickinson, Brown of Linn, Caldwell, Carson, Casey, Clayton, Cobbe, Cochran, Colton, Coomes, Dean, Dotson, Downing, Duncombe, Egbert, Ehl, Epperson, Evans, Fisher, Francis, Gay, Glasgow, Harvey, Hayden, Hays, Hixson, Homan, Hornaday, Hubbell, Hull, Hutchison of Calhoun, Hutchison of Wapello, Jennings, Jordan, King, Knight, Lake, Lambert, Laub, Lewis of Fayette, Lewis of Mills, Lucas, Lyon, Mackey, Martindale, McDaid, McGregor, Merten, Mueller, Muncey, Nagle, Newbold, Nichols, O'Brien, Palmer, Patterson, Payne, Pearson, Perrin, Porter, Prouty, Reck, Richardson of Harrison, Richardson of Jackson, Richey, Russell, Scott, Seaman, Simpson, Stockton, Stout, Struble, Stutsman, Terry, Tilton, Tool, Van Staden, Wadleigh, Whaley, Williams, Wolfe, Wood, Yoran, and Mr. Speaker—92.

The nays were—None.

Absent or not voting:

Messrs. Bloom, Dungan, Parker, Robb, Stephens, Wagner, Webster, and Wicks—8.

So the bill passed, and the title was agreed to.

House File No. 418, a bill for an act supplemental to chapter 5, title 10 of the Code, and chapter 114, of the acts of Seventeenth General Assembly, relating to the taxation of sleeping and dining cars, with report of committee recommending the bill do pass, was taken up and considered.

Mr. Glasgow moved that the rule be suspended, and the bill be considered engrossed, and read a third time now, which prevailed, and the bill was read a third time.

The question being, shall the bill pass?

The yeas were:

Messrs. Baker, Barnes, Beach, Belfrage, Bicknell, Blair, Bloom, Bosworth, Bridges, Brown of Dickinson, Brown of Linn, Carson, Casey, Clayton, Cobbe, Cochran, Colton, Coomes, Dotson, Downing, Duncombe, Egbert, Ehl, Epperson, Evans, Fisher, Francis, Gay, Glasgow, Harvey, Hayden, Hays, Hixson, Homan, Hornaday, Hubbell, Hull, Hutchison of Calhoun, Hutchison of Wapello, Jennings, Jordan, King,

Lake, Lambert, Laub, Lewis of Fayette, Lewis of Mills, Lucas, Lyon, Martindale, McDaid, McGregor, Merten, Muncey, Nagle, Newbold, Nichols, O'Brien, Palmer, Patterson, Payne, Pearson, Perrin, Porter, Prouty, Reck, Richardson of Harrison, Richardson of Jackson, Richey, Russell, Scott, Seaman, Simpson, Stockton, Stout, Struble, Stutsman, Terry, Tilton, Tool, Van Staden, Wadleigh, Whaley, Williams, Wolfe, Wood, and Yorán—87.

The nays were:

Mr. Dean—1.

Absent or not voting:

Messrs. Caldwell, Dungan, Knight, Mackey, Mueller, Parker, Robb, Stephens, Wagner, Webster, Wicks, and Mr. Speaker—12.

So the bill passed, and the title was agreed to.

Substitute for House Files Nos. 192, 35 and 55, a bill for an act to repeal sections 3788 and 3789, chapter 2, title 13 of the Code, in relation to the compensation of sheriffs, with report of committee recommending that it do pass, was taken up, considered, and the report of the committee was adopted.

Mr. Glasgow moved to amend by striking out in the 61st line the words, "but in no case to exceed."

The motion did not prevail.

Mr. Clayton moved that the rule be suspended, and the bill be considered engrossed, and read a third time now, which prevailed, and the bill was read a third time.

The question being, shall the bill pass?

The yeas were:

Messrs. Baker, Barnes, Belfrage, Bicknell, Blair, Bosworth, Bridges, Brown of Linn, Brown of Dickinson, Caldwell, Carson, Casey, Clayton, Cobbey, Cochran, Colton, Coomes, Dean, Dotson, Downing, Duncombe, Egbert, Ehl, Epperson, Evans, Fisher, Francis, Gay, Glasgow, Harvey, Hayden, Hays, Hixson, Homan, Hornaday, Hubbell, Hutchison of Calhoun, Hutchison of Wapello, Jennings, Jordan, King, Lake, Lambert, Laub, Lewis of Fayette, Lewis of Mills, Lucas, Lyon, Mackey, Martindale, McDaid, McGregor, Merten, Muncey, Newbold, Nichols, Patterson, Payne, Pearson, Perrin, Porter, Prouty, Reck, Richardson of Harrison, Richey, Russell, Scott, Seaman, Simpson, Stockton, Stout, Struble, Stutsman, Terry, Tilton, Tool, Van Staden, Wadleigh, Whaley, Wicks, Williams, Wolfe, Wood, and Yorán—84.

The nays were:

Messrs. Beach, Hull, and Nagle—3.

Absent or not voting:

Messrs. Bloom, Dungan, Knight, Mueller, O'Brien, Palmer, Parker, Richardson of Jackson, Robb, Stephens, Wagner, Webster, and Mr. Speaker—13.

So the bill passed, and the title was agreed to.

House File No. 309, a bill for an act to provide for the payment of the expenses of defending actions relating to the title of the State school lands, with report of committee recommending that the bill do pass, was taken up and considered.

The bill was ordered engrossed.

Mr. Harvey moved that the rule be suspended, the bill be considered

engrossed, and read a third time now, which prevailed, and the bill was read a third time.

The question being, shall the bill pass?

The yeas were:

Messrs. Baker, Barnes, Beach, Belfrage, Bicknell, Blair, Bosworth, Bridges, Brown of Linn, Brown of Dickinson, Caldwell, Carson, Casey, Clayton, Cobbey, Cochran, Colton, Coomes, Dean, Dotson, Downing, Duncombe, Egbert, Ehl, Evans, Fisher, Francis, Gay, Glasgow, Harvey, Hayden, Hays, Hixson, Homan, Hornaday, Hubbell, Hull, Hutchison of Calhoun, Hutchison of Wapello, Jennings, Jordan, King, Knight, Lambert, Laub, Lewis of Fayette, Lewis of Mills, Lucas, Lyon, Mackey, Martindale, McDaid, McGregor, Merten, Muncey, Nagle, Newbold, Nichols, O'Brien, Palmer, Patterson, Pearson, Perrin, Porter, Prouty, Reck, Richardson of Harrison, Richardson of Jackson, Richey, Russell, Scott, Seaman, Simpson, Stockton, Stout, Struble, Stutsman, Terry, Tilton, Tool, Van Staden, Whaley, Wicks, Williams, Wolfe, Wood, Yorán, and Mr. Speaker—88.

The nays were:

Messrs. Epperson, and Payne—2.

Absent or not voting:

Messrs. Bloom, Dungan, Lake, Mueller, Parker, Robb, Stephens, Wadleigh, Wagner, and Webster—10.

So the bill passed, and the title was agreed to.

House File No. 70, a bill for an act for the suppression of intemperance in unincorporated towns and townships, with report of committee recommending amendments, was taken up and passed on file until to-morrow morning.

House File No. 198, a bill for an act providing for an increase of the county poor fund, with report of committee recommending that it do pass, was taken up and passed on file until to-morrow morning.

House File No. 259, a bill for an act to regulate the practice of medicine and surgery in the State of Iowa, with report of committee recommending amendments, was taken up, and postponed for the present.

House File No. 225, a bill for an act to provide for an additional fish commissioner, with report of committee recommending that the bill do pass, was taken up and considered.

Mr. Epperson moved to strike out the enacting clause.

The motion did not prevail.

Mr. Duncombe moved that the rule be suspended, the bill be considered engrossed, and read a third time now, which prevailed, and the bill was read a third time.

The question being, shall the bill pass?

The yeas were:

Messrs. Baker, Barnes, Beach, Belfrage, Bicknell, Bloom, Brown of Dickinson, Carson, Casey, Clayton, Cobbey, Colton, Dotson, Duncombe, Egbert, Ehl, Francis, Gay, Glasgow, Harvey, Hubbell, Hull, Hutchison of Calhoun, King, Knight, Laub, Lewis of Fayette, Lewis of Mills, Lucas, Lyon, McDaid, McGregor, Merten, Mueller, Muncey, Nagle, Newbold, Nichols, O'Brien, Patterson, Pearson, Perrin, Richardson of Jackson, Richey, Seaman, Simpson, Stockton, Stout, Tool, Van Staden, Whaley, Wicks, Williams, Wolfe, Yorán, and Mr. Speaker—56.

The nays were:

Messrs. Blair, Bosworth, Bridges, Brown of Linn, Caldwell, Cochran, Coomes, Dean, Downing, Epperson, Fisher, Hayden, Hays, Hixson, Homan, Hornaday, Hutchison of Wapello, Jennings, Jordan, Lake, Lambert, Mackey, Martindale, Palmer, Payne, Porter, Prouty, Reck, Richardson of Harrison, Russell, Scott, Struble, Stutsman, Terry, Tilton, Wadleigh, and Wood—37.

Absent or not voting:

Messrs. Dungan, Evans, Parker, Robb, Stephens, Wagner, and Webster—7.

So the bill passed, and the title was agreed to.

MESSAGE FROM THE SENATE.

The following message was received from the Senate:

MR. SPEAKER—I am directed to inform your honorable body that the Senate herewith returns to the House, Senate File No. 118, a bill in relation to the poor.

A. T. McCARGAR, *Secretary.*

RESOLUTION.

Mr. Hornaday offered the following resolution, which was adopted:

Resolved, That the sessions of this House for this afternoon be extended to 6 o'clock, and that the House then adjourn until 9:30 tomorrow morning. That bills set for special order this evening be taken up and acted upon immediately.

BILLS ON SECOND READING.

Senate File No. 117, a bill for an act to provide a military code, etc., with report of committee recommending several amendments, was taken up, considered, and the first, second, third and fourth amendments were adopted.

Mr. Caldwell moved to amend section 51 by striking out the word "twenty" and inserting "eleven" in lieu thereof.

Mr. Mackey moved to amend the amendment by striking out "eleven" and inserting "five."

The yeas and nays were demanded, and were as follows—

The yeas were:

Messrs. Bloom, Caldwell, Clayton, Cobbey, Downing, Ehl, Hayden, Hixson, Homan, Mackey, Payne, Richardson of Jackson, Scott, Simpson, and Wolfe—15.

The nays were:

Messrs. Barnes, Belfrage, Blair, Bosworth, Bridges, Brown of Dickinson, Brown of Linn, Dean, Dotson, Duncombe, Egbert, Epperson, Evans, Fisher, Francis, Gay, Harvey, Hays, Hornaday, Hubbell, Hutchison of Calhoun, Hutchison of Wapello, Jennings, Jordan, King, Knight, Lake, Lambert, Laub, Lewis of Fayette, Lewis of Mills, Lucas, Lyon, Martindale, McDaid, McGregor, Merten, Muncey, Nagle, Newbold, Nichols, O'Brien, Palmer, Patterson, Pearson, Perrin, Porter, Prouty, Richardson of Harrison, Richey, Russell, Seaman, Stockton,

Struble, Stutsman, Terry, Tilton, Tool, Van Staden, Wadleigh, Whaley, Wicks, Williams, Wood, Yorán, and Mr. Speaker—66.

Absent or not voting:

Messrs. Baker, Beach, Bicknell, Carson, Casey, Cochran, Colton, Coomes, Dungan, Glasgow, Hull, Mueller, Parker, Reck, Robb, Stephens, Stout, Wagner, and Webster—19.

So the motion to amend did not prevail.

The amendment of Mr. Caldwell did not prevail.

Mr. Newbold moved to amend section 9 by striking out the words "and one regiment of cavalry."

The motion to amend prevailed.

Mr. McDaid moved to amend section 9 by striking out of line 2 the word "nine" and inserting in lieu thereof the word "five."

The motion to amend did not prevail.

Mr. Newbold moved to strike out of section 9, in lines 2 and 3, the words "and one regiment of artillery."

The amendment was adopted.

Mr. Struble moved to amend section 38 by adding to said section the following: "But in no event shall the State be liable for the payment of any money in lieu of uniform, or for any purpose contemplated by this act, unless such payment can be made without exceeding the annual appropriation provided for by this act."

The motion prevailed.

Mr. Caldwell moved to amend section 11, line 21, by striking out "1,500" and inserting "1,100."

Mr. Perrin moved to amend the amendment by striking out "1,100" and inserting "1,200."

The motion to amend the amendment did not prevail.

Upon the adoption of the amendment offered by Mr. Caldwell the yeas and nays were demanded, and were as follows—

The yeas were:

Messrs. Blair, Bridges, Caldwell, Casey, Cochran, Dean, Downing, Francis, Hayden, Hixson, Homan, Jennings, Lake, Mackey, Martindale, McDaid, Mueller, O'Brien, Payne, Perrin, Porter, Richardson of Jackson, Scott, Simpson, Wadleigh, and Wolfe—26.

The nays were:

Messrs. Baker, Barnes, Belfrage, Bosworth, Brown of Dickinson, Brown of Linn, Carson, Clayton, Cobbe, Coomes, Dotson, Duncombe, Egbert, Ehl, Evans, Fisher, Gay, Glasgow, Harvey, Hays, Hornaday, Hubbell, Hull, Hutchison of Calhoun, Hutchison of Wapello, Jordan, King, Knight, Lambert, Laub, Lewis of Fayette, Lewis of Mills, Lucas, Lyon, McGregor, Merten, Muncey, Nagle, Newbold, Nichols, Palmer, Patterson, Pearson, Prouty, Reck, Richardson of Harrison, Richey, Russell, Seaman, Stockton, Struble, Stutsman, Terry, Tilton, Tool, Van Staden, Whaley, Wicks, Williams, Wood, Yorán, and Mr. Speaker—62.

Absent or not voting:

Messrs. Beach, Bicknell, Bloom, Colton, Dungan, Epperson, Parker, Robb, Stephens, Stout, Wagner, and Webster—12.

So the amendment did not prevail.

Mr. Glasgow moved that the rule be suspended and the bill be considered engrossed, and read a third time now, and demanded the yeas and nays, which were as follows—

The yeas were:

Messrs. Baker, Barnes, Belfrage, Bosworth, Brown of Dickinson, Brown of Linn, Carson, Coomes, Dotson, Duncombe, Egbert, Ehl, Evans, Fisher, Francis, Glasgow, Harvey, Hubbell, Hull, Hutchison of Calhoun, Hutchison of Wapello, Jordan, King, Knight, Lake, Lambert, Laub, Lewis of Fayette, Lucas, Lyon, Martindale, McDaid, Merten, Mueller, Muncey, Nagle, Newbold, Nichols, Palmer, Patterson, Pearson, Perrin, Prouty, Reck, Richardson of Jackson, Richey, Russell, Stockton, Struble, Stutsman, Terry, Tilton, Tool, Wadleigh, Whaley, Wicks, Williams, Wood, and Mr. Speaker—59.

The nays were:

Messrs. Bicknell, Blair, Bridges, Caldwell, Casey, Clayton, Cobbey, Cochran, Colton, Dean, Downing, Gay, Hayden, Hays, Hixson, Homan, Hornaday, Jennings, Lewis of Mills, Mackey, McGregor, O'Brien, Payne, Porter, Richardson of Harrison, Scott, Seaman, Simpson, Van Staden, Wolfe, and Yorán—31.

Absent or not voting:

Messrs. Beach, Bloom, Dungan, Epperson, Parker, Robb, Stephens, Stout, Wagner and Webster—10.

So the motion to suspend the rule did not prevail.

Mr. Cobbey moved to amend by striking out section 42.

Mr. King moved the previous question, which was seconded.

Question, shall the main question be now put? was decided in the affirmative.

The amendment of Mr. Cobbey was not adopted.

The bill was ordered engrossed.

Mr. Newbold moved that the rule be suspended, and the bill be considered engrossed, and read a third time now, which prevailed, and the bill was read a third time.

The question being, shall the bill pass?

The yeas were:

Messrs. Baker, Barnes, Belfrage, Bosworth, Brown of Dickinson, Brown of Linn, Carson, Coomes, Dotson, Duncombe, Egbert, Ehl, Evans, Fisher, Glasgow, Harvey, Hays, Hubbell, Hull, Hutchison of Calhoun, Hutchison of Wapello, Jennings, Jordan, King, Knight, Lake, Lambert, Laub, Lewis of Fayette, Lewis of Mills, Lucas, Lyon, Martindale, Merten, Muncey, Nagle, Newbold, Nichols, Patterson, Pearson, Perrin, Prouty, Richey, Russell, Seaman, Stockton, Struble, Stutsman, Terry, Tilton, Tool, Wadleigh, Whaley, Wicks, Williams, Wood, and Mr. Speaker—57.

The nays were

Messrs. Bicknell, Blair, Bridges, Caldwell, Casey, Clayton, Cobbey, Cochran, Dean, Downing, Francis, Gay, Hayden, Hixson, Homan, Hornaday, Mackey, McDaid, McGregor, Mueller, O'Brien, Palmer, Payne, Porter, Reck, Richardson of Harrison, Richardson of Jackson, Scott, Simpson, Stout, Van Staden, Wolfe, and Yorán—33.

Absent or not voting:

Messrs. Beach, Bloom, Colton, Dungan, Epperson, Parker, Robb, Stephens, Wagner, and Webster—10.

So the bill passed, and the title was agreed to.

The Speaker announced the special committee on House File No. 563, Messrs. Dean, Hutchison of Wapello, and Simpson.

House File No. 563, a bill for an act to provide for a badge of honor, to be given by the State of Iowa to every honorably discharged soldier of the State, with report of committee recommending amendments, was taken up, considered, and the amendments reported by the committee were adopted.

Mr. Fisher moved that the rule be suspended and the bill be considered engrossed, and read a third time now, which prevailed, and the bill was read a third time.

The question being, shall the bill pass?

The yeas were:

Messrs. Baker, Barnes, Belfrage, Bicknell, Blair, Bloom, Bosworth, Bridges, Brown of Dickinson, Brown of Linn, Caldwell, Carson, Casey, Clayton, Cobbey, Cochran, Colton, Coomes, Dean, Dotson, Downing, Duncombe, Egbert, Ehl, Evans, Fisher, Francis, Gay, Glasgow, Harvey, Hayden, Hays, Hixson, Homan, Hornaday, Hubbell, Hull, Hutchison of Calhoun, Hutchison of Wapello, Jennings, Jordan, King, Knight, Lake, Lambert, Laub, Lewis of Fayette, Lewis of Mills, Lucas, Lyon, Martindale, McDaid, McGregor, Merten, Mueller, Muncey, Nagle, Newbold, Nichols, O'Brien, Palmer, Patterson, Payne, Pearson, Perrin, Porter, Prouty, Reck, Richardson of Harrison, Richardson of Jackson, Richey, Russell, Scott, Seaman, Simpson, Stockton, Stout, Struble, Stutsman, Terry, Tilton, Tool, Van Staden, Wadleigh, Whaley, Wicks, Williams, Wolfe, Wood, Yoran, and Mr. Speaker—91.

The nays were:—None.

Absent or not voting:

Messrs. Beach, Dungan, Epperson, Mackey, Parker, Robb, Stephens, Wagner, and Webster—9.

So the bill passed, and title was agreed to.

The hour of 6 o'clock having arrived the Speaker adjourned the House until 9:30 A. M. to-morrow morning.

HALL OF HOUSE OF REPRESENTATIVES, }
DES MOINES, IOWA, March 17, 1880. }

House met pursuant to adjournment, the Speaker in the chair.]

Prayer by the Rev. Dr. Woodruff.

Pending the reading of the journal on motion of Mr. Hayden further reading was dispensed with.

Mr. McGregor moved that House File No. 220, a bill for an act to amend chapter 5, title 3 of the Code of 1873, be made a special order for Thursday evening, after the other special orders have been disposed of.

The motion prevailed.

PETITIONS.

The chair laid before the House a remonstrance in regard to the practice of medicine.

Referred to the Committee on Medicine and Surgery.

REPORTS OF COMMITTEES.

Mr. Bicknell, from the Committee on Roads and Highways, submitted the following report:

MR. SPEAKER—Your Committee on Roads and Highways, to whom was referred House Files Nos. 230 and 136, bills for an act requiring the owners of Osage orange hedges to trim the same in certain cases, beg leave to report that they have had the same under consideration and have drafted a substitute for said bills, and a majority of said committee have instructed me to report the same back to the House with the recommendation that it do pass.

A. D. BICKNELL, *Chairman*.

Ordered passed on file.

Also:

MR. SPEAKER—Your Committee on Roads and Highways, to whom was referred House File No. 312, a bill for an act to repeal section 892 of the Code, and enact a substitute therefor, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that it be indefinitely postponed.

A. D. BICKNELL, *Chairman*.

Ordered passed on file.

Mr. Reck, from the Committee on Enrolled Bills, submitted the following report:

MR. SPEAKER—Your Committee on Enrolled Bills ask leave to report that they have examined the following bills, and find the same correctly enrolled:

House File No. 94, a bill for an act to amend section 2975 of the Code, relating to garnishment proceedings.

House File No. 423, a bill for an act authorizing the construction of sewers for State buildings through streets and alleys of incorporated cities or cities acting under special charter.

House File No. 26, a bill for an act to relieve corporations engaged in manufacturing from double taxation in certain cases.

Also, joint resolution proposing to amend the Constitution so as to prohibit the manufacture and sale of intoxicating liquors as a beverage within this State.

Also, House File No. 215, a bill for an act to provide for the extension of the limits of cities of the first or second class.

House File No. 107, a bill for an act to amend section 1822, chapter 9, title 12 of the Code of 1873.

House File No. 424, a bill for an act to legalize the publication of notice in relation to the pardon of William Riley.

Also, joint resolution in relation to the pardon of William Riley.

Joint resolution and memorial relating to the location of land by the several counties of this state.

A. C. RECK, *Chairman.*

Ordered passed on file.

Mr. Payne, from the Committee on Hospitals for the Insane, submitted the following report:

MR. SPEAKER—Your Committee on Hospitals for Insane, to whom was referred Senate File No. 336, a bill for an act to amend section 1400, chapter 2, title 11 of the Code, by adding thereto, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation it do pass.

C. W. PAYNE, *Chairman.*

Ordered passed on file.

INTRODUCTION OF BILL.

Mr. Parker introduced House File No. 568, a bill for an act requiring license for whitewashing.

Read a first and second time and referred to the Committee on Cities and Towns.

UNFINISHED BUSINESS.

House File No. 198, a bill for an act providing for an increase of the county poor fund, with report of committee recommending it do pass, was taken up.

Mr. Yoran moved to lay the bill on the table.

The motion prevailed.

House File No. 70, a bill for an act for the suppression of intemperance in unincorporated towns and townships, was taken up, with report recommending amendments.

Mr. Yoran moved the bill be laid upon the table, upon which the yeas and nays were demanded and were as follows—

The yeas were:

Messrs. Barnes, Beach, Belfrage, Bloom, Bridges, Brown of Dickinson, Caldwell, Casey, Colton, Dean, Duncombe, Ehl, Epperson, Evans, Glasgow, Hull, Hutchison of Wapello, Knight, Lake, Lambert, Lewis of Fayette, Lucas, Mackey, McGregor, Mueller, Muncey, O'Brien, Parker, Richardson of Harrison, Richardson of Jackson, Seaman, Simpson, Terry, Van Staden, Wadleigh, Williams, Wolfe, Yoran, and Mr. Speaker—39.

The nays were:

Messrs. Bicknell, Blair, Bosworth, Brown of Linn, Carson, Clayton, Cobbey, Cochran, Coomes, Dotson, Downing, Fisher, Francis, Gay, Harvey, Hayden, Hays, Hixson, Homan, Hornaday, Hubbell, Hutchison of Calhoun, Jennings, Jordan, King, Lewis of Mills, Lyon, Martindale, McDaid, Merten, Nagle, Newbold, Nichols, Palmer, Payne, Pearson, Perrin, Porter, Prouty, Reck, Richey, Russell, Scott, Stephens, Stockton, Stout, Struble, Stutsman, Tilton, Tool, Whaley, Wicks, and Wood—53.

Absent or not voting:
Messrs. Baker, Dungan, Egbert, Laub, Patterson, Robb, Wagner,
Webster—8

So the motion to lay on the table did not prevail.

MINORITY REPORT.

Mr. Bloom presented the following minority report:

MR. SPEAKER—The minority of your Committee on the Suppression of Intemperance, to whom was referred House File No. 70, beg leave to report that, having considered the same, they cannot concur with the report of the majority of the committee thereupon, but report the same back to the House with the recommendation that it do not pass for following reasons:

House File No. 70 we regard as improper legislation, because it provides for the conferring of powers upon townships which we believe to be unconstitutional. So long as the sale of beer and wine is permitted by State law it is unjust and demoralizing to encourage the nullification of that, or any other law, by towns or townships.

Suppose this bill to become law and to be adopted, as may be possible, by every township in Iowa, we would have the singular spectacle of a State statute repealed upon the original motion of "five petitioners" in each township; repealed as effectually as if reversed by the legislature itself, or made nugatory by an adverse decision of the Supreme Court.

MOSES BLOOM.

ERNST MUELLER.

The question upon adopting the report of the committee was decided in the affirmative.

Mr. Yoran moved to lay the bill upon the table, and demanded the yeas and nays, which were as follows—

The yeas were:

Messrs. Baker, Barnes, Beach, Belfrage, Bloom, Bridges, Brown of Dickinson, Caldwell, Casey, Colton, Dean, Duncombe, Ehl, Epperson, Evans, Glasgow, Hubbell, Hull, Hutchison of Wapello, Knight, Lake, Lewis of Fayette, Lucas, Mackey, McGregor, Mueller, Muncey, O'Brien, Parker, Richardson of Harrison, Richardson of Jackson, Seaman, Simpson, Terry, Van Staden, Wadleigh, Williams, Wolfe, Yoran, and Mr. Speaker—40.

The nays were:

Messrs. Bicknell, Blair, Bosworth, Brown of Linn, Carson, Clayton, Cobbey, Cochran, Coomes, Dotson, Downing, Francis, Gay, Harvey, Hayden, Hixson, Homan, Hornaday, Hutchison of Calhoun, Jennings, Jordan, King, Lambert, Laub, Lewis of Mills, Lyon, Martindale, McDaid, Merten, Nagle, Newbold, Nichols, Palmer, Patterson, Payne, Pearson, Perrin, Porter, Prouty, Reck, Richey, Russell, Scott, Stephens, Stockton, Stout, Struble, Stutsman, Tilton, Tool, Whaley, Wicks, and Wood—53.

Absent or not voting:

Messrs. Dungan, Egbert, Fisher, Hays, Robb, Wagner, and Webster—7.

So the motion to lay on the table did not prevail.

Mr. Martindale moved to amend by striking out "not less than five," in section 2, first line, and inserting "a majority of the" in lieu thereof.

The motion to amend prevailed.

Mr. Clayton moved to amend section 1 by striking out, after the word "township," the words "in which is located any incorporated town," and insert in lieu thereof the words "in which there is not located any incorporated town."

Mr. Newbold moved to amend the amendment by striking out the words "in which there is located any incorporated town."

Leave was granted Mr. Newbold to withdraw his motion.

Mr. Duncombe moved to refer the bill and amendments to the Committee on the Suppression of Intemperance.

The yeas and nays were demanded, and were as follows—

The yeas were:

Messrs. Baker, Barnes, Beach, Belfrage, Bicknell, Bloom, Bridges, Brown of Dickinson, Caldwell, Casey, Colton, Dean, Duncombe, Ehl, Epperson, Evans, Glasgow, Hornaday, Hubbell, Hutchison of Wapello, Knight, Lake, Lambert, Lucas, Mackey, McGregor, Mueller, Nagle, O'Brien, Parker, Richardson of Harrison, Richardson of Jackson, Seaman, Simpson, Stutsman, Terry, Van Staden, Wadleigh, Williams, Wolfe, Yoran, and Mr. Speaker—42.

The nays were:

Messrs. Blair, Bosworth, Brown of Linn, Carson, Clayton, Cobbey, Cochran, Coomes, Dotson, Downing, Francis, Gay, Harvey, Hayden, Hays, Hixson, Homan, Hutchison of Calhoun, Jennings, Jordan, King, Laub, Lewis of Fayette, Lewis of Mills, Lyon, Martindale, McDaid, Merten, Muncey, Newbold, Nichols, Palmer, Patterson, Payne, Pearson, Perrin, Porter, Prouty, Reck, Richey, Russell, Scott, Stephens, Stockton, Stout, Struble, Tilton, Tool, Whaley, Wicks, and Wood—51.

Absent or not voting:

Messrs. Dungan, Egbert, Fisher, Hull, Robb, Wagner, and Webster—7.

So the motion to refer to committee did not prevail.

Mr. Lyon moved to amend by substituting the following for the amendment: "or in any township outside of incorporated towns or cities," added after the words "unincorporated towns."

The motion to amend did not prevail.

Mr. Porter moved to amend the amendment by adding after the words "unincorporated towns" the words "or part of township outside of any incorporated town or city."

The motion did not prevail.

Question recurring on the amendment offered by Mr. Clayton, the amendment was adopted.

Mr. Mackey moved to amend by offering a substitute for the bill.

Mr. Newbold moved the bill and substitute be referred to the Committee on Suppression of Intemperance and made a special order for next Tuesday evening at 7:30 P. M.

Mr. Clayton moved the previous question, which was seconded.

Question, shall the main question be now put? was decided in the affirmative.

The bill was referred to the Committee on Suppression of Intemperance, and made a special order for Tuesday evening.

MESSAGE FROM THE SENATE.

The following message was received from the Senate:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has passed the following bills, in which the concurrence of the House is asked:

Senate File No. 131, a bill for an act to amend chapter 121, acts of the Seventeenth General Assembly, section 1212 of the Code of 1873, relating to drains in two or more counties.

Also, has passed without amendment House File No. 332, a bill for an act to amend section 1717 of the Code, to provide for the transfer of funds in the school-house fund, unappropriated, to either of the other funds.

House File No. 319, a bill for an act to amend section 277, chapter 14, title 3 of the Code, relating to the administration of oaths.

House File No. 558, a bill for an act to legalize certain ordinances of the city of Ft. Dodge.

Also, has amended and passed House File No. 372, a bill for an act to legalize the acts and incorporation of the Springdale Mutual Fire Insurance Company of Cedar county, Iowa, amended by striking out the words "or other informalities" in the 7th line of section 1, and also adding to publication clause the words, "said publication to be without expense to the State."

Also, has indefinitely postponed House File No. 450, a bill for an act to make the State Superintendent of Public Instruction *ex-officio* a member of the board of directors of the State Normal School.

Also, has refused to pass House File No. 367, a bill for an act to make the Governor *ex-officio* a member of the board of trustees of the State Agricultural College.

A. T. McCARGAR, *Secretary*.

Mr. Hays moved the vote by which House File No. 309 was passed be reconsidered.

The hour for adjournment having arrived, the Speaker adjourned the House until 2 P. M.

AFTERNOON SESSION.

2 O'CLOCK P. M.

House met pursuant to adjournment.

RESOLUTION.

Leave was granted Mr. Lewis of Fayette to offer the following resolution:

Be it resolved by the House of Representatives, That no smoking be allowed in the Representative chamber, and that the Sergeant-at-Arms and Janitor be required to see that this resolution is enforced.

Mr. Glasgow moved to amend by adding "cheving."

Mr. Hays moved to lay the resolution on the table.

The motion prevailed.

The question recurring on the reconsideration of the vote by which House File No. 309 was passed, Mr. King moved the motion be laid on the table, and demanded the yeas and nays, which were as follows—

The yeas were:

Messrs. Barnes, Beach, Bicknell, Brown of Dickinson, Brown of Linn, Coomes, Glasgow, Hubbell, Hull, Hutchison of Calhoun, King, Lambert, Laub, Lucas, Lyon, Nichols, Palmer, Whaley, and Williams—20.

The nays were:

Messrs. Baker, Blair, Bloom, Bosworth, Bridges, Caldwell, Clayton, Cobbey, Cochran, Colton, Downing, Epperson, Evans, Fisher, Francis, Gay, Hayden, Hays, Hixson, Homan, Hornaday, Hutchison of Wapello, Jennings, Jordan, Lake, Lewis of Fayette, Lewis of Mills, Martindale, McDaid, McGregor, Merten, Muncey, Nagle, Newbold, Patterson, Payne, Pearson, Perrin, Porter, Prouty, Reck, Richardson of Harrison, Richardson of Jackson, Richey, Russell, Scott, Seaman, Simpson, Stockton, Struble, Stutsman, Terry, Tilton, Tool, Van Staden, Wadleigh, Wicks, Wolfe, Wood, Yorlan, and Mr. Speaker—62.

Absent or not voting:

Messrs. Casey, Dean, Dotson, Duncombe, Dungan, Egbert, Ehl, Harvey, Knight, Mackey, Mueller, O'Brien, Parker, Robb, Stephens, Stout, Wagner, and Webster—18.

So the motion to lay on the table did not prevail.

The motion to reconsider the vote prevailed.

Mr. Hays moved to reconsider the vote by which the bill was engrossed.

The motion prevailed.

Mr. Cobbey offered the following resolution:

Resolved, That House File No. 309 be referred to a special committee of five, consisting of Messrs. Duncombe, Hays, Glasgow, Gay, and Brown of Linn, with instructions to report to-morrow, or as soon as they can reach a conclusion.

Mr. Hays moved to amend the resolution by striking out all after the words "referred to" and inserting "Committee on Claims."

The motion prevailed.

The resolution as amended was adopted.

BILLS ON SECOND READING.

Substitute for House Files Nos. 76 and 343, a bill for an act to amend section 1114 of the Code, prohibiting gambling, horse racing and the sale of intoxicating liquors at agricultural fairs, with a majority report of committee recommending substitute, was taken up.

Also, the following minority report:

MINORITY REPORT.

MR. SPEAKER—A minority of your Committee on Suppression of Intemperance, to whom was referred a substitute for House Files Nos. 76 and 343, beg leave to report that, having considered the same, they cannot concur with the report of the majority of the committee thereupon, but report the same back to the House with the recommendation that it do not pass, for the following reasons:

In the case of House Files Nos. 76 and 343, for which a majority substitute is reported, your committee are of the opinion that existing law is ample to secure all good results which can possibly follow from such regulations. Section 2 of the proposed substitute puts in the power of defeated or jealous aspirants for place in county agricultural societies the means of harrassing and annoying their successful competitors. County fairs are not the special conservators of morals nor schools of manners. They are instituted for the important and generous rivalry of agriculture and stock breeding, and to turn their officers into spies and informers will detract from the spirit and mar the purpose of an enterprise dedicated to the exhibition of the best and most valuable domestic animals and the finest products of the farm.

MOSES BLOOM.

ERNST MUELLER.

The majority report of the committee was adopted.

Mr. Glasgow moved to strike out section 2.

The motion prevailed.

The bill was ordered engrossed.

Mr. Harvey moved that the rule be suspended, and the bill be considered engrossed and read a third time now, which prevailed, and the bill was read a third time.

The question being, shall the bill pass?

The yeas were:

Messrs. Baker, Beach, Belfrage, Bicknell, Blair, Bosworth, Brown of Dickinson, Brown of Linn, Carson, Casey, Clayton, Cobbey, Cochran, Colton, Coomes, Dean, Dotson, Downing, Epperson, Evans, Fisher, Francis, Gay, Glasgow, Harvey, Hayden, Hays, Hixson, Homan, Hornaday, Hubbell, Hull, Hutchison of Calhoun, Hutchison of Wapello, Jennings, Jordan, King, Lambert, Laub, Lewis of Fayette, Lewis of Mills, Lucas, Lyon, Martindale, McDaid, McGregor, Merten, Mueller, Muncey, Nagle, Newbold, Nichols, Palmer, Patterson, Payne, Pearson,

Perrin, Porter, Prouty, Reck, Richardson of Harrison, Richey, Russell, Scott, Seaman, Stockton, Stout, Struble, Stutsman, Terry, Tilton, Tool, Whaley, Wicks, Williams, Wood, and Yorán—77.

The nays were:

Messrs. Barnes, Bloom, Bridges, Caldwell, Lake, Mackey, O'Brien, Richardson of Jackson, Simpson, Van Staden, Wadleigh, and Wolfe—12.

Absent or not voting:

Messrs. Duncombe, Dungan, Egbert, Ehl, Knight, Parker, Robb, Stephens, Wagner, Webster, and Mr. Speaker—11.

On motion of Mr. Harvey the title was amended by adding to it, "so as to apply to State fairs."

So the bill passed, and the title was agreed to.

Mr. Stephens was excused for the afternoon.

BILLS ON SECOND READING.

House File No. 398, a bill for an act to encourage normal training, with report of committee recommending that the bill do pass, was taken up and considered.

Mr. Merten moved to amend by inserting in section 2, line four, after the word "school," the words: "and upon giving satisfactory evidence of a practical knowledge of the details of school work."

The motion to amend prevailed.

Mr. Merten moved that the rule be suspended, and the bill be considered engrossed and read a third time now, which prevailed, and the bill was read a third time.

The question being, shall the bill pass?

The yeas were:

Messrs. Baker, Barnes, Beach, Belfrage, Bicknell, Blair, Bloom, Bosworth, Bridges, Brown of Dickinson, Brown of Linn, Caldwell, Carson, Casey, Cobbey, Cochran, Colton, Coomes, Dean, Dotson, Egbert, Evans, Fisher, Francis, Gay, Glasgow, Harvey, Hayden, Hays, Homan, Hubbell, Hull, Hutchison of Calhoun, Hutchison of Wapello, Jennings, Jordan, King, Knight, Lake, Laub, Lewis of Mills, Lucas, Lyon, Mackey, Martindale, McDaid, McGregor, Merten, Muncey, Nagle, Newbold, Nichols, O'Brien, Palmer, Patterson, Pearson, Perrin, Porter, Prouty, Reck, Richardson of Harrison, Russell, Scott, Stockton, Stout, Struble, Terry, Tool, Wadleigh, Whaley, Wicks, Williams, Wolfe, Wood, and Yorán—75.

The nays were:

Messrs. Clayton, Downing, Epperson, Hixson, Hornaday, Lambert, Lewis of Fayette, Payne, Richardson of Jackson, Simpson, Stutsman, Tilton, and Van Staden—13.

Absent or not voting:

Messrs. Duncombe, Dungan, Ehl, Mueller, Parker, Richey, Robb, Seaman, Stephens, Wagner, Webster, and Mr. Speaker—12.

So the bill passed, and the title was agreed to.

REPORT OF COMMITTEE.

Mr. Laub, from the Committee on Penitentiary at Ft. Madison, submitted the following report:

MR. SPEAKER—Your Committee on Penitentiary at Ft. Madison, to whom was referred Senate File No. 225, a bill for an act to provide for leasing convict labor, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that it be amended by striking out the words "Executive Council," in first line of section 1, and inserting the following in lieu thereof: "Warden, with the approval of the Executive Council"; amend section 2, line 1, by striking out the words "Executive Council" and inserting the following: "Warden, with the approval of the Executive Council," and that so amended, it do pass.

H. C. LAUB, *Chairman.*

Ordered passed on file.

BILLS ON SECOND READING.

House File No. 309 was recalled from the Senate.

Substitute for House File No. 440, a bill for an act to repeal sections 2171, 2172, 2173, 2174, 2175, 2176 and 4088 of the Code of 1873, and enact a substitute therefor, in relation to common carriers, warehouse men, wharfingers, etc., with report of committee recommending the bill do pass, was taken up and considered.

The bill was ordered engrossed.

Mr. Hayden moved that the rule be suspended, and the bill be considered engrossed, and read a third time now, which prevailed, and the bill was read a third time.

The question being, shall the bill pass?

The yeas were:

Messrs. Bloom, Bridges, Brown of Dickinson, Brown of Linn, Caldwell, Carson, Casey, Clayton, Cobbey, Cochran, Colton, Dean, Dotson, Downing, Egbert, Epperson, Evans, Francis, Glasgow, Harvey, Hayden, Hays, Hixson, Hubbell, Hull, Hutchison of Calhoun, Hutchison of Wapello, Jennings, Jordan, King, Knight, Lake, Lambert, Laub, Lewis of Fayette, Lewis of Mills, Lucas, Lyon, Mackey, Martindale, McDaid, McGregor, Merten, Mueller, Nagle, Newbold, Nichols, O'Brien, Palmer, Patterson, Payne, Pearson, Perrin, Porter, Prouty, Reck, Richardson of Harrison, Richey, Russell, Scott, Simpson, Stockton, Stout, Struble, Stutsman, Terry, Tilton, Tool, Van Staden, Webster, Whaley, Williams, Wolfe, Wood, and Yoran—75.

The nays were:

Messrs. Beach, Blair, Fisher, Homan, Hornaday, Richardson of Jackson, and Wadleigh—7.

Absent or not voting:

Messrs. Baker, Barnes, Belfrage, Bicknell, Bosworth, Coomes, Duncombe, Dungan, Ehl, Gay, Muncey, Parker, Robb, Seaman, Stephens, Wagner, Wicks, and Mr. Speaker—18.

So the bill passed, and the title was agreed to.

House File No. 267, a bill for an act to amend section 881, chapter 1, title 6 of the Code of Iowa, with report of committee recommend-

ing amendments, was taken up and considered, and the amendments recommended by the committee was not adopted.

Mr. Blair moved to amend by inserting a publication clause.

Mr. Lake moved that the rule be suspended, and the bill be considered engrossed, and read a third time now, which prevailed, and the bill was read a third time.

The question being, shall the bill pass?

The yeas were:

Messrs. Baker, Barnes, Beach, Bicknell, Blair, Bloom, Bosworth, Bridges, Brown of Dickinson, Brown of Linn, Carson, Casey, Clayton, Cobbe, Cochran, Dean, Dotson, Downing, Egbert, Epperson, Fisher, Francis, Glasgow, Harvey, Hayden, Hays, Hixson, Homan, Hornaday, Hubbell, Hull, Hutchison of Calhoun, Hutchison of Wapello, Jennings, Jordan, King, Knight, Lake, Lambert, Laub, Lewis of Fayette, Lewis of Mills, Lucas, Lyon, Mackey, Martindale, McDaid, McGregor, Merten, Muncey, Nagle, Newbold, Nichols, O'Brien, Palmer, Patterson, Payne, Pearson, Perrin, Porter, Prouty, Richardson of Harrison, Richardson of Jackson, Richey, Russell, Scott, Simpson, Stockton, Stout, Struble, Stutsman, Terry, Tilton, Tool, Van Staden, Wadleigh, Webster, Whaley, Wicks, Williams, Wolfe, Wood, and Yoran—83.

The nays were:

Messrs. Caldwell, Colton, and Evans—3.

Absent or not voting:

Messrs. Belfrage, Coomes, Duncombe, Dungan, Ehl, Gay, Mueller, Parker, Reck, Robb, Seaman, Stephens, Wagner, and Mr. Speaker—14.

So the bill passed, and the title was agreed to.

House File No. 85, a bill for an act to amend chapter 9, title 12 of the Code of 1873, etc., with report of committee recommending the bill do pass, was taken up and considered.

The bill was ordered engrossed.

House File No. 178, a bill for an act to amend chapter 149 of the laws of the Sixteenth General Assembly, entitled an act relating to the support of the poor, with report of committee recommending the bill do pass, was taken up and considered.

The bill was ordered engrossed.

Mr. Simpson moved that the rule be suspended, and the bill be considered engrossed, and read a third time now, which prevailed, and the bill was read a third time.

The question being, shall the bill pass?

The yeas were:

Messrs. Baker, Barnes, Beach, Belfrage, Bicknell, Blair, Bloom, Bosworth, Bridges, Brown of Dickinson, Brown of Linn, Caldwell, Carson, Casey, Clayton, Cobbe, Cochran, Colton, Coomes, Dean, Dotson, Downing, Egbert, Ehl, Epperson, Evans, Fisher, Francis, Gay, Glasgow, Harvey, Hayden, Hays, Hixson, Homan, Hornaday, Hubbell, Hull, Hutchison of Calhoun, Hutchison of Wapello, Jennings, Jordan, King, Knight, Lake, Lambert, Laub, Lewis of Fayette, Lewis of Mills, Lucas, Lyon, Mackey, Martindale, McDaid, McGregor, Merten, Mueller, Muncey, Nagle, Newbold, Nichols, O'Brien, Palmer, Patterson, Payne, Pearson, Perrin, Porter, Prouty, Reck, Richardson of Harrison, Richardson of Jackson, Richey, Russell, Scott, Seaman, Simpson, Stockton, Stout,

Struble, Stutsman, Terry, Tilton, Tool, Van Staden, Wadleigh, Webster, Whaley, Wicks, Williams, Wolfe, Wood, and Yorán—93.

The nays were—None.

Absent or not voting:

Messrs. Duncombe, Dungan, Parker, Robb, Stephens, Wagner, and Mr. Speaker—7.

So the bill passed, and the title was agreed to.

MESSAGE FROM THE SENATE.

The following message was received from the Senate:

MR. SPEAKER—I am directed to inform your honorable body that the Senate herewith returns House File No. 309, as per request of the House.

A. T. McCARGAR, *Secretary.*

House File No. 245, a bill for an act to amend section 3072, chapter 2, title 18 of the Code, relating to exemptions, with report of committee recommending a substitute, was taken up and considered.

On motion of Mr. Williams the substitute was adopted.

Mr. Williams moved that the rule be suspended, the bill considered engrossed, and read a third time now, which prevailed, and the bill was read a third time.

The question being, shall the bill pass?

The yeas were:

Messrs. Baker, Barnes, Beach, Belfrage, Bicknell, Blair, Bloom, Bosworth, Bridges, Brown of Dickinson, Brown of Linn, Caldwell, Carson, Casey, Clayton, Cobbey, Cochran, Colton, Coomes, Dean, Dotson, Downing, Egbert, Ehl, Epperson, Evans, Fisher, Francis, Gay, Glasgow, Harvey, Hayden, Hays, Hixson, Homan, Hornaday, Hubbell, Hull, Hutchison of Calhoun, Hutchison of Wapello, Jennings, Jordan, King, Knight, Lake, Lambert, Laub, Lewis of Fayette, Lewis of Mills, Lucas, Lyon, Mackey, Martindale, McDaid, McGregor, Merten, Muncey, Nagle, Newbold, Nichols, O'Brien, Palmer, Patterson, Payne, Pearson, Perrin, Porter, Prouty, Reck, Richardson of Harrison, Richardson of Jackson, Richey, Russell, Scott, Seaman, Simpson, Stockton, Struble, Stutsman, Terry, Tilton, Tool, Van Staden, Wadleigh, Webster, Whaley, Wicks, Williams, Wolfe, Wood, and Yorán—91.

The nays were—None.

Absent or not voting:

Messrs. Duncombe, Dungan, Mueller, Parker, Robb, Stephens, Stout, Wagner, and Mr. Speaker—9.

So the bill passed, and the title was agreed to.

On motion of Mr. Perrin, Senate File No. 85, a bill for an act to amend chapter 9 of title 12 of the Code of 1873, providing for calling, in certain contingencies, meetings of school district, was taken up.

The bill was read a third time.

Mr. Perrin moved that the rule be suspended, and the bill be considered engrossed, and read a third time now, which prevailed, and the bill was read a third time.

The question being, shall the bill pass?

The yeas were:

Messrs. Baker, Barnes, Beach, Belfrage, Bicknell, Blair, Bloom, Bosworth, Bridges, Brown of Dickinson, Brown of Linn, Caldwell, Carson, Casey, Clayton, Cobbe, Cochran, Colton, Coomes, Dean, Dotson, Downing, Egbert, Ehl, Epperson, Evans, Fisher, Francis, Gay, Glasgow, Harvey, Hayden, Hays, Hixson, Homan, Hornaday, Hubbell, Hull, Hutchison of Calhoun, Hutchison of Wapello, Jennings, Jordan, King, Knight, Lake, Lambert, Laub, Lewis of Fayette, Lewis of Mills, Lucas, Lyon, Mackey, Martindale, McDaid, McGregor, Merten, Muncey, Nagle, Newbold, Nichols, O'Brien, Palmer, Patterson, Payne, Pearson, Perrin, Porter, Prouty, Reck, Richardson of Harrison, Richardson of Jackson, Richey, Russell, Scott, Seaman, Simpson, Stockton, Stout, Struble, Stutsman, Terry, Tilton, Tool, Van Staden, Wadleigh, Webster, Whaley, Wicks, Williams, Wolfe, Wood, and Yoran—92.

The nays were—None.

Absent or not voting:

Messrs. Duncombe, Dungan, Mueller, Parker, Robb, Stephens, Wagner, and Mr. Speaker—8.

So the bill passed, and the title was agreed to.

Senate File No. 11, a bill for an act to amend section 2741 of the Code, in relation to the trial and appeal of ordinary actions, with report of committee recommending the bill do pass, was taken up and considered.

The bill was ordered engrossed.

Mr. Struble moved that the rule be suspended, and the bill be considered engrossed, and read a third time now, which prevailed, and the bill was read a third time.

The question being, shall the bill pass?

The yeas were:

Messrs. Baker, Barnes, Beach, Belfrage, Bicknell, Blair, Bloom, Bosworth, Bridges, Brown of Dickinson, Brown of Linn, Carson, Casey, Clayton, Cobbe, Cochran, Colton, Coomes, Dean, Dotson, Downing, Egbert, Ehl, Epperson, Evans, Fisher, Francis, Gay, Glasgow, Harvey, Hayden, Hays, Hixson, Homan, Hornaday, Hubbell, Hull, Hutchison of Calhoun, Hutchison of Wapello, Jennings, Jordan, King, Knight, Lake, Lambert, Laub, Lewis of Fayette, Lewis of Mills, Lucas, Lyon, Mackey, Martindale, McDaid, McGregor, Merten, Mueller, Muncey, Nagle, Newbold, Nichols, O'Brien, Palmer, Patterson, Payne, Pearson, Perrin, Porter, Prouty, Reck, Richardson of Harrison, Richardson of Jackson, Richey, Russell, Scott, Seaman, Simpson, Stockton, Stout, Struble, Stutsman, Terry, Tilton, Tool, Van Staden, Wadleigh, Webster, Whaley, Wicks, Williams, Wolfe, Wood, and Yoran—92.

The nays were:

Mr. Caldwell,—1.

Absent or not voting:

Messrs. Duncombe, Dungan, Parker, Robb, Stephens, Wagner, and Mr. Speaker—7.

So the bill passed, and the title was agreed to.

House File No. 407, a bill for an act to secure the collection of taxes upon personal property, with report of committee recommending

amendments, was taken up, considered, and the report of the committee was not adopted.

Mr Lake moved to amend section 2, line eleven, by inserting after the word "costs," the words "assessed on such mortgaged property."

Mr. Downing moved the bill be indefinitely postponed, which motion prevailed.

House File No. 204, a bill for an act to amend section 824 of the Code, with report of committee recommending that the bill do pass, was taken up and considered.

Mr. Scott moved that the rule be suspended, and the bill be considered engrossed, and read a third time now, which prevailed, and the bill was read a third time.

The question being, shall the bill pass?

The yeas were:

Messrs. Barnes, Belfrage, Blair, Bosworth, Bridges, Brown of Dickinson, Brown of Linn, Caldwell, Carson, Casey, Clayton, Cobbey, Cochran, Coomes, Dean, Dotson, Downing, Ehl, Epperson, Evans, Fisher, Francis, Gay, Harvey, Hayden, Hays, Homan, Hornaday, Hubbell, Hull, Hutchison of Calhoun, Hutchison of Wapello, Jennings, Jordan, King, Knight, Lambert, Laub, Lewis of Mills, Lucas, Lyon, Martindale, McDaid, Merten, Mueller, Muncey, Newbold, Nichols, O'Brien, Palmer, Payne, Pearson, Perrin, Porter, Prouty, Reck, Richey, Russell, Scott, Stockton, Stout, Struble, Stutsman, Terry, Tilton, Tool, Van Staden, Webster, Whaley, Wicks, Williams, Wolfe, Wood, Yoran, and Mr. Speaker—75.

The nays were:

Messrs. Baker, Beach, Bicknell, Bloom, Egbert, Glasgow, Hixson, Lake, McGregor, Nagle, Richardson of Harrison, Richardson of Jackson, Simpson, and Wadleigh—14.

Absent or not voting:

Messrs. Colton, Duncombe, Dungan, Lewis of Fayette, Mackey, Parker, Patterson, Robb, Seaman, Stephens, and Wagner—11.

So the bill passed, and the title was agreed to.

Mr. Lucas moved that the House do now adjourn.

The motion did not prevail.

House File No. 233, a bill for an act to amend sections 2, 3, 5, 6 and 9 of chapter 100 of the laws of the Sixteenth General Assembly, with report of committee recommending it do pass, was taken up.

Mr. Cochran moved to amend section 1 by striking out the words "the words" in first line, and the words "be inserted" in second line, and to insert in the first line after the word "that" the following words: "sections 2, 3, 5, 6 and 9 of chapter 100 of the laws of the Sixteenth General Assembly be amended by inserting the words—."

The amendment prevailed.

Mr. Cochran moved that the rule be suspended, and the bill be considered engrossed, and read a third time now, which prevailed, and the bill was read a third time.

The question being, shall the bill pass?

The yeas were:

Messrs. Baker, Barnes, Beach, Belfrage, Bicknell, Blair, Bloom, Bosworth, Bridges, Brown of Dickinson, Brown of Linn, Caldwell, Carson,

Casey, Clayton, Cobbey, Cochran, Coomes, Dean, Dotson, Downing, Egbert, Ehl, Epperson, Evans, Fisher, Francis, Gay, Glasgow, Harvey, Hayden, Hays, Hixson, Homan, Hornaday, Hubbell, Hull, Hutchison of Calhoun, Hutchison of Wapello, Jennings, Jordan, King, Knight, Lake, Lambert, Laub, Lewis of Mills, Lucas, Lyon, Mackey, Martindale, McDaid, McGregor, Merten, Mueller, Muncey, Nagle, Newbold, Nichols, O'Brien, Palmer, Payne, Pearson, Perrin, Porter, Prouty, Reck, Richardson of Harrison, Richardson of Jackson, Richey, Russell, Scott, Simpson, Stockton, Stout, Struble, Stutsman, Terry, Tilton, Tool, Van Staden, Wadleigh, Webster, Whaley, Wicks, Williams, Wolfe, Wood, Yoran, and Mr. Speaker—90.

The nays were—None.

Absent or not voting:

Messrs. Colton, Duncombe, Dungan, Lewis of Fayette, Parker, Patterson, Robb, Seaman, Stephens, and Wagner—10.

So the bill passed, and the title was amended by adding thereto the following words: "in relation to giving a mechanic's lien for board of men and teams," and as amended the title was agreed to.

RESOLUTION.

Mr. Fisher offered the following resolution:

Resolved, That the House continue in session until half past 5 o'clock P. M., and that upon the adoption of this resolution House File No. 299 be taken up and disposed of, and that the regular order for night sessions then be taken up.

Mr. Perrin moved to amend by striking out "5:30" and inserting "6."

The motion did not prevail.

Mr. Newbold moved a division of the resolution.

The motion prevailed.

The first part of the resolution was adopted.

The second part of the resolution was adopted.

House File No. 299, a bill for an act to amend section 602 of the Code, in relation to the registration of voters, with report of committee recommending the bill do pass, was taken up and considered.

Mr. Jennings moved that the rule be suspended, the bill be considered engrossed, and read a third time now, which prevailed, and the bill was read a third time.

The question being, shall the bill pass?

The yeas were:

Messrs. Baker, Barnes, Beach, Belfrage, Bicknell, Blair, Bosworth, Bridges, Brown of Dickinson, Brown of Linn, Carson, Clayton, Cobbey, Cochran, Coomes, Dean, Dotson, Downing, Egbert, Epperson, Evans, Fisher, Francis, Gay, Harvey, Hayden, Hays, Hixson, Hornaday, Hubbell, Hull, Hutchison of Calhoun, Hutchison of Wapello, Jennings, Jordan, King, Knight, Lambert, Laub, Lewis of Mills, Lucas, Lyon, Martindale, McDaid, Merten, Mueller, Muncey, Nagle, Newbold, Nichols, O'Brien, Palmer, Pearson, Perrin, Porter, Prouty, Reck, Richardson of Harrison, Richey, Russell, Scott, Stockton, Stout, Struble, Stutsman, Terry, Tilton, Tool, Whaley, Wicks, Williams, and Wood—72.

The nays were:

Messrs. Bloom, Caldwell, Casey, Ehl, Glasgow, Homan, Lake, Mackey, McGregor, Payne, Richardson of Jackson, Simpson, Van Staden, Wadleigh, Wolfe, Yoran and Mr. Speaker—17.

Absent or not voting:

Messrs. Colton, Duncombe, Dungan, Lewis of Fayette, Parker, Patterson, Robb, Seaman, Stephens, Wagner, and Webster—11.

So the bill passed, and the title was agreed to.

On motion of Mr. Beach the House adjourned until 9:30 to-morrow morning.

HALL OF HOUSE OF REPRESENTATIVES, }
DES MOINES, IOWA, March 18, 1880. }

House met pursuant to adjournment, the Speaker in the chair.

Prayer by Rev. Mr. Wooten.

Pending the reading of the journal of yesterday, on motion of Mr. Jennings further reading of the same was dispensed with.

INTRODUCTION OF BILL.

Leave was granted Mr. Casey to introduce House File No. 569, a bill for an act to amend section 479, chapter 1 title 9, of the Code of 1873.

Read a first and second time and referred to the Committee on Judiciary.

REPORTS OF COMMITTEES.

Mr. Newbold, from the Committee on Ways and Means, submitted the following report:

MR. SPEAKER—Your Committee on Ways and Means, to whom was referred substitute for Senate Files Nos. 31, 136, and 180, bills for an act to repeal sections 894 and 895 of the Code, and enact a substitute therefor, in relation to giving notice before tax deeds shall be made, and in relation to making such deeds, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that it be amended by striking out of the forty-fourth line of section 1, of said bill, "twenty cents," and insert in lieu thereof "one dollar," and after being so amended that it do pass.

J. G. NEWBOLD, *Chairman.*

Ordered passed on file.

Also:

MR. SPEAKER—Your Committee on Ways and Means, to whom was referred Senate File No. 137, a bill for an act to amend section 831, chapter 1, title 6 of the Code, in relation to appeals from boards

of equalization, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that it do not pass, the substance of the same being contained in a bill which has passed the House.

J. G. NEWBOLD, *Chairman*.

Ordered passed on file.

Mr. Carson, from the Committee on Judiciary, submitted the following report:

MR. SPEAKER—Your Committee on Judiciary, to whom was referred Senate File No. 56, a bill for an act to legalize the service of original notices by publication in divorce cases where the petition has not been filed until after the publication of the original notice, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that it do pass.

GEO. CARSON, *Chairman*.

Ordered passed on file.

Also:

MR. SPEAKER—Your Committee on Judiciary, to whom was referred House File No. 534, a bill for an act legalizing the organization of the independent school district of Red Rock, Marion county, Iowa, and establish the boundaries thereof, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that it do pass.

GEO. CARSON, *Chairman*.

Ordered passed on file.

Also:

MR. SPEAKER—Your Committee on Judiciary, to whom was referred House File No. 564, a bill for an act to legalize the incorporation and doings of the Farmers' Mutual Insurance Association, of Linn township, Linn county, Iowa, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that it do pass.

GEO. CARSON, *Chairman*.

Ordered passed on file.

Also:

MR. SPEAKER—Your Committee on Judiciary, to whom was referred House File No. 562, a bill for an act to prevent injurious discrimination of railways within the State of Iowa, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that it be indefinitely postponed.

GEO. CARSON, *Chairman*.

Ordered passed on file.

Also:

MR. SPEAKER—Your Committee on Judiciary, to whom was referred House File No. 561, a bill for an act to amend section 1, of chapter 118, of the laws of the Seventeenth General Assembly, beg leave to report that they have had the same under consideration and have in-

structed me to report the same back to the House with the recommendation that it be indefinitely postponed.

GEO. CARSON, *Chairman*.

Ordered passed on file.

Also:

MR. SPEAKER—Your Committee on Judiciary, to whom was referred Senate File No. 223, a bill for an act to amend section 165, chapter 5, title 3 of the Code, relative to the printing of tabular statement of times of holding the district and circuit courts, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that it do pass.

GEO. CARSON, *Chairman*.

Ordered passed on file.

Also:

MR. SPEAKER—Your Committee on Judiciary, to whom was referred Senate File No. 125, a bill for an act to confirm and legalize the acts of Edward M. Doa, as a notary public in and for Johnson county, Iowa, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that it do pass.

GEO. CARSON, *Chairman*.

Ordered passed on file.

Mr. Clayton, from the Committee on Agriculture, submitted the following report:

MR. SPEAKER—Your Committee on Agriculture, to whom was referred petitions in reference to the spread of diseases among domestic animals, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the committee has recommended a bill on that subject.

B. F. CLAYTON, *Chairman*.

Ordered passed on file.

Mr. Stephens, from the Committee on Claims, submitted the following report:

MR. SPEAKER—Your Committee on Claims, to whom was referred Senate File No. 269, a bill for an act providing for the payment of certain companies of the State militia for services rendered in preventing riots in the year 1877, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that it do pass.

R. D. STEPHENS, *Chairman*.

Ordered passed on file.

BILLS ON SECOND READING.

On motion of Mr. Stephens Senate File No. 269, a bill for an act providing for the payment of certain companies of the State militia for services rendered in preventing riots in the year 1877, with report of committee recommending that the bill do pass, was taken up and considered.

Mr. Stephens moved that the rule be suspended, the bill be considered engrossed, and read a third time now, which prevailed, and the bill was read a third time.

The question being, shall the bill pass?

The yeas were:

Messrs. Baker, Barnes, Beach, Belfrage, Bicknell, Blair, Bloom, Bosworth, Bridges, Brown of Dickinson, Brown of Linn, Caldwell, Carson, Casey, Clayton, Cobbey, Cochran, Colton, Coomes, Dean, Dotson, Downing, Ehl, Epperson, Evans, Fisher, Francis, Gay, Glasgow, Harvey, Hayden, Hays, Hixson, Homan, Hornaday, Hubbell, Hull, Hutchison of Calhoun, Hutchison of Wapello, Jennings, Jordan, King, Knight, Lake, Lambert, Laub, Lewis of Fayette, Lewis of Mills, Lucas, Lyon, Mackey, Martindale, McDaid, McGregor, Merten, Mueller, Muncey, Nagle, Newbold, Nichols, O'Brien, Palmer, Parker, Patterson, Payne, Pearson, Perrin, Porter, Prouty, Reck, Richardson of Harrison, Richardson of Jackson, Richey, Russell, Scott, Seaman, Simpson, Stephens, Stockton, Struble, Stutsman, Terry, Tool, Van Staden, Wadleigh, Whaley, Wicks, Williams, Wolfe, Wood, Yorán, and Mr. Speaker—92.

The nays were—None.

Absent or not voting:

Messrs. Duncombe, Dungan, Egbert, Robb, Stout, Tilton, Wagner, and Webster—8.

So the bill passed, and the title was agreed to.

MESSAGE FROM THE SENATE.

The following message was received from the Senate:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has passed the following bills, in which the concurrence of the House is asked:

Senate File No. 212 a bill for an act to amend section 8 of chapter 77 of the acts of the Seventeenth General Assembly of the State of Iowa, in relation to collection of the fund to pay the salaries and current expenses of the railroad commissioners.

Senate File No. 249, a bill for an act to amend chapter 123 of the laws of the Seventeenth General Assembly, relative to publication and distribution of laws.

Senate File No. 254, a bill for an act to repeal section 1722 of the Code of 1873, and to provide a substitute therefor, in relation to the meetings of boards of school directors in district townships.

Also, joint resolution in relation to a modification of the patent laws, and to relieve innocent parties from prosecution for using patented devices.

Also, has concurred in House amendments to Senate File No. 117, a bill for an act to provide for a military code.

Also, has amended and passed House File No. 390, a bill for an act providing for carrying into effect section 3, article 10 of the Constitution of the State of Iowa, in reference to revising and amending the Constitution of the State. Amended by striking out the preamble.

Also, has passed without amendment substitute for House File No. 177, a bill for an act to amend chapter 13, title 12 of the Code, in relation to the State Library.

Also, has refused to pass House joint resolution proposing to amend section 4 of article 3 of the Constitution of the State of Iowa.

Also, joint resolution proposing to amend section 1 of article 2 of the Constitution of the State of Iowa.

A. T. McCARGAR, *Secretary.*

Mr. Lake moved that the vote by which House File No. 407 was indefinitely postponed be reconsidered.

The motion to reconsider prevailed.

Question, shall the bill be engrossed and read a third time?

Mr. Lake moved to amend by offering a substitute for the bill.

Mr. Hays moved the bill be recommitted to the Committee on Judiciary.

The motion prevailed.

REPORTS OF COMMITTEES.

Messrs. Dean, Hutchison and Simpson, from the Special Committee on House File No. 563, submitted the following report:

MR. SPEAKER—Your Committee on House File No. 563, to whom was referred House File No. 563, a bill for an act to amend the law relative to assessments, beg leave to report that they have had the same under consideration and herewith submit a substitute therefor, which they report back to the House with the recommendation that the substitute be adopted, and when adopted do pass.

E. J. DEAN.

J. H. HUTCHISON.

J. S. SIMPSON.

Ordered passed on file, and on motion of Mr. Dean made a special order for to-night, March 18, 1880.

Mr. Harvey, from the Committee on Suppression of Intemperance, submitted the following report:

MR. SPEAKER—Your Committee on Suppression of Intemperance, to whom was recommitted House File No. 70, a bill for an act for the suppression of intemperance in incorporated towns and townships, with the substitute offered therefor, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the substitute be not adopted, and that said bill be amended by striking out the first section and inserting in lieu thereof the following, viz.:

SECTION 1. *Be it enacted by the General Assembly of the State of Iowa,* That the qualified electors of any township in which there is no city or incorporated town, or the qualified electors of that part of any township lying outside the limits of any city or incorporated town, may, at an election called for that purpose, determine by vote whether the keeping for sale, or selling or giving away, to be used as a beverage, ale, wine or beer, shall be prohibited in such township or part of townships.

And that said bill be further amended by inserting in lieu of the fourth section the following, viz.:

SEC. 4. After an election under the provisions of this act in any

township or part of townships, the question may be again submitted at any general election thereafter, upon petition and notice as provided in section 2 of this act, but not otherwise.

And when so amended that the bill do pass.

J. A. HARVEY, *Chairman.*

Ordered passed on file.

MINORITY REPORT.

Mr. Stockton, from the Special Committee on House File No. 494, submitted the following report:

MR. SPEAKER—The minority of your Special Committee on House File No. 494, to whom was referred House File No. 494, a bill for an act to regulate the payment of losses by fire insurance companies and to define the duties of such companies, and to prevent over insurance, etc., beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that it be amended by striking out section 7 and inserting in lieu thereof the section hereto attached and made a part of this report, and when so amended that it do pass.

STOCKTON, *Chairman.*

Ordered passed on file.

MAJORITY REPORT.

Mr. Mackey, from Special Committee on House File No. 494, submitted the following majority report:

MR. SPEAKER—The majority of your Special Committee to whom was referred House File No. 494, a bill for an act to regulate the payment of losses by fire insurance companies and to define the duties of such companies in certain cases, and to prevent over insurance of buildings and other structures, beg leave to report that they have had the same under consideration, and have instructed me to report the same back to the House without recommendation.

MACKEY, *Chairman.*

Ordered passed on file.

INTRODUCTION OF BILLS.

Mr. Laub introduced House File No. 570, a bill for an act to amend chapter 130 of the session laws of the Sixteenth General Assembly.

Read a first and second time and referred to the Committee on Judiciary.

Mr. Hutchison of Wapello introduced House File No. 571, a bill for an act in relation to the jurisdiction of mayors of cities, etc.

Read a first and second time.

Passed on file and made a special order for 7:30 this evening, March 18, 1880.

RESOLUTIONS.

Mr. Dotson offered the following resolution, which was adopted:

Resolved by this House, That all committee clerks, except those of the committees on Ways and Means, Judiciary and Appropriations, be discharged after the 18th of March.

The resolution offered by Mr. Knight on the 16th, relative to sifting committee was called up.

Mr. Seaman moved to lay on the table.

The motion prevailed.

Mr. Hixson offered the following resolution, which was adopted:

Resolved, That the members of this House request of the clerks or employes, that if practicable, they place on the bulletin boards by four o'clock of each evening, or before the adjourning of the evening session, the number or file of each bill that may come in regular order for next day.

SENATE MESSAGES.

Senate File No. 131, a bill for an act to amend chapter 121, acts of the Seventeenth General Assembly, and section 1212 of the Code of 1873, etc., was taken up.

Read a first and second time and referred to the Committee on Agriculture.

House File No. 372, a bill for an act to legalize the acts and incorporation of the Springdale Mutual Fire Insurance Company, of Cedar county, Iowa, was taken up, with Senate amendments.

Upon the question, shall the House concur in the Senate amendments? the yeas and nays were as follows—

The yeas were:

Messrs. Baker, Barnes, Beach, Belfrage, Bicknell, Blair, Bloom, Bosworth, Bridges, Brown of Dickinson, Brown of Linn, Caldwell, Carson, Casey, Clayton, Cobbe, Cochran, Coomes, Dean, Dotson, Downing, Ehl, Epperson, Evans, Fisher, Francis, Gay, Glasgow, Harvey, Hayden, Hays, Hixson, Homan, Hornaday, Hubbell, Hutchison of Calhoun, Hutchison of Wapello, Jennings, Jordan, King, Knight, Lake, Lambert, Laub, Lewis of Fayette, Lewis of Mills, Lucas, Lyon, Mackey, Martindale, McDaid, McGregor, Merten, Mueller, Muncey, Nagle, Newbold, Nichols, O'Brien, Palmer, Parker, Patterson, Payne, Pearson, Perrin, Porter, Prouty, Reck, Richardson of Harrison, Richardson of Jackson, Richey, Robb, Russell, Scott, Seaman, Simpson, Stephens, Stockton, Stout, Struble, Stutsman, Terry, Tool, Van Staden, Wadleigh, Whaley, Wicks, Wolfe, Williams, Wood, Yorlan, and Mr. Speaker—92.

The nays were—None.

Absent or not voting:

Messrs. Colton, Duncombe, Dungan, Egbert, Hull, Tilton, Wagner, and Webster—8.

So the House concurred in the Senate amendment.

Mr. Colton was excused for the day.

Senate File No. 249, a bill for an act to amend chapter 123, laws of the Seventeenth General Assembly, was taken up.

Read a first and second time and referred to the Committee on State University.

Senate File No. 254, a bill for an act to repeal section 1722 of the Code of 1873, etc., was taken up.

Read a first and second time and referred to the Committee on Schools.

Senate File No. 212, a bill for an act to amend section 8, chapter 77, of the acts of the Seventeenth General Assembly, etc., was taken up.

Read a first and second time and referred to the Committee on Ways and Means.

Joint resolution in regard to the modification of the patent laws, etc., was taken up and passed the House.

House File No. 390, a bill for an act providing for the carrying into effect section 3, article 10, of the Constitution of the State of Iowa, etc., was taken up, with Senate amendment.

On the question, shall House concur in the Senate amendment? the yeas and nays were as follows—

The yeas were:

Messrs. Baker, Barnes, Beach, Belfrage, Bicknell, Blair, Bloom, Bosworth, Bridges, Brown of Linn, Caldwell, Carson, Casey, Clayton, Cobbey, Cochran, Coomes, Dean, Downing, Ehl, Epperson, Evans, Fisher, Francis, Gay, Glasgow, Harvey, Hayden, Hays, Hixson, Homan, Hornaday, Hubbell, Hutchison of Calhoun, Hutchison of Wapello, Jennings, Jordan, Lake, Lambert, Laub, Lewis of Fayette, Lewis of Mills, Lucas, Lyon, Mackey, Martindale, Merten, Muncey, Nagle, Newbold, Nichols, O'Brien, Palmer, Parker, Patterson, Payne, Pearson, Perrin, Porter, Prouty, Reck, Richardson of Harrison, Richardson of Jackson, Richey, Robb, Russell, Scott, Seaman, Simpson, Stephens, Stockton, Stout, Struble, Stutsman, Terry, Tool, Van Staden, Wadleigh, Webster, Whaley, Williams, Wolfe, Wood, Yorlan, and Mr. Speaker—85.

The nays were:

Messrs. Brown of Dickinson, and McDaid—2.

Absent or not voting:

Messrs. Colton, Dotson, Duncombe, Dungan, Egbert, Hull, King, Knight, McGregor, Mueller, Tilton, Wagner, and Wicks—13.

So the bill passed, and the title was agreed to.

BILLS ON SECOND READING.

House File No. 432, a bill for an act to provide for and regulate a general publication of the proceedings of county boards of supervisors in the public newspapers, with report of committee recommending that the bill do pass, was taken up.

Mr. Coomes moved the bill be recommitted to the Committee on Retrenchment and Reform.

Mr. Epperson moved to amend by striking out Retrenchment and Reform and inserting Printing.

The motion prevailed.

The bill was recommitted to the Committee on Printing.

House File No. 410, a bill for an act to provide for the compilation and publication of the road laws, and the distribution of the same, with report of committee recommending that the bill do pass, was taken up and considered.

Mr. Brown of Dickinson moved that the rule be suspended, the bill be considered engrossed, and read a third time now, which prevailed, and the bill was read a third time.

The question being, shall the bill pass?

The yeas were:

Messrs. Baker, Barnes, Beach, Blair, Bosworth, Brown of Dickinson, Brown of Linn, Carson, Clayton, Cobbey, Cochran, Coomes, Dotson, Downing, Egbert, Ehl, Evans, Francis, Gay, Harvey, Hixson, Homan, Hornaday, Hutchison of Calhoun, Jordan, Lake, Laub, Lewis of Fayette, Lewis of Mills, Lucas, Lyon, Martindale, McDaid, Merten, Mueller, Nagle, Newbold, Nichols, O'Brien, Palmer, Parker, Patterson, Pearson, Perrin, Porter, Prouty, Reck, Richey, Robb, Russell, Scott, Seaman, Stephens, Stockton, Stout, Struble, Stutsman, Tool, Whaley, Wicks, Wolfe, Wood, and Mr. Speaker—63.

The nays were:

Messrs. Belfrage, Bicknell, Bridges, Caldwell, Epperson, Fisher, Glasgow, Hayden, Hays, Hubbell, Hutchison of Wapello, Jennings, Lambert, Mackey, McGregor, Payne, Richardson of Jackson, Simpson, Van Staden, Wadleigh, Williams, and Yoran—22.

Absent or not voting:

Messrs. Bloom, Casey, Colton, Dean, Duncombe, Dungan, Hull, King, Knight, Muncey, Richardson of Harrison, Terry, Tilton, Wagner, and Webster—15.

So the bill passed, and the title was agreed to.

On motion of Mr. King House File No. 493 was made a special order for this evening at 8 p. m.

Senate File No. 30, a bill for an act to prohibit the furnishing or giving, or offering to give, intoxicating liquors to voters at or within one mile of the polls on election day, etc., with report of committee recommending that the bill do pass, was taken up and considered.

Mr. Brown of Dickinson moved that the rule be suspended, and the bill be considered engrossed, and read a third time now, which prevailed, and the bill was read a third time.

The question being, shall the bill pass?

The yeas were:

Messrs. Beach, Belfrage, Bicknell, Blair, Bosworth, Brown of Dickinson, Brown of Linn, Carson, Cobbey, Cochran, Dean, Dotson, Downing, Egbert, Epperson, Fisher, Francis, Gay, Harvey, Hayden, Hays, Hixson, Homan, Hutchison of Calhoun, Hutchison of Wapello, Jennings, Jordan, King, Laub, Lewis of Fayette, Lewis of Mills, Lucas, Lyon, Martindale, McDaid, Merten, Nagle, Newbold, Nichols, Palmer, Parker, Patterson, Payne, Pearson, Perrin, Porter, Prouty, Reck, Richey, Robb, Russell, Scott, Seaman, Stephens, Stockton, Stout, Struble, Stutsman, Terry, Tool, Whaley, Wicks, Williams, Wolfe, Wood, Yoran, and Mr. Speaker—67.

The nays were:

Messrs. Baker, Barnes, Bridges, Caldwell, Casey, Clayton, Ehl, Evans, Glasgow, Hornaday, Hubbell, Lake, Lambert, Mackey, McGregor,

Mueller, O'Brien, Richardson of Harrison, Richardson of Jackson, Simpson, Van Staden, and Wadleigh—22.

Absent or not voting:

Messrs. Bloom, Colton, Coomes, Duncombe, Dungan, Hull, Knight, Muncey, Tilton, Wagner, and Webster—11.

So the bill passed, and the title was agreed to.

MESSAGE FROM THE SENATE.

MR. SPEAKER—I am directed to inform your honorable body that the Senate has passed the following bill, in which the concurrence of the House is asked:

Senate File No. 290, a bill for an act to legalize the incorporation of the town of Bentonsport, Van Buren county, Iowa.

Also, has amended and passed House File No. 189, a bill for an act in relation to jury trial in cases for violation of ordinances of cities of second class and incorporated towns: amended by inserting after the word "jury," in 11th line, the words, "except on appeal."

A. T. McCARGAR, *Secretary*.

BILLS ON SECOND READING.

Senate File No. 171, a bill for an act to repeal section 501, chapter 10, title 5 of the Code, relating to municipal elections, and enact a substitute therefor, with report of committee recommending that the bill do pass, was taken up and considered.

Mr. Perrin moved that the rule be suspended, and the bill be considered engrossed, and read a third time now.

The motion did not prevail.

The question being, shall the bill pass?

Mr. Lake moved to strike out the publication clause.

The motion prevailed.

Mr. Stephens moved to indefinitely postpone the bill, and demanded the yeas and nays, which were as follows—

The yeas were:

Messrs. Barnes, Beach, Belfrage, Bloom, Bridges, Brown of Dickinson, Caldwell, Carson, Casey, Clayton, Cobbey, Cochran, Dean, Egbert, Ehl, Francis, Glasgow, Hixson, Homan, Lake, Laub, Lewis of Mills, Lucas, Mackey, McGregor, Merten, Mueller, O'Brien, Palmer, Parker, Pearson, Reck, Richardson of Harrison, Richardson of Jackson, Richey, Seaman, Simpson, Stephens, Stockton, Stutsman, Terry, Van Staden, Wadleigh, Williams, Wolfe, Yorán, and Mr. Speaker—47.

The nays were:

Messrs. Baker, Bicknell, Blair, Bosworth, Brown of Linn, Coomes, Dotson, Downing, Epperson, Evans, Fisher, Gay, Harvey, Hayden, Hays, Hornaday, Hubbell, Hutchison of Calhoun, Hutchison of Wapello, Jennings, Jordan, Knight, Lambert, Lewis of Fayette, Lyon, Martindale, McDaid, Nagle, Newbold, Nichols, Patterson, Payne, Perrin, Porter, Prouty, Robb, Russell, Scott, Stout, Struble, Tool, Whaley, Wicks, and Wood—44.

Absent or not voting:

Messrs. Colton, Duncombe, Dungan, Hull, King, Muncey, Tilton, Wagner, and Webster—9.

So the motion to indefinitely postpone prevailed.

House File No. 424, a bill for an act to amend section 1491, of chapter 4, title 11 of the Code, relating to fences, with report of committee recommending amendments, was taken up, considered, and the report of the committee was adopted.

Mr. Clayton moved that the rule be suspended, and the bill be considered engrossed, and read a third time now, which prevailed, and the bill was read a third time.

The question being, shall the bill pass?

The yeas were:

Messrs. Baker, Barnes, Belfrage, Bicknell, Blair, Bloom, Bosworth, Bridges, Brown of Dickinson, Brown of Linn, Caldwell, Carson, Casey, Clayton, Cobbey, Cochran, Coomes, Dean, Dotson, Downing, Egbert, Ehl, Epperson, Evans, Fisher, Francis, Gay, Glasgow, Harvey, Hays, Hixson, Homan, Hubbell, Hutchison of Calhoun, Hutchison of Wapello, Jennings, Jordan, Knight, Lake, Lambert, Laub, Lewis of Fayette, Lewis of Mills, Lyon, Mackey, Martindale, McDaid, McGregor, Merten, Mueller, Nagle, Newbold, Nichols, Parker, Patterson, Payne, Pearson, Perrin, Porter, Prouty, Reck, Richardson of Harrison, Richardson of Jackson, Richey, Russell, Scott, Seaman, Simpson, Stephens, Stockton, Stout, Struble, Stutsman, Terry, Tool, Van Staden, Wadleigh, Whaley, Wicks, Williams, Wood, Yorán, and Mr. Speaker—83.

The nays were:

Messrs. Hayden, Hornaday, O'Brien, Palmer, and Robb—5.

Absent or not voting:

Messrs. Beach, Colton, Duncombe, Dungan, Hull, King, Lucas, Muncey, Tilton, Wagner, Webster, and Wolfe—12.

So the bill passed, and the title was agreed to.

Mr. Tilton was excused for one day.

House File No. 459, a bill for an act to repeal section 1495, title 11 of the Code, and to enact a substitute therefor, with report of committee recommending that the bill do pass, was taken up and considered.

Mr. Gay moved that the words "as uninclosed" be stricken out of the fourth line, after the word "lands," and the words "in common" be inserted.

Mr. McDaid moved the time for adjournment be extended five minutes.

The motion prevailed.

The hour for adjournment having arrived the Speaker adjourned the House until 2 o'clock P. M.

AFTERNOON SESSION.

2 O'CLOCK P. M.

House called to order by the Speaker.

UNFINISHED BUSINESS.

Question recurring on the motion of Mr. Gay to amend, the motion did not prevail.

Mr. King moved to amend by striking out all after the word "adopted," and inserting in lieu thereof the following:

"SEC. 1495. No person not having his land inclosed, nor wishing the same inclosed, shall be compelled to contribute to the erection of a partition fence. But when adjoining owners both inclose their land, or desire to do so, then each shall contribute to the erection of partition fences as in this chapter provided."

The motion to amend prevailed.

Mr. King moved that the rule be suspended, the bill be considered engrossed, and read a third time now, which prevailed, and the bill was read a third time.

The question being, shall the bill pass?

The yeas were:

Messrs. Baker, Beach, Belfrage, Bicknell, Bosworth, Brown of Dickinson, Caldwell, Carson, Casey, Clayton, Cobbey, Cochran, Coomes, Dean, Downing, Egbert, Fisher, Francis, Glasgow, Harvey, Hays, Hixson, Homan, Hornaday, Hubbell, Hull, Hutchison of Calhoun, Jordan, King, Lake, Lambert, Laub, Lewis of Mills, Mackey, Martindale, McDaid, Mueller, Newbold, Nichols, Palmer, Parker, Patterson, Payne, Pearson, Porter, Prouty, Reck, Richey, Robb, Russell, Scott, Seaman, Stephens, Stockton, Stout, Stutsman, Terry, Tool, Wadleigh, Wagner, Wicks, Williams, Yoran, and Mr. Speaker—64.

The nays were:

Messrs. Barnes, Blair, Bloom, Bridges, Brown of Linn, Dotson, Ehl, Epperson, Evans, Gay, Hayden, Hutchison of Wapello, Knight, Lyon, McGregor, Merten, Nagle, O'Brien, Perrin, Richardson of Harrison, Richardson of Jackson, Simpson, Struble, Van Staden, Whaley, Wolfe, and Wood—27.

Absent or not voting:

Messrs. Colton, Duncombe, Dungan, Jennings, Lewis of Fayette, Lucas, Muncey, Tilton, and Webster—9.

So the bill passed, and the title was agreed to.

The chair announced the Committee on the Rents for Committee Rooms as follows:

Messrs. Mueller, Gay, and Richardson of Jackson.

Mr. Dean moved that House File No. 561 be recommitted to the Committee on Judiciary, and that he be notified when the bill is considered.

The motion prevailed.

Mr. Dean moved that House File No. 562 be recommitted to the Committee on Railroads.

The motion prevailed.

House File No. 176, a bill for an act relating to insurance and fire insurance companies, with report of committee recommending amendments, was taken up.

Mr. Simpson moved that the report of the committee be not concurred in.

The motion prevailed.

Mr. Hays moved to amend by striking out section 3.

Mr. Yoran moved to lay the bill upon the table, and demanded the yeas and nays, which were as follows—

The yeas were:

Messrs. Beach, Bicknell, Bloom, Brown of Linn, Carson, Casey, Egbert, Ehl, Harvey, Hornaday, Hull, Knight, Lake, Nichols, Perrin, Seaman, Stephens, Terry, Wadleigh, Wagner, and Yoran—21.

The nays were:

Messrs. Baker, Barnes, Belfrage, Blair, Bosworth, Bridges, Brown of Dickinson, Caldwell, Clayton, Cobbey, Cochran, Coomes, Dean, Dotson, Downing, Epperson, Evans, Francis, Gay, Hayden, Hays, Hixson, Homan, Hubbell, Hutchison of Calhoun, Jennings, Jordan, King, Lambert, Laub, Lewis of Fayette, Lewis of Mills, Lucas, Lyon, Mackey, Martindale, McDaid, Merten, Mueller, Nagle, Newbold, O'Brien, Palmer, Parker, Patterson, Payne, Pearson, Porter, Prouty, Reck, Richardson of Harrison, Richardson of Jackson, Richey, Robb, Russell, Scott, Simpson, Stockton, Stout, Struble, Stutsman, Tool, Van Staden, Whaley, Wicks, Williams, Wolfe, Wood, and Mr. Speaker—69.

Absent or not voting:

Messrs. Colton, Duncombe, Dungan, Fisher, Glasgow, Hutchison of Wapello, McGregor, Muncey, Tilton, and Webster—10.

So the motion to lay upon the table did not prevail.

Question recurring on the motion to amend by striking out section 3, the yeas and nays were demanded and were as follows:

The yeas were:

Messrs. Bicknell, Bloom, Bosworth, Bridges, Brown of Dickinson, Caldwell, Carson, Cobbey, Cochran, Dean, Ehl, Epperson, Evans, Glasgow, Harvey, Hays, Hixson, Homan, Hubbell, Hull, Hutchison of Calhoun, Jennings, Jordan, King, Lake, Laub, Lewis of Fayette, Lyon, Mackey, Merten, Mueller, Nichols, Parker, Pearson, Porter, Richardson of Harrison, Richardson of Jackson, Richey, Robb, Russell, Scott, Seaman, Simpson, Stockton, Stout, Struble, Stutsman, Terry, Tool, Van Staden, Whaley, and Wicks—52.

The nays were:

Messrs. Baker, Barnes, Beach, Belfrage, Blair, Brown of Linn, Clayton, Coomes, Downing, Francis, Gay, Hayden, Hornaday, Knight, Lambert, Lewis of Mills, Lucas, Martindale, Muncey, Nagle, O'Brien, Palmer, Patterson, Payne, Perrin, Prouty, Stephens, Wadleigh, Wagner, Williams, Wolfe, Wood, Yoran, and Mr. Speaker—34.

Absent or not voting:

Messrs. Casey, Colton, Dotson, Duncombe, Dungan, Egbert, Fisher, Hutchison of Wapello, McDaid, McGregor, Newbold, Reck, Tilton, and Webster—14.

So the motion to strike out prevailed.

MESSAGE FROM THE SENATE.

The following message was received from the Senate:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has passed the following bills, in which the concurrence of the House is asked:

Substitute for Senate File No. 243, a bill for an act making appropriations for the Iowa Institution for the Deaf and Dumb at Council Bluffs.

Substitute for Senate File No. 205, a bill for an act making further appropriations for the College for the Blind.

Also, has passed substitute for House File No. 212, a bill for an act making appropriations for the Boys' Reform School at Eldora.

House File No. 538, a bill for an act making appropriations for the improvement of the penitentiary at Ft. Madison.

Substitute for House File No. 397, a bill for an act making appropriations for the Iowa Hospital for the Insane at Mt. Pleasant.

Substitute for House File No. 353, a bill for an act making an appropriation for the Iowa Hospital for the Insane at Independence, with amendments as noted in the bill.

A. T. McCARGAR, *Secretary*.

BILLS ON SECOND READING.

Question recurring on the consideration of House File No. 176, Mr. Mackey moved to amend by striking out all after the enacting clause of section 1.

The motion did not prevail.

Mr. Russell moved to amend section 1 by adding to the section the following: "and any person who solicits insurance and procures the application therefor shall be held to be the agent of the party hereafter issuing a policy upon such application, or a renewal thereof, anything in the application or policy to the contrary notwithstanding.

The motion to amend prevailed.

Mr. King moved to amend section 6 by striking out all after the word "situation" in the fifth line and inserting the words, "was made by the insured or agent," in lieu thereof.

Mr. Yoran moved the previous question, which was seconded.

Question, shall the main question be now put? was decided in the affirmative.

Upon the adoption of the amendment proposed by Mr. King the yeas and nays were demanded and were as follows—

The yeas were:

Messrs. Barnes, Beach, Belfrage, Bicknell, Bloom, Brown of Linn, Carson, Casey, Egbert, Ehl, Glasgow, Harvey, Hornaday, King, Knight, Lake, Mackey, McGregor, Merten, Mueller, O'Brien, Perrin, Richey, Seaman, Stephens, Terry, Wadleigh, Wagner, Williams, Yoran, and Mr. Speaker—31.

The nays were:

Messrs. Baker, Blair, Bosworth, Bridges, Brown of Dickinson, Caldwell, Clayton, Cobbey, Cochran, Coomes, Dean, Dotson, Downing, Epperson, Evans, Francis, Gay, Hayden, Hays, Hixson, Homan,

Hubbell, Hutchison of Calhoun, Hutchison of Wapello, Jennings, Jordan, Lambert, Laub, Lewis of Fayette, Lewis of Mills, Lucas, Lyon, Martindale, McDaid, Nagle, Nichols, Palmer, Parker, Patterson, Payne, Pearson, Porter, Prouty, Reck, Richardson of Harrison, Richardson of Jackson, Robb, Russell, Scott, Simpson, Stockton, Stout, Struble, Stutsman, Tool, Van Staden, Whaley, Wicks, Wolfe, and Wood—60.

Absent or not voting:

Messrs. Colton, Duncombe, Dungan, Fisher, Hull, Muncey, Newbold, Tilton, and Webster—9.

So the motion to amend did not prevail.

Question, shall the bill be engrossed?

The yeas and nays were demanded, and were as follows—

The yeas were:

Messrs. Baker, Barnes, Belfrage, Blair, Bosworth, Bridges, Brown of Dickinson, Caldwell, Clayton, Cobbey, Cochran, Coomes, Dean, Dotson, Downing, Epperson, Evans, Francis, Gay, Glasgow, Hayden, Hays, Hixson, Homan, Hubbell, Hutchison of Wapello, Jennings, Jordan, Lambert, Laub, Lewis of Fayette, Lewis of Mills, Lucas, Lyon, Martindale, McDaid, Newbold, Palmer, Parker, Patterson, Payne, Pearson, Porter, Prouty, Reck, Richardson of Harrison, Richardson of Jackson, Robb, Russell, Scott, Simpson, Stockton, Stout, Struble, Stutsman, Tool, Van Staden, Whaley, Williams, Wolfe, Wood, and Mr. Speaker—62.

The nays were:

Messrs. Beach, Bicknell, Bloom, Brown of Linn, Carson, Casey, Egbert, Ehl, Harvey, Hornaday, Hutchison of Calhoun, King, Knight, Mackey, McGregor, Merten, Mueller, Nagle, Nichols, O'Brien, Perrin, Richey, Seaman, Stephens, Terry, Wadleigh, Wagner, Wicks, and Yorán—29.

Absent or not voting:

Messrs. Colton, Duncombe, Dungan, Fisher, Hull, Lake, Muncey, Tilton, and Webster—9.

So the bill was ordered engrossed.

Mr. Simpson moved that the rule be suspended, the bill be considered engrossed, and read a third time now, and demanded the yeas and nays, which were as follows—

The yeas were:

Messrs. Baker, Barnes, Belfrage, Bicknell, Blair, Bloom, Bosworth, Bridges, Brown of Dickinson, Caldwell, Clayton, Cobbey, Cochran, Coomes, Dean, Dotson, Downing, Epperson, Evans, Francis, Gay, Glasgow, Hayden, Hays, Hixson, Homan, Hubbell, Hutchison of Wapello, Jennings, Jordan, Lambert, Laub, Lewis of Fayette, Lewis of Mills, Lucas, Lyon, Mackey, Martindale, McDaid, Newbold, Palmer, Parker, Patterson, Payne, Pearson, Porter, Prouty, Reck, Richardson of Harrison, Richardson of Jackson, Robb, Russell, Scott, Seaman, Simpson, Stockton, Stout, Struble, Stutsman, Tool, Van Staden, Whaley, Williams, Wolfe, Wood, and Mr. Speaker—66.

The nays were:

Messrs. Beach, Brown of Linn, Casey, Egbert, Ehl, Harvey, Hornaday, Hutchison of Calhoun, King, Knight, McGregor, Merten, Mueller, Nagle, Nichols, O'Brien, Perrin, Richey, Stephens, Terry, Wadleigh, Wagner, Wicks, and Yorán—24.

Absent or not voting:

Messrs. Carson, Colton, Duncombe, Dungan, Fisher, Hull, Lake, Muncey, Tilton, and Webster—10.

So the rule was suspended.

Mr. Simpson moved an amendment by way of rider, as follows:

SEC. 8. No violation of the provisions of sections 1 and 2 of this act shall forfeit the policy, and in any suit on the policy, when the loss is total, the insurer may show any depreciation in the value of the property since the date of the policy and prior to the loss.

The motion to amend prevailed.

Mr. Seaman offered the following amendment by way of a rider:

SEC. 9. Provided the provisions of this bill shall not apply to any insurance company doing business on a strictly mutual plan.

The amendment was lost.

The bill was read a third time.

The question being, shall the bill pass?

The yeas were:

Messrs. Baker, Barnes, Belfrage, Blair, Bosworth, Bridges, Brown of Dickinson, Caldwell, Clayton, Cobbe, Cochran, Coomes, Dean, Dotson, Downing, Epperson, Evans, Francis, Gay, Glasgow, Hayden, Hays, Hixson, Homan, Hubbell, Hutchison of Wapello, Jennings, Jordan, Lake, Lambert, Laub, Lewis of Fayette, Lewis of Mills, Lucas, Lyon, Martindale, McDaid, Newbold, Palmer, Parker, Patterson, Payne, Pearson, Porter, Prouty, Reck, Richardson of Harrison, Richardson of Jackson, Richey, Robb, Russell, Scott, Simpson, Stockton, Stout, Struble, Stutsman, Tool, Van Staden, Whaley, Williams, Wolfe, Wood, and Mr. Speaker—64.

The nays were:

Messrs. Beach, Bicknell, Bloom, Brown of Linn, Carson, Casey, Egbert, Ehl, Harvey, Hornaday, Hutchison of Calhoun, King, Knight, Mackey, McGregor, Merten, Mueller, Nagle, Nichols, O'Brien, Perrin, Seaman, Stephens, Terry, Wadleigh, Wagner, Wicks, and Yorán—28.

Absent or not voting:

Messrs. Colton, Duncombe, Dungan, Fisher, Hull, Muncey, Tilton, and Webster—8.

So the bill passed, and the title was agreed to.

On motion of Mr. Nichols the House adjourned until 7 o'clock this evening.

EVENING SESSION.

7 O'CLOCK, P. M.

House met pursuant to adjournment, the Speaker in the chair.

Mr. Clayton moved a call of the House, which was ordered.

Messrs. Evans, Webster, Lambert and Richey were excused.

Mr. Wood moved that the call of the House be dispensed with.

The motion did not prevail.

Messrs. Hubbell, Struble, Baker, Lucas, Laub, Newbold, Richardson of Jackson, Francis, Bosworth, Simpson, Scott and Hutchison of Calhoun were brought before the bar of the House and excused.

Mr. Wood moved that that the further call of the House be dispensed with.

The motion prevailed.

Mr. Wicks moved a reconsideration of the resolution by which the clerks were discharged, and demanded the yeas and nays, which were as follows—

The yeas were:

Messrs. Baker, Barnes, Beach, Belfrage, Bloom, Brown of Linn, Caldwell, Carson, Casey, Clayton, Cobbey, Dean, Egbert, Evans, Fisher, Gay, Glasgow, Harvey, Hubbell, Hutchison of Calhoun, King, Lambert, Laub, Lewis of Mills, Lucas, Mackey, McDaid, Mueller, Newbold, Nichols, Parker, Patterson, Pearson, Reck, Seaman, Stockton, Struble, Terry, Wadleigh, Wicks, and Williams—41.

The nays were:

Messrs. Blair, Bosworth, Bridges, Brown of Dickinson, Cochran, Downing, Epperson, Francis, Hayden, Hixson, Homan, Hutchison of Wapello, Jennings, Jordan, Lewis of Fayette, Martindale, Payne, Perrin, Porter, Prouty, Richardson of Harrison, Richardson of Jackson, Russell, Scott, Simpson, Stout, Stutsman, Van Staden, Wolfe, Wood, Yoran, and Mr. Speaker—32.

Absent or not voting:

Messrs. Bicknell, Colton, Coomes, Dotson, Duncombe, Dungan, Ehl, Hays, Hornaday, Hull, Knight, Lake, Lyon, McGregor, Merten, Muncey, Nagle, O'Brien, Palmer, Richey, Robb, Stephens, Tilton, Tool, Wagner, Webster, and Whaley—27.

So the motion to reconsider prevailed.

Mr. Bosworth moved the date be fixed as Saturday, the 20th, instead of the 18th.

Mr. Clayton moved that the resolution be laid upon the table, and demanded the yeas and nays, which were as follows—

The yeas were:

Messrs. Baker, Barnes, Beach, Belfrage, Bloom, Brown of Dickinson, Carson, Casey, Clayton, Cobbey, Dean, Egbert, Fisher, Glasgow, Hubbell, King, Lambert, Laub, Lewis of Mills, Lucas, Mackey, McGregor, Mueller, Nagle, Nichols, Parker, Patterson, Reck, Seaman, Stephens, Stockton, Struble, Terry, Wadleigh, Wagner, Wicks, and Williams—37.

The nays were:

Messrs. Bicknell, Blair, Bosworth, Bridges, Brown of Linn, Cochran, Downing, Ehl, Epperson, Evans, Francis, Gay, Harvey, Hayden, Hays, Hixson, Homan, Hutchison of Calhoun, Hutchison of Wapello, Jennings, Jordan, Lewis of Fayette, Martindale, McDaid, Newbold, Payne, Pearson, Perrin, Porter, Prouty, Richardson of Harrison, Richardson of Jackson, Russell, Scott, Simpson, Stout, Stutsman, Van Staden, Whaley, Wolfe, Wood, Yoran, and Mr. Speaker—43.

Absent or not voting:

Messrs. Caldwell, Colton, Coomes, Dotson, Duncombe, Dungan,

Hornaday, Hull, Knight, Lake, Lyon, Merten, Muncey, O'Brien, Palmer, Richey, Robb, Tilton, Tool, and Webster—20.

So the motion to lay on the table did not prevail.

The question recurring on the amendment offered by Mr. Bosworth—
The motion to amend did not prevail.

Mr. Prouty moved to amend the resolution by adding the Committee on Railroads.

Mr. Prouty moved to amend the amendment by adding the Committee on Agriculture.

The motion prevailed.

Mr. Newbold moved to amend by adding all the other committees that have clerks.

The motion prevailed.

The amendment as amended prevailed.

The resolution as amended was adopted.

The special order was then taken up, House File No. 541, a bill for an act to provide for the funding of the war and defense bonds, falling due July 1, 1881, with report of majority of committee recommending that the bill do pass, was taken up, considered, and the report of the committee was adopted.

Mr. Fisher moved to amend by striking out all after enacting clause, and offered a substitute.

Mr. King moved to strike out the words "The Traders' National Bank" wherever they occur, and insert "State Treasurer."

Mr. Hays moved to postpone the bill until next Tuesday night, and that it be made a special order for that night; also, that the substitute be printed.

The motion to postpone did not prevail.

Question recurring on the motion to amend by Mr. King—

The motion to amend prevailed.

Mr. Bosworth moved the previous question, which was not seconded.

Question, shall the substitute offered by Mr. Fisher be adopted? was decided in the negative.

Mr. Newbold moved to amend by offering a substitute for the bill.

Mr. Newbold moved to amend by striking out of line 5 the word "one" and inserting the words "three-fourths."

Mr. Hays moved the House extend the time of adjournment until further ordered by the House.

The motion prevailed.

Question recurring on the amendment to the substitute offered by Mr. Newbold—

The motion to amend prevailed.

Mr. Seaman moved the further consideration of this bill be postponed until after Senate File No. 188 is disposed of.

The motion did not prevail.

The question recurring on the adoption of the substitute offered by Mr. Newbold—

Mr. Cobbey moved the previous question, which was seconded.

Question, shall the main question be now put? was decided in the affirmative.

Question, shall the substitute be adopted?

The yeas and nays were demanded, and were as follows—

The yeas were:

Messrs. Baker, Barnes, Beach, Belfrage, Bicknell, Bridges, Brown of Dickinson, Brown of Linn, Carson, Clayton, Cobbey, Egbert, Epperson, Evans, Glasgow, Harvey, Hubbell, Hutchison of Calhoun, Hutchison of Wapello, Lewis of Fayette, Lucas, McGregor, Merten, Mueller, Nagle, Newbold, Palmer, Pearson, Richardson of Jackson, Scott, Seaman, Simpson, Stephens, Stout, Stutsman, Terry, Van Staden, Wadleigh, Wagner, Wicks, and Yorán—42.

The nays were:

Messrs. Blair, Bloom, Bosworth, Caldwell, Cochran, Coomes, Dean, Dotson, Downing, Ehl, Fisher, Francis, Gay, Hayden, Hays, Hixson, Homan, Jennings, Jordan, King, Lambert, Laub, Lewis of Mills, Mackey, Martindale, McDaid, Nichols, Parker, Patterson, Payne, Perrin, Porter, Prouty, Reck, Richardson of Harrison, Russell, Stockton, Struble, Tool, Williams, Wolfe, Wood, and Mr. Speaker—43.

Absent or not voting:

Messrs. Casey, Colton, Duncombe, Dungan, Hornaday, Hull, Knight, Lyon, Muncey, O'Brien, Richey, Robb, Tilton, Webster, and Whaley—15.

So the substitute was not adopted.

Mr. Hutchison of Wapello moved that the House do now adjourn.

The motion did not prevail.

Mr. Hays moved that the House do now adjourn.

The motion did not prevail.

Question, shall the bill be ordered engrossed?

The yeas and nays were demanded, and were as follows—

The yeas were:

Messrs. Blair, Bloom, Bosworth, Caldwell, Cochran, Coomes, Dean, Dotson, Downing, Ehl, Fisher, Francis, Gay, Hayden, Hays, Hixson, Homan, Jennings, Jordan, King, Lambert, Laub, Lewis of Mills, Mackey, Martindale, McDaid, Nichols, Parker, Patterson, Payne, Perrin, Prouty, Reck, Richardson of Harrison, Russell, Stockton, Struble, Stutsman, Tool, Williams, Wolfe, Wood, and Mr. Speaker—43.

The nays were:

Messrs. Baker, Barnes, Beach, Belfrage, Bicknell, Bridges, Brown of Dickinson, Brown of Linn, Carson, Casey, Clayton, Cobbey, Colton, Duncombe, Dungan, Egbert, Epperson, Evans, Glasgow, Harvey, Hubbell, Hull, Hutchison of Calhoun, Hutchison of Wapello, Lake, Lewis of Fayette, Lucas, McGregor, Merten, Mueller, Nagle, Newbold, O'Brien, Palmer, Pearson, Porter, Richardson of Jackson, Scott, Seaman, Simpson, Stephens, Stout, Terry, Van Staden, Wadleigh, Wagner, Wicks, and Yorán—41.

Absent or not voting:

Messrs. Hornaday, Knight, Lyon, Muncey, Richey, Robb, Tilton, Webster, and Whaley—16.

So the bill was ordered engrossed.

Mr. McGregor moved that the regular order of to-night be continued for next evening.

The motion prevailed.

Mr. Dotson moved the House do now adjourn.

The motion did not prevail.

On motion of Mr. Stutsman House File No. 290, a bill for an act to legalize the incorporation of the town of Bentonsport, with report of committee recommending that the bill do pass, was taken up and considered.

Mr. Stutsman moved that the rule be suspended, and the bill be considered engrossed, and read a third time now, which prevailed, and the bill was read a third time.

The question being, shall the bill pass?

The yeas were:

Messrs. Baker, Barnes, Beach, Belfrage, Bicknell, Blair, Bloom, Bosworth, Bridges, Brown of Dickinson, Brown of Linn, Caldwell, Carson, Clayton, Cobbey, Cochran, Coomes, Dean, Dotson, Downing, Egbert, Ehl, Epperson, Evans, Fisher, Francis, Gay, Glasgow, Harvey, Hayden, Hays, Hixson, Homan, Hubbell, Hutchison of Calhoun, Hutchison of Wapello, Jennings, Jordan, King, Lake, Lambert, Laub, Lewis of Fayette, Lewis of Mills, Lucas, Mackey, Martindale, McDaid, McGregor, Merten, Mueller, Nagle, Newbold, Nichols, Palmer, Parker, Patterson, Payne, Pearson, Perrin, Prouty, Reck, Richardson of Harrison, Richardson of Jackson, Russell, Scott, Seaman, Simpson, Stephens, Stockton, Stout, Struble, Stutsman, Terry, Tool, Van Staden, Wadleigh, Wagner, Whaley, Wicks, Williams, Wolfe, Wood, Yoran, and Mr. Speaker—85.

The nays were—None.

Absent or not voting:

Messrs. Casey, Colton, Duncombe, Dungan, Hornaday, Hull, Knight, Lyon, Muncey, O'Brien, Porter, Richey, Robb, Tilton, and Webster—15.

So the bill passed, and the title was agreed to.

On motion of Mr. Laub Senate File No. 225 was made a special order for next Tuesday night.

On motion of Mr. Hutchison of Wapello the House adjourned.

HALL OF HOUSE OF REPRESENTATIVES, }
DES MOINES, IOWA, March 19, 1880. }

House met pursuant to adjournment, the Speaker in the chair.

Prayer by Rev. D. R. Lucas.

Pending the reading of the journal, on motion of Mr. Clayton further reading was dispensed with.

RESOLUTION.

Leave was granted Mr. Clayton to offer the following resolution, which was adopted:

Resolved, That the Chairman of the Committee on Enrolled Bills is hereby authorized to employ all the clerical aid necessary to do the work now before that committee.

On motion of Mr. McGregor House File No. 444 was recommitted to the Committee on Judiciary.

REPORTS OF COMMITTEES.

Mr. Reck, from the Committee on Enrolled Bills, submitted the following report:

MR. SPEAKER—Your Committee on Enrolled Bills respectfully report that they have examined the following bills, and find the same correctly enrolled:

House File No. 319, a bill for an act to amend section 277, chapter 14, title 3 of the Code, relating to the administration of oaths.

House File No. 332, a bill for an act to amend section 1717 of the Code, to provide for the transfer of funds in the school-house fund, unappropriated, to either of the other funds.

House File No. 558, a bill for an act to legalize certain ordinances of the city of Ft. Dodge.

House File No. 390, a bill for an act providing for carrying into effect section 3, article 10, of the Constitution of the State of Iowa, in reference to revising and amending the Constitution of the State.

A. C. RECK, *Chairman*.

Mr. Glasgow, from the Committee on Cities and Towns, submitted the following report:

MR. SPEAKER—Your Committee on Cities and Towns, to whom was referred House File No. 565, a bill for an act to amend section 3793 of the Code of 1873, in relation to the compensation of county treasurer, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that it do pass.

S. L. GLASGOW, *Chairman*.

Ordered passed on file.

Also:

MR. SPEAKER—Your Committee on Cities and Towns, to whom was referred House File No. 268, a bill for an act requiring license for parties employed in the business of white-washing, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that it do not pass.

S. L. GLASGOW, *Chairman*.

Ordered passed on file.

Mr. Clayton, from the Committee on Agriculture, submitted the following report:

MR. SPEAKER—Your Committee on Agriculture, to whom was referred Senate File No. 131, a bill for an act to amend chapter 121, acts of the Seventeenth General Assembly, and section 1212 of the Code of 1873, relating to drains in two or more counties, beg leave to report that they have had the same under consideration, and have instructed me to report the same back to the House with the recommendation that it do pass.

B. F. CLAYTON, *Chairman*.

Ordered passed on file.

Mr. Stout, from the Committee on County and Township Organization, submitted the following report:

MR. SPEAKER—Your Committee on County and Township Organization, to whom was referred Senate File No. 187, a bill for an act providing for accountability of county treasurers, and for settlement between them and county auditors, beg leave to report that they have had the same under consideration, and have instructed me to report the same back to the House with the recommendation that it do not pass.

STOUT, *Chairman pro tem.*

Ordered passed on file.

Mr. Stockton, from the Committee on Constitutional Amendments, submitted the following report:

MR. SPEAKER—Your Committee on Constitutional Amendments, to whom was referred a joint resolution proposing the following amendment to the Constitution of the State of Iowa, viz.: "The General Assembly may provide for establishing and opening roads and cartways connected with a public road, for private and public use," beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that it do pass.

T. R. STOCKTON, *Chairman.*

Ordered passed on file.

Mr. Bicknell, from the Committee on Roads and Highways, submitted the following report:

MR. SPEAKER—Your Committee on Roads and Highways, to whom was referred House File No. 290, a bill for an act to improve the highways, beg leave to report that they have had the same under consideration, and have adopted a substitute therefor, and have instructed me to report the same back to the House with the recommendation that it do pass.

A. D. BICKNELL, *Chairman.*

Ordered passed on file.

INTRODUCTION OF BILL.

Mr. Glasgow introduced House File No. 572, a bill for an act to legalize an election held on the 8th of March, 1880, by the independent district of Burlington, Des Moines county, Iowa.

Read a first and second time.

Mr. Glasgow moved that the rule be suspended, and the bill be considered engrossed and read a third time now, which prevailed, and the bill was read a third time.

The question being, shall the bill pass?

The yeas were:

Messrs. Baker, Barnes, Beach, Belfrage, Bicknell, Blair, Bloom, Bosworth, Bridges, Brown of Dickinson, Brown of Linn, Caldwell, Carson, Casey, Clayton, Cobbey, Cochran, Coomes, Dean, Dotson, Downing, Egbert, Epperson, Evans, Fisher, Francis, Glasgow, Harvey, Hayden, Hays, Hixson, Homan, Hornaday, Hubbell, Hull, Hutchison of Calhoun, Hutchison of Wapello, Jennings, Jordan, King, Knight, Lake, Lambert, Laub, Lewis of Fayette, Lewis of Mills, Lucas, Lyon,

Mackey, Martindale, McDaid, McGregor, Merten, Mueller, Nagle, Newbold, Nichols, O'Brien, Palmer, Parker, Patterson, Payne, Pearson, Perrin, Porter, Prouty, Reck, Richardson of Harrison, Richardson of Jackson, Richey, Robb, Russell, Scott, Seaman, Simpson, Stephens, Stockton, Stout, Struble, Stutsman, Terry, Tool, Van Staden, Wadleigh, Webster, Whaley, Wicks, Williams, Wood, Yorán, and Mr. Speaker—92.

The nays were—None.

Absent or not voting:

Messrs. Colton, Duncombe, Dungan, Ehl, Gay, Muncey, Tilton, and Wagner—8.

So the bill passed, and the title was agreed to.

MESSAGE FROM THE SENATE.

The following message was received from the Senate:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has passed the following bills, in which the concurrence of the House is asked:

Senate File No. 196, a bill for an act to provide for the further enforcement of chapters 80 and 188 of the acts of the Seventeenth General Assembly, in relation to the construction and attachment of fishways to dams.

Senate File No. 204, a bill for an act making appropriations for the Asylum for Feeble-Minded Children.

Also, substitute for House File No. 542, a bill for an act legalizing certain actions of the town council of the town of Sheffield, in the county of Franklin and State of Iowa.

Also, has passed without amendment substitute for House File No. 261, a bill for an act to legalize the acts of the township trustees of Spaulding township, Tama county, Iowa.

House File No. 98, a bill for an act to regulate the practice of pharmacy and the sale of medicines and poisons.

House File No. 373, a bill for an act to amend section 421, chapter 10, title 4 of the Code of 1873, relative to incorporated towns.

House File No. 16, a bill for an act to appropriate money to pay expenses incurred in repairing gun carriage of 12-pounder Napoleon gun of Battery F, First Regiment Light Artillery, Iowa National Guards.

House File No. 461, a bill for an act providing for an appropriation for the State Fish Hatchery at Anamosa.

Substitute for House File No. 106, a bill for an act to define and punish frauds upon hotel, inn, boarding and eating house keepers.

Also, has passed with amendments as noted in the bills:

House File No. 467, a bill for an act to amend section 1900 of the Code.

Substitute for House File No. 449, a bill for an act making appropriations for the Additional Penitentiary at Anamosa.

Substitute for House File No. 340, a bill for an act to appropriate funds to erect and furnish buildings for the Soldiers' Orphans' Home and Home for Indigent Children.

Substitute for House File No. 451, a bill for an act making an appropriation for the maintenance of the Normal School at Cedar Falls.

Substitute for House File No. 227, a bill for an act making appropriations for the Iowa Agricultural College.

Also, has passed without amendment joint resolution proposing to amend section 1, article 11 of the Constitution of the State of Iowa.

A. T. McCARGAR, *Secretary*.

Also:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has passed the following joint resolution, in which the concurrence of the House is asked:

Joint resolution proposing to amend the Constitution of the State of Iowa, so as to permit the right of franchise to every citizen in all school elections, regardless of sex.

Also, Senate File No. 293, a bill for an act to legalize the incorporation of the town of Hopkinton, Delaware county, Iowa.

Senate File No. 294, a bill for an act to legalize certain ordinances of the town of Hopkinton, Delaware county, Iowa.

A. T. McCARGAR, *Secretary*.

MESSAGE FROM THE GOVERNOR.

The following message was received from the Governor, through his private secretary, Wm. H. Fleming:

STATE OF IOWA,
EXECUTIVE DEPARTMENT.
DES MOINES, March 19, 1880. }

MR. SPEAKER—I am instructed by the Governor to inform the honorable House of Representatives that he has approved, signed and deposited in the office of the Secretary of State the following:

House File No. 26, An act to relieve corporations engaged in manufacturing from double taxation in certain cases.

House File No. 94, An act to amend section 2975 of the Code, relating to garnishment proceedings.

House File No. 107, An act to amend section 1822, chapter nine (9), title twelve (12) of the Code of 1873.

House File No. 215, An act to provide for the extension of the limits of cities of the first or second class.

House File No. 423, An act authorizing the construction of sewers for State buildings through streets and alleys of incorporated cities, or cities acting under special charter.

House File No. 434, An act to legalize the publication of notice in relation to the pardon of William Raley.

House File No. 336, An act to authorize boards of supervisors to compromise judgments against county treasurers and their sureties, in certain cases.

House File No. 549, An act to legalize the acts of the town council of the incorporated town of West Mitchell, in the county of Mitchell, and State of Iowa.

Joint resolution and memorial (originating in the House of Representatives) relative to locating lands by the several counties of this State.

Joint resolution (originating in the House of Representatives) in relation to the pardon of William Riley.

Joint resolution (originating in the House of Representatives) proposing to amend the Constitution so as to prohibit the manufacture and sale of intoxicating liquors as a beverage within this State.

House File No. 120, An act to provide that lands to be laid out into town or city lots shall be free from incumbrance, or that security shall be given against such incumbrance, and that such lots when thus laid out shall be accurately described relative to some established corner of the congressional division of which they are a part, and repealing chapter 25, of the laws of the Fifteenth General Assembly, and chapter 63, of the laws of the Sixteenth General Assembly.

WM. H. FLEMING,
Private Secretary.

On motion of Mr. Hays House File No. 534, a bill for an act legalizing the organization of the Independent School District of Red Rock, Marion county, Iowa, and establishing the boundaries thereof, with report of committee recommending that the bill do pass, was taken up, considered, and the report of the committee was adopted.

Mr. Hays moved that the rule be suspended, the bill be considered engrossed, and read a third time now, which prevailed, and the bill was read a third time.

The question being, shall the bill pass?

The yeas were:

Messrs. Baker, Barnes, Beach, Belfrage, Bicknell, Blair, Bloom, Bosworth, Bridges, Brown of Dickinson, Brown of Linn, Caldwell, Carson, Casey, Clayton, Cobbey, Cochran, Coomes, Dean, Downing, Epperson, Evans, Fisher, Francis, Gay, Glasgow, Harvey, Hayden, Hays, Hixson, Homan, Hornaday, Hubbell, Hull, Hutchison of Calhoun, Hutchison of Wapello, Jennings, Jordan, King, Knight, Lake, Lambert, Laub, Lewis of Fayette, Lewis of Mills, Lucas, Lyon, Martindale, McDaid, McGregor, Merten, Mueller, Nagle, Newbold, Nichols, O'Brien, Palmer, Parker, Patterson, Payne, Pearson, Perrin, Porter, Prouty, Reck, Richardson of Harrison, Richardson of Jackson, Richey, Robb, Russell, Scott, Seaman, Simpson, Stephens, Stockton, Stout, Struble, Stutsman, Terry, Tool, Van Staden, Wadleigh, Webster, Whaley, Wicks, Williams, Wolfe, Wood, Yoran, and Mr. Speaker—90.

The nays were—None.

Absent or not voting:

Messrs. Colton, Dotson, Duncombe, Dungan, Egbert, Ehl, Mackey, Muncey, Tilton, and Wagner—10.

So the bill passed, and the title was agreed to.

On motion of Mr. Stockton House File No. 495, a bill for an act to legalize deeds by counties of swamp and other lands owned and conveyed by such counties, with report of committee recommending that the bill do pass, was taken up, considered, and the report of the committee was adopted.

Mr. Stockton moved that the rule be suspended, and the bill be considered engrossed, and read a third time now, which prevailed, and the bill was read a third time.

The question being, shall the bill pass?

The yeas were:

Messrs. Baker, Barnes, Beach, Belfrage, Bicknell, Blair, Bloom, Bosworth, Bridges, Brown of Dickinson, Brown of Linn, Caldwell, Carson, Casey, Clayton, Cobbey, Cochran, Colton, Coomes, Dean, Downing, Egbert, Epperson, Evans, Fisher, Francis, Gay, Glasgow, Harvey, Hayden, Hays, Hixson, Homan, Hornaday, Hubbell, Hull, Hutchison of Calhoun, Hutchison of Wapello, Jennings, Jordan, King, Knight, Lake, Lambert, Laub, Lewis of Fayette, Lewis of Mills, Lucas, Lyon, Martindale, McDaid, McGregor, Merten, Mueller, Nagle, Newbold, Nichols, O'Brien, Palmer, Parker, Patterson, Payne, Pearson, Perrin, Porter, Prouty, Reck, Richardson of Harrison, Richardson of Jackson, Richey, Robb, Russell, Scott, Seaman, Simpson, Stephens, Stockton, Stout, Struble, Stutsman, Terry, Tool, Van Staden, Wadleigh, Webster, Whaley, Wicks, Williams, Wolfe, Wood, Yoran, and Mr. Speaker—92.

The nays were—None.

Absent or not voting:

Messrs. Dotson, Duncombe, Dungan, Ehl, Mackey, Muncey, Tilton, and Wagner—8.

So the bill passed, and the title was agreed to.

On motion of Mr. Yoran the special order was taken up.

House File No. 353, a bill for an act making an appropriation for the Iowa Hospital for the Insane at Independence, was taken up, with Senate amendments.

Mr. Newbold moved that the House do not concur in the first amendment to strike out "\$1,000" and insert "\$2,200."

Question, shall the House non-concur in the Senate amendment?

The yeas and nays were as follows—

The yeas were:

Messrs. Barnes, Beach, Belfrage, Bicknell, Blair, Bloom, Bosworth, Bridges, Brown of Dickinson, Caldwell, Carson, Casey, Clayton, Cobbey, Cochran, Colton, Coomes, Dean, Dotson, Downing, Ehl, Epperson, Evans, Fisher, Francis, Glasgow, Harvey, Hayden, Hays, Hixson, Homan, Hornaday, Hubbell, Hull, Hutchison of Calhoun, Hutchison of Wapello, Jennings, Jordan, King, Lake, Lambert, Laub, Lewis of Mills, Lucas, Martindale, McDaid, Merten, Nagle, Newbold, Nichols, O'Brien, Palmer, Parker, Patterson, Payne, Pearson, Perrin, Porter, Prouty, Reck, Richardson of Harrison, Richardson of Jackson, Richey, Robb, Russell, Scott, Seaman, Simpson, Stephens, Stout, Struble, Stutsman, Terry, Van Staden, Wadleigh, Wagner, Webster, Wicks, Williams, Wolfe, Wood, and Yoran—81.

The nays were:

Messrs. Baker, Brown of Linn, Egbert, Knight, Lewis of Fayette, Lyon, McGregor, Mueller, Stockton, Whaley, and Mr. Speaker—11.

Absent or not voting:

Messrs. Duncombe, Dungan, Ehl, Gay, Mackey, Muncey, Tilton, and Tool—8.

So the Senate amendment was not concurred in.

Question, shall the House concur in the second amendment?

Mr. Yoran moved to amend the Senate amendment by striking out

the provision: "That not to exceed one-half the amount herein appropriated shall be drawn during the year 1880."

The motion prevailed.

Question, shall the House concur in the second Senate amendment?

The yeas and nays were as follows—

The yeas were:

Messrs. Baker, Bloom, Brown of Linn, Carson, Clayton, Cobbey, Dean, Egbert, Ehl, Gay, Glasgow, Hornaday, Hubbell, Knight, Lake, Laub, Lewis of Fayette, Lewis of Mills, Lyon, McGregor, Merten, Mueller, Nagle, Newbold, O'Brien, Parker, Payne, Pearson, Perrin, Seaman, Stephens, Stockton, Stout, Stutsman, Terry, Van Staden, Wadleigh, Wagner, Webster, and Yorán—40.

The nays were:

Messrs. Barnes, Beach, Belfrage, Bicknell, Blair, Bosworth, Bridges, Brown of Dickinson, Caldwell, Casey, Cochran, Colton, Coomes, Dotson, Downing, Epperson, Evans, Fisher, Francis, Harvey, Hayden, Hays, Hixson, Homan, Hull, Hutchison of Calhoun, Hutchison of Wapello, Jennings, Jordan, King, Lambert, Lucas, Mackey, Martindale, McDaid, Nichols, Palmer, Porter, Prouty, Reck, Richardson of Harrison, Richardson of Jackson, Richey, Robb, Russell, Scott, Simpson, Tool, Whaley, Wolfe, Wood, and Mr. Speaker—53.

Absent or not voting:

Messrs. Duncombe, Dungan, Muncey, Patterson, Struble, Tilton, and Wicks—7.

So the House refused to concur in the Senate amendment.

Question being, shall the House concur in the Senate amendments? the yeas and nays were as follows—

The yeas were:

Messrs. Baker, Barnes, Bloom, Bosworth, Bridges, Brown of Dickinson, Brown of Linn, Carson, Casey, Clayton, Cobbey, Dean, Dotson, Egbert, Ehl, Evans, Francis, Gay, Glasgow, Hays, Hubbell, Hull, King, Lake, Lambert, Laub, Lewis of Fayette, Lewis of Mills, Lucas, Lyon, Mackey, McGregor, Merten, Nagle, Newbold, Nichols, O'Brien, Patterson, Pearson, Perrin, Porter, Prouty, Richardson of Harrison, Richardson of Jackson, Scott, Seaman, Simpson, Stephens, Stockton, Stout, Terry, Van Staden, Wadleigh, Wagner, Whaley, Williams, Wolfe, Wood, Yorán, and Mr. Speaker—60.

The nays were:

Messrs. Beach, Belfrage, Bicknell, Blair, Caldwell, Cochran, Colton, Downing, Epperson, Fisher, Harvey, Hayden, Hixson, Homan, Hutchison of Calhoun, Hutchison of Wapello, Jennings, Jordan, Martindale, McDaid, Palmer, Parker, Payne, Reck, Robb, Stutsman, and Webster—27.

Absent or not voting:

Messrs. Coomes, Duncombe, Dungan, Hornaday, Knight, Mueller, Muncey, Richey, Russell, Struble, Tilton, Tool, and Wicks—27.

So the Senate amendment was concurred in.

MESSAGE FROM THE SENATE.

The following message was received from the Senate:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has appointed as a Committee of Conference on the disagreeing vote of the two houses on substitute for House File No. 86 and Senate File No. 51 Senators Wright, Chase, and Johnson of Mahaska.

A. T. McCARGAR, *Secretary.*

On motion of Mr. Yoran House File No. 397, a bill for an act making appropriations for the Iowa Hospital for the Insane at Mt. Pleasant, was taken up, with Senate amendments.

Question, shall the House concur in Senate amendments?

Mr. Newbold moved to concur with the Senate amendments.

The yeas and nays were as follows—

The yeas were:

Messrs. Baker, Barnes, Beach, Bicknell, Blair, Bloom, Bosworth, Bridges, Brown of Dickinson, Brown of Linn, Caldwell, Carson, Casey, Clayton, Cobbey, Cochran, Colton, Dean, Dotson, Downing, Egbert, Ehl, Epperson, Evans, Fisher, Francis, Gay, Glasgow, Harvey, Hayden, Hays, Hixson, Homan, Hornaday, Hubbell, Hull, Hutchison of Calhoun, Hutchison of Wapello, Jennings, Jordan, King, Lake, Lambert, Laub, Lewis of Fayette, Lewis of Mills, Lucas, Lyon, Mackey, Martindale, McDaid, McGregor, Merten, Mueller, Nagle, Newbold, Nichols, O'Brien, Palmer, Parker, Patterson, Payne, Pearson, Perrin, Porter, Prouty, Reck, Richardson of Harrison, Richardson of Jackson, Richey, Robb, Russell, Scott, Seaman, Simpson, Stephens, Stockton, Stout, Stutsman, Terry, Van Staden, Wadleigh, Wagner, Webster, Whaley, Wicks, Williams, Wolfe, Wood, Yoran, and Mr. Speaker—91.

The nays were—None.

Absent or not voting:

Messrs. Belfrage, Coomes, Duncombe, Dungan, Knight, Muncey, Struble, Tilton, and Tool—9.

So the House concurred in the Senate amendments.

REPORT OF COMMITTEE.

Leave was granted Mr. Newbold, from the Committee on Ways and Means, to submit the following report:

MR. SPEAKER—Your Committee on Ways and Means, to whom was referred House File No. 535, a bill for an act relating to the furnishing of supplies to the State charitable and reformatory institutions, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that it be amended by striking out the word "year," in the sixth line of section 1, and inserting in lieu thereof the words "six months"; also, insert the words "January and" in the fifteenth line of section 1 and in the first line of section 2, between the words "of" and "July"; and after being so amended recommend that it do pass.

J. G. NEWBOLD, *Chairman.*

Ordered passed on file.

SENATE MESSAGES.

On motion of Mr. Yorán House File No. 212, a bill for an act making appropriations for the Boys' Reform School at Eldora, was taken up, with Senate amendments.

Question, shall the House concur in the Senate amendments?

The yeas and nays were as follows—

The yeas were:

Messrs. Baker, Barnes, Beach, Bicknell, Blair, Bloom, Bosworth, Bridges, Brown of Dickinson, Brown of Linn, Caldwell, Casey, Clayton, Cobbe, Cochran, Colton, Dean, Dotson, Downing, Egbert, Ehl, Epperson, Evans, Fisher, Francis, Gay, Glasgow, Harvey, Hayden, Hays, Hixson, Homan, Hornaday, Hubbell, Hull, Hutchison of Calhoun, Hutchison of Wapello, Jennings, Jordan, King, Lake, Lambert, Laub, Lewis of Fayette, Lewis of Mills, Lucas, Lyon, Mackey, Martindale, McDaid, McGregor, Merten, Mueller, Nagle, Newbold, Nichols, O'Brien, Palmer, Parker, Patterson, Payne, Pearson, Perrin, Porter, Prouty, Richardson of Harrison, Richardson of Jackson, Richey, Robb, Russell, Scott, Simpson, Stephens, Stockton, Stout, Stutsman, Terry, Van Staden, Wadleigh, Wagner, Webster, Whaley, Wicks, Williams, Wolfe, Wood, Yorán, and Mr. Speaker—88.

The nays were—None.

Absent or not voting:

Messrs. Belfrage, Carson, Coomes, Duncombe, Dungan, Knight, Muncey, Reck, Seaman, Struble, Tilton, and Tool—12.

So the Senate amendment was concurred in.

On motion of Mr. Yorán House File No. 538, a bill for an act making appropriations for the improvement of the penitentiary at Fort Madison, was taken up, with Senate amendments.

On the question, shall the House concur in the Senate amendments? the yeas and nays were as follows—

The yeas were:

Messrs. Baker, Barnes, Beach, Blair, Bloom, Bosworth, Brown of Dickinson, Brown of Linn, Caldwell, Carson, Casey, Clayton, Cobbe, Cochran, Colton, Dean, Dotson, Downing, Egbert, Ehl, Epperson, Evans, Francis, Gay, Glasgow, Harvey, Hayden, Hixson, Homan, Hornaday, Hubbell, Hull, Hutchison of Calhoun, Hutchison of Wapello, Jennings, Jordan, King, Lake, Lambert, Laub, Lewis of Fayette, Lewis of Mills, Lucas, Lyon, Mackey, Martindale, McDaid, Merten, Mueller, Nagle, Newbold, Nichols, O'Brien, Parker, Patterson, Payne, Pearson, Perrin, Porter, Prouty, Reck, Richardson of Harrison, Richardson of Jackson, Richey, Robb, Russell, Scott, Simpson, Stephens, Stockton, Stout, Struble, Stutsman, Terry, Van Staden, Wadleigh, Wagner, Webster, Whaley, Wicks, Williams, Wolfe, Wood, Yorán, and Mr. Speaker—85.

The nays were:

Mr. McGregor—1.

Absent or not voting:

Messrs. Belfrage, Bicknell, Bridges, Coomes, Duncombe, Dungan, Fisher, Hays, Knight, Muncey, Palmer, Seaman, Tilton, and Tool—14.

So the House concurred in the Senate amendment.

On motion of Mr. Yorán House File No. 449, a bill for an act mak-

ing appropriations for the Additional Penitentiary at Ft. Madison, was taken up, with Senate amendments.

On the question, shall the House concur in the Senate amendments? the yeas and nays were as follows—

The yeas were:

Messrs. Baker, Barnes, Beach, Belfrage, Bicknell, Blair, Bloom, Bosworth, Bridges, Brown of Dickinson, Brown of Linn, Caldwell, Carson, Casey, Clayton, Cobbey, Cochran, Colton, Coomes, Dean, Dotson, Downing, Egbert, Ehl, Epperson, Evans, Francis, Gay, Glasgow, Harvey, Hayden, Hixson, Homan, Hornaday, Hubbell, Hull, Hutchison of Calhoun, Hutchison of Wapello, Jennings, Jordan, King, Lake, Lambert, Laub, Lewis of Fayette, Lewis of Mills, Lucas, Lyon, Mackey, Martindale, McDaid, McGregor, Merten, Mueller, Nagle, Newbold, Nichols, O'Brien, Palmer, Parker, Patterson, Payne, Pearson, Perrin, Porter, Prouty, Reck, Richardson of Harrison, Richardson of Jackson, Richey, Robb, Russell, Scott, Seaman, Simpson, Stephens, Stockton, Stout, Stutsman, Terry, Van Staden, Wadleigh, Wagner, Webster, Whaley, Wicks, Williams, Wolfe, Wood, Yoran, and Mr. Speaker—91.

The nays were—None.

Absent or not voting:

Messrs. Duncombe, Dungan, Fisher, Hays, Knight, Muncey, Struble, Tilton, and Tool—9.

So the House concurred in the Senate amendment.

On motion of Mr. Yoran House File No. 340, a bill for an act to appropriate funds to erect and furnish buildings for the Soldiers' Orphans' Home and Home for Indigent Children, was taken up, with Senate amendments.

On the question, shall the House concur in the Senate amendments? the yeas and nays were as follows—

The yeas were:

Messrs. Baker, Barnes, Beach, Belfrage, Bicknell, Blair, Bloom, Bosworth, Bridges, Brown of Dickinson, Brown of Linn, Caldwell, Carson, Casey, Clayton, Cobbey, Cochran, Colton, Coomes, Dean, Dotson, Egbert, Ehl, Epperson, Evans, Fisher, Francis, Gay, Glasgow, Harvey, Hayden, Hornaday, Hubbell, Hull, Hutchison of Calhoun, Hutchison of Wapello, Jennings, Jordan, King, Lake, Lambert, Lewis of Fayette, Lewis of Mills, Lucas, Lyon, Martindale, McGregor, Merten, Mueller, Nagle, Newbold, Nichols, O'Brien, Palmer, Parker, Patterson, Payne, Pearson, Perrin, Porter, Prouty, Reck, Richardson of Harrison, Richardson of Jackson, Richey, Robb, Russell, Scott, Seaman, Stephens, Stockton, Stout, Struble, Stutsman, Terry, Van Staden, Wadleigh, Wagner, Webster, Whaley, Wicks, Williams, Wolfe, Wood, Yoran, and Mr. Speaker—86.

The nays were:

Messrs. Hixson, and Homan—2.

Absent or not voting:

Messrs. Downing, Duncombe, Dungan, Hays, Knight, Laub, Mackey, McDaid, Muncey, Simpson, Tilton, and Tool—12.

So the House concurred in the Senate amendment.

On motion of Mr. Yoran House File No. 227, a bill for an act making appropriations for the Iowa Agricultural College, was taken up, with Senate amendments.

On the question, shall House concur in the Senate amendments? the yeas and nays were as follows—

The yeas were:

Messrs. Barnes, Beach, Belfrage, Blair, Bloom, Bosworth, Bridges, Brown of Dickinson, Brown of Linn, Carson, Casey, Clayton, Cobbey, Cochran, Colton, Coomes, Dean, Dotson, Downing, Ehl, Epperson, Evans, Francis, Gay, Glasgow, Harvey, Hays, Homan, Hornaday, Hubbell, Hull, Hutchison of Calhoun, Hutchison of Wapello, Jennings, Jordan, King, Lake, Lambert, Laub, Lewis of Fayette, Lewis of Mills, Lucas, Lyon, Martindale, McDaid, McGregor, Merten, Mueller, Nagle, Newbold, Nichols, O'Brien, Palmer, Parker, Patterson, Payne, Pearson, Perrin, Porter, Prouty, Reck, Richardson of Harrison, Richey, Robb, Russell, Scott, Seaman, Simpson, Stephens, Stockton, Stout, Struble, Stutsman, Terry, Van Staden, Wadleigh, Wagner, Webster, Whaley, Wicks, Williams, Wolfe, Wood, Yoran, and Mr. Speaker—85.

The nays were:

Messrs. Caldwell, and Hixson—2.

Absent or not voting:

Messrs. Baker, Bicknell, Duncombe, Dungan, Egbert, Fisher, Hayden, Knight, Mackey, Muncey, Richardson of Jackson, Tilton, and Tool—13.

So the House concurred in the Senate amendments.

On motion of Mr. Yoran House File No. 451, a bill for an act making appropriations for the Normal School at Cedar Falls, was taken up, with Senate amendments.

On the question, shall the House concur in the Senate amendments? the yeas and nays were as follows—

The yeas were:

Messrs. Barnes, Beach, Belfrage, Bicknell, Bloom, Bosworth, Bridges, Brown of Dickinson, Brown of Linn, Caldwell, Carson, Casey, Clayton, Cobbey, Cochran, Colton, Coomes, Dean, Dotson, Downing, Egbert, Ehl, Epperson, Evans, Fisher, Francis, Gay, Glasgow, Harvey, Hayden, Hays, Hixson, Homan, Hornaday, Hubbell, Hull, Hutchison of Calhoun, Hutchison of Wapello, Jennings, Jordan, King, Lake, Lambert, Lewis of Fayette, Lewis of Mills, Lucas, Lyon, Mackey, Martindale, McDaid, McGregor, Merten, Mueller, Nagle, Newbold, Nichols, O'Brien, Parker, Patterson, Payne, Pearson, Perrin, Porter, Prouty, Reck, Richardson of Harrison, Richardson of Jackson, Richey, Robb, Russell, Scott, Seaman, Simpson, Stephens, Stockton, Stout, Struble, Stutsman, Terry, Van Staden, Wadleigh, Wagner, Webster, Whaley, Wicks, Williams, Wolfe, Wood, Yoran, and Mr. Speaker—90.

The nays were—None.

Absent or not voting:

Messrs. Baker, Blair, Duncombe, Dungan, Knight, Laub, Muncey, Palmer, Tilton, and Tool—10.

So the House concurred in the Senate amendment.

On motion of Mr. Yoran Senate File No. 205, a bill for an act making further appropriations for the College for the Blind, and to amend section 1675 of the Code, was taken up.

Read a first and second time.

Mr. Merten moved to amend by inserting in line 2 of section 1, after the word "appropriated," the words "for the College for the Blind."

The motion prevailed.

Mr. Yoran moved that the rule be suspended, and the bill be considered engrossed, and read a third time now, which prevailed, and the bill was read a third time.

The question being, shall the bill pass?

The yeas were:

Messrs. Barnes, Beach, Belfrage, Blair, Bloom, Bosworth, Bridges, Brown of Dickinson, Brown of Linn, Caldwell, Carson, Casey, Clayton, Cobbey, Cochran, Colton, Coomes, Dean, Dotson, Downing, Egbert, Ehl, Epperson, Evans, Fisher, Francis, Glasgow, Harvey, Hayden, Hixson, Homan, Hornaday, Hubbell, Hull, Hutchison of Calhoun, Hutchison of Wapello, Jennings, Jordan, King, Lake, Lambert, Lewis of Fayette, Lewis of Mills, Lucas, Martindale, McDaid, McGregor, Merten, Mueller, Nagle, Nichols, O'Brien, Palmer, Parker, Patterson, Payne, Pearson, Perrin, Porter, Prouty, Reck, Richardson of Harrison, Richey, Robb, Russell, Scott, Seaman, Simpson, Stephens, Stockton, Stout, Struble, Stutsman, Terry, Van Staden, Wadleigh, Webster, Whaley, Wicks, Williams, Wolfe, Wood, Yoran, and Mr. Speaker—84.

The nays were:

Messrs. Gay, and Wagner—2.

Absent or not voting:

Messrs. Baker, Bicknell, Duncombe, Dungan, Hays, Knight, Laub, Lyon, Mackey, Muncey, Newbold, Richardson of Jackson, Tilton, and Tool—14.

So the bill passed, and the title was agreed to.

On motion of Mr. Yoran the time for adjournment was extended until House File No. 467 was disposed of.

Mr. Gay moved to file a motion to reconsider the vote by which Senate File No. 205 was passed.

The motion prevailed.

On motion of Mr. Yoran House File No. 469, a bill for an act to amend section 1900 of the Code, was taken up, with Senate amendments.

On the question, shall the House concur in the Senate amendments? the yeas and nays were as follows—

The yeas were:

Messrs. Barnes, Beach, Belfrage, Bloom, Bosworth, Brown of Dickinson, Brown of Linn, Carson, Casey, Clayton, Cobbey, Cochran, Colton, Coomes, Dean, Dotson, Egbert, Ehl, Epperson, Francis, Glasgow, Hayden, Homan, Hornaday, Hubbell, Hull, Hutchison of Calhoun, Jordan, King, Lake, Lambert, Lewis of Fayette, Lewis of Mills, Lucas, Martindale, McGregor, Merten, Mueller, Nagle, Nichols, O'Brien, Palmer, Parker, Patterson, Pearson, Perrin, Prouty, Richey, Robb, Russell, Scott, Seaman, Stephens, Stockton, Stout, Struble, Stutsman, Terry, Van Staden, Wadleigh, Wagner, Webster, Whaley, Wicks, Williams, Wolfe, Wood, and Yoran—69.

The nays were:

Messrs. Blair, Bridges, Caldwell, Downing, Evans, Gay, Harvey, Hixson, Hutchison of Wapello, McDaid, Payne, Porter, and Richardson of Harrison—14.

Absent or not voting:

Messrs. Baker, Bicknell, Duncombe, Dungan, Fisher, Hays, Knight, Laub, Lyon, Mackey, Muncey, Newbold, Reck, Richardson of Jackson, Tilton, Tool, and Mr. Speaker—17.

So the House concurred in the Senate amendments.

The hour of adjournment having arrived the Speaker adjourned the House until 2 P. M.

AFTERNOON SESSION.

2 O'CLOCK P. M.

House met pursuant to adjournment, the Speaker in the chair.

INTRODUCTION OF BILL.

Mr. King, from the Committee on Railroads, introduced House File No. 573, a bill for an act to provide for the condemnation of real estate for channels and ditches for the drainage and better protection of the right of way and road-bed of railroads.

Read a first and second time and passed on file.

RESOLUTION.

Mr. Porter offered the following resolution, which was adopted:

Resolved, That no member of this House be permitted to speak more than five minutes on any one question, and not more than once until all have spoken who may desire to do so, unless by unanimous consent.

JOINT RESOLUTION.

Mr. Francis offered the following joint resolution, which was adopted:

WHEREAS, The State is in search for a location for the girls' department of the reform school; and

WHEREAS, A committee has been appointed to examine and report upon locations for the same; and

WHEREAS, The citizens of the city of Winterset, Madison county, are disposed to make the State a definite proposition for the location of said institution near the city of Winterset; therefore

Be it resolved by the House, the Senate concurring, That the joint committee heretofore appointed to examine and report upon locations for the said institution be and are hereby instructed to visit the said city of Winterset, for the purpose of examining the site proposed to be donated to the State, at or near said city, and to report upon the desira-

bility of such location, and the advisability of accepting or rejecting the proposition offered by said city of Winterset and county of Madison.

RESOLUTIONS.

Mr. Terry offered the following resolution:

Resolved, That when this House adjourn, it be to meet at 7 o'clock this evening.

Mr. Brown of Linn offered to amend by offering the following substitute, which was adopted:

Resolved, That this House hold a night session this day, bills to reduce court expenses to be made a specialty.

The resolution as amended was adopted.

Mr. Payne offered the following resolution, which was adopted:

Resolved, That from and after to-day, until otherwise ordered, the House shall meet at 9 o'clock A. M.

On motion of Mr. Carson a conference committee was appointed on House File No. 86 and Senate File No. 51.

SENATE MESSAGES.

Senate File No. 196, a bill for an act to provide for the further enforcement of chapters 80 and 188, of the acts of the Seventeenth General Assembly, was taken up.

Read a first and second time and referred to the Committee on Judiciary.

Senate File No. 204, a bill for an act making appropriations for the Asylum for Feeble-Minded Children, was taken up.

Read a first and second time and referred to the Committee on Appropriations.

Substitute for Senate File No. 243, a bill for an act making appropriations for the Iowa Institution for the Deaf and Dumb at Council Bluffs, was taken up.

Read a first and second time and referred to the Committee on Appropriations.

Senate File No. 293, a bill for an act to legalize the incorporation of the town of Hopkinton, Delaware county, Iowa, was taken up.

Read a first and second time.

Mr. Merten moved that the rule be suspended, and the bill be considered engrossed, and read a third time now, which prevailed, and the bill was read a third time.

The question being, shall the bill pass?

The yeas were:

Messrs. Baker, Barnes, Beach, Belfrage, Bicknell, Blair, Bloom, Bosworth, Bridges, Brown of Dickinson, Brown of Linn, Caldwell, Carson, Casey, Clayton, Cobbe, Cochran, Coomes, Dean, Dotson, Downing, Egbert, Ehl, Epperson, Evans, Fisher, Francis, Gay, Harvey, Hayden, Hays, Hixson, Homan, Hornaday, Hubbell, Hull, Hutchison of Calhoun, Hutchison of Wapello, Jennings, Jordan, King, Lake, Lambert, Laub, Lewis of Mills, Lucas, Lyon, Mackey, Martindale, McDaid, McGregor, Merten, Mueller, Nagle, Newbold, Nichols, O'Brien, Palmer, Parker, Patterson, Payne, Pearson, Perrin,

Porter, Prouty, Reck, Richardson of Harrison, Richey, Robb, Russell, Scott, Seaman, Simpson, Stephens, Stockton, Struble, Stutsman, Terry, Tool, Van Staden, Wadleigh, Whaley, Williams, Wolfe, Wood, Yoran, and Mr. Speaker—87.

The nays were—None.

Absent or not voting:

Messrs. Colton, Duncombe, Dungan, Glasgow, Knight, Lewis of Fayette, Muncey, Richardson of Jackson, Stout, Tilton, Wagner, Webster, and Wicks—13.

So the bill passed, and the title was agreed to.

On motion of Mr. Brown of Linn House File No. 564, a bill for an act to legalize the organization and doings of the Farmers' Mutual Insurance Company of Linn township, Linn county, Iowa, with report of committee recommending that the bill do pass, was taken up, considered, and the report of the committee was adopted.

Mr. Brown of Linn moved that the rule be suspended, and the bill be considered engrossed, and read a third time now, which prevailed, and the bill was read a third time.

The question being, shall the bill pass?

The yeas were:

Messrs. Baker, Barnes, Beach, Belfrage, Bicknell, Blair, Bloom, Bosworth, Bridges, Brown of Dickinson, Brown of Linn, Caldwell, Carson, Casey, Clayton, Cobbey, Cochran, Coomes, Dean, Dotson, Downing, Egbert, Ehl, Epperson, Evans, Fisher, Francis, Gay, Harvey, Hayden, Hays, Hixson, Homan, Hornaday, Hubbell, Hull, Hutchison of Calhoun, Hutchison of Wapello, Jennings, Jordan, King, Lake, Lambert, Laub, Lewis of Fayette, Lewis of Mills, Lucas, Lyon, Mackey, Martindale, McDaid, McGregor, Merten, Mueller, Nagle, Newbold, Nichols, O'Brien, Palmer, Parker, Patterson, Payne, Pearson, Perrin, Porter, Prouty, Reck, Richardson of Harrison, Richey, Robb, Russell, Scott, Seaman, Simpson, Stephens, Stockton, Stout, Struble, Stutsman, Terry, Tool, Van Staden, Wadleigh, Whaley, Wicks, Williams, Wolfe, Wood, Yoran and Mr. Speaker—90.

The nays were—None.

Absent or not voting:

Messrs. Colton, Duncombe, Dungan, Glasgow, Knight, Muncey, Richardson of Jackson, Tilton, Wagner, and Webster—10.

So the bill passed, and the title was agreed to.

On motion of Mr. Simpson House File No. 555, a bill for an act making an appropriation to pay off the prior lien of Josephine S. Dorr upon certain lands sold under execution to satisfy a judgment in favor of the school fund, with report of committee recommending that the bill do pass, was taken up, considered, and the report of the committee was adopted.

Mr. Simpson moved to amend by striking out of section 1, line 2, the words, "school fund," and insert in lieu thereof the words, "any moneys in the treasury not otherwise appropriated."

The motion prevailed.

Mr. Simpson moved that the rule be suspended, and the bill be considered engrossed, and read a third time now, which prevailed, and the bill was read a third time.

The question being, shall the bill pass?

The yeas were:

Messrs. Baker, Barnes, Beach, Belfrage, Bicknell, Blair, Bloom, Bosworth, Bridges, Brown of Dickinson, Brown of Linn, Caldwell, Carson, Casey, Clayton, Cobbey, Cochran, Coomes, Downing, Ehl, Epperson, Evans, Fisher, Francis, Gay, Harvey, Hays, Hixson, Homan, Hornaday, Hubbell, Hull, Hutchison of Calhoun, Hutchison of Wapello, Jennings, Jordan, King, Lambert, Laub, Lewis of Fayette, Lewis of Mills, Lucas, Lyon, Mackey, Martindale, McDaid, McGregor, Merten, Mueller, Nagle, Newbold, O'Brien, Palmer, Parker, Patterson, Pearson, Perrin, Prouty, Reck, Richardson of Harrison, Richey, Robb, Russell, Scott, Seaman, Simpson, Stephens, Stockton, Stout, Struble, Stutsman, Terry, Tool, Van Staden, Whaley, Wicks, Williams, Wolfe, Wood, Yoran, and Mr. Speaker—81.

The nays were:

Messrs. Hayden, Payne, Porter, and Wadleigh—4.

Absent or not voting:

Messrs. Colton, Dean, Dotson, Duncombe, Dungan, Egbert, Glasgow, Knight, Lake, Muncey, Nichols, Richardson of Jackson, Tilton, Wagner, and Webster—15.

So the bill passed, and the title was agreed to.

MESSAGE FROM THE SENATE.

MR. SPEAKER—I am directed to inform your honorable body that the Senate has passed the following bills, in which the concurrence of the House is asked:

Senate File No. 274, a bill for an act to amend chapter 1, title 9 of the Code of 1873, creating double liability of stockholders or shareholders in corporations organized under said chapter 1 aforesaid for the purpose of transacting a banking business.

Senate File No. 279, a bill for an act amendatory of chapter 72, laws of the Seventeenth General Assembly, relating to the support of the blind.

Senate File No. 276, a bill for an act amendatory to chapter 100, laws of the Seventeenth General Assembly, relating to the support for the care of the insane.

Senate File No. 278, a bill for an act amendatory to chapter 98, laws of the Seventeenth General Assembly, relating to the support of the Institution for the Education of the Deaf and Dumb.

C. M. HOLTON, *First Ass't Secretary*.

The chair announced as Conference Committee on House File No. 86 Messrs. Carson, McGregor and Hays.

MESSAGES ON THE SPEAKER'S TABLE.

On motion of Mr. King House File No. 542, a bill for an act legalizing certain action of the town council of the town of Sheffield, in the county of Franklin and State of Iowa, was taken up, with Senate amendment.

On the question, shall the House concur in the Senate amendment? the yeas and nays were as follows—

The yeas were:

Messrs. Baker, Barnes, Beach, Belfrage, Bicknell, Bloom, Bosworth, Bridges, Brown of Dickinson, Brown of Linn, Caldwell, Carson, Casey, Clayton, Cobbe, Cochran, Coomes, Dean, Dotson, Downing, Ehl, Epperson, Evans, Fisher, Francis, Gay, Harvey, Hayden, Hays, Hixson, Homan, Hornaday, Hubbell, Hull, Hutchison of Calhoun, Hutchison of Wapello, Jennings, Jordan, King, Lake, Lambert, Laub, Lewis of Mills, Lucas, Lyon, Mackey, Martindale, McDaid, McGregor, Merten, Mueller, Nagle, Newbold, Nichols, O'Brien, Palmer, Parker, Patterson, Payne, Pearson, Perrin, Porter, Richardson of Harrison, Richardson of Jackson, Richey, Robb, Scott, Seaman, Simpson, Stephens, Stockton, Stout, Struble, Stutsman, Terry, Tool, Van Staden, Wadleigh, Whaley, Wicks, Williams, Wolfe, Wood, and Yorán—84.

The nays were—None.

Absent or not voting:

Messrs. Blair, Colton, Duncombe, Dungan, Egbert, Glasgow, Knight, Lewis of Fayette, Muncey, Prouty, Reck, Russell, Tilton, Wagner, Webster, and Mr. Speaker—16.

So the bill passed, and the title was agreed to.

On motion of Mr. Francis House File No. 509, a bill for an act to legalize the acts of James Simmonds, a justice of the peace in Madison county, with report of committee recommending the bill do pass, was taken up, considered, and the report of the committee was adopted.

Mr. Francis moved that the rule be suspended, and the bill be considered engrossed, and read a third time now, which prevailed, and the bill was read a third time.

The question being, shall the bill pass?

The yeas were:

Messrs. Baker, Barnes, Beach, Belfrage, Bicknell, Blair, Bloom, Bosworth, Bridges, Brown of Dickinson, Brown of Linn, Caldwell, Carson, Casey, Clayton, Cobbe, Cochran, Coomes, Dotson, Downing, Ehl, Epperson, Evans, Fisher, Francis, Gay, Harvey, Hayden, Hays, Hixson, Homan, Hornaday, Hubbell, Hull, Hutchison of Calhoun, Hutchison of Wapello, Jennings, Jordan, King, Lake, Lambert, Laub, Lewis of Fayette, Lewis of Mills, Lucas, Lyon, Mackey, Martindale, McDaid, McGregor, Merten, Mueller, Nagle, Newbold, Nichols, O'Brien, Palmer, Parker, Patterson, Payne, Pearson, Perrin, Porter, Prouty, Reck, Richardson of Harrison, Richardson of Jackson, Richey, Robb, Russell, Scott, Seaman, Simpson, Stephens, Stockton, Stout, Struble, Stutsman, Terry, Tool, Van Staden, Wadleigh, Whaley, Wicks, Williams, Wolfe, Wood, Yorán, and Mr. Speaker—89.

The nays were—None.

Absent or not voting:

Messrs. Colton, Dean, Duncombe, Dungan, Egbert, Glasgow, Knight, Muncey, Tilton, Wagner, and Webster—11.

So the bill passed, and the title was agreed to.

On motion of Mr. Bloom House File No. 131, a bill for an act to amend chapter 121, acts of the Seventeenth General Assembly, and section 1212 of the Code of 1873, relating to drains in two or more coun-

ties, with report of committee recommending that the bill do pass, was taken up and considered.

Mr. Bloom moved that the rule be suspended, and the bill be considered engrossed, and read a third time now, which prevailed, and the bill was read a third time.

The question being, shall the bill pass?

The yeas were:

Messrs. Baker, Barnes, Beach, Belfrage, Bicknell, Blair, Bloom, Bosworth, Bridges, Brown of Linn, Caldwell, Carson, Casey, Clayton, Cobbey, Cochran, Coomes, Dotson, Downing, Ehl, Epperson, Evans, Fisher, Francis, Gay, Harvey, Hayden, Hays, Hixson, Homan, Hornaday, Hubbell, Hull, Hutchison of Calhoun, Hutchison of Wapello, Jennings, Jordan, King, Lake, Lambert, Laub, Lewis of Fayette, Lewis of Mills, Lucas, Lyon, Mackey, Martindale, McDaid, McGregor, Merten, Mueller, Nagle, Newbold, Nichols, O'Brien, Palmer, Parker, Patterson, Payne, Pearson, Perrin, Porter, Prouty, Richardson of Harrison, Richardson of Jackson, Richey, Robb, Russell, Scott, Seaman, Simpson, Stephens, Stockton, Stout, Struble, Stutsman, Terry, Tool, Van Staden, Wadleigh, Whaley, Wicks, Williams, Wolfe, Wood, Yoran, and Mr. Speaker—87.

The nays were—None.

Absent or not voting:

Messrs. Brown of Dickinson, Colton, Dean, Duncombe, Dungan, Egbert, Glasgow, Knight, Muncey, Reck, Tilton, Wagner, and Webster—13.

So the bill passed, and title was agreed to.

RESOLUTION.

Leave was granted Mr. Struble to offer the following resolution which was adopted:

Be it resolved by the House, the Senate concurring, That no bill of the other House shall be amended by either House by erasure or interlineation made in the bill, but that all amendments made by either House to the bills of the other House shall be reported to the other on separate sheets or slips of paper attached to the bill and numbered in the order of their adoption and attested by the clerk or secretary of the House making such amendment.

BILLS ON SECOND READING.

On motion of Mr. Homan House File No. 108, a bill for an act relating to taxes voted in aid of the construction of railways under chapter 123 of the acts of the Sixteenth General Assembly and chapter 157 of the acts of the Seventeenth General Assembly, with report of committee recommending a substitute, was taken up, considered, and the report of the committee was adopted.

Mr. Homan moved that the rule be suspended, the bill considered engrossed, and read a third time now, which prevailed, and the bill was read a third time.

The question being, shall the bill pass?

The yeas were:

Messrs. Baker, Barnes, Beach, Belfrage, Bicknell, Blair, Bloom, Bosworth, Bridges, Brown of Linn, Caldwell, Carson, Casey, Clayton, Cobbey, Cochran, Coomes, Dotson, Downing, Duncombe, Ehl, Epperson, Evans, Fisher, Francis, Gay, Harvey, Hayden, Hays, Hixson, Hubbell, Hull, Hutchison of Calhoun, Hutchison of Wapello, Jennings, Jordan, King, Lake, Lambert, Laub, Lewis of Fayette, Lewis of Mills, Lucas, Lyon, Mackey, Martindale, McDaid, McGregor, Merten, Mueller, Newbold, Nichols, O'Brien, Palmer, Parker, Patterson, Payne, Pearson, Perrin, Porter, Prouty, Reck, Richardson of Harrison, Richardson of Jackson, Richey, Robb, Russell, Scott, Seaman, Simpson, Stephens, Stockton, Stout, Struble, Stutsman, Terry, Van Staden, Wadleigh, Whaley, Wicks, Williams, Wolfe, Wood, and Yoran—84.

The nays were—None.

Absent or not voting:

Messrs. Brown of Dickinson, Colton, Dean, Dungan, Egbert, Glasgow, Homan, Hornaday, Knight, Muncey, Nagle, Tilton, Tool, Wagner, Webster, and Mr. Speaker—16.

So the bill passed, and the title was agreed to.

On motion of Mr. Williams House File No. 567, a bill for an act authorizing a tax to be levied in Louisa and Des Moines counties, was taken up and considered.

Mr. Williams moved that the rule be suspended, and the bill be considered engrossed, and read a third time now, which prevailed, and the bill was read a third time.

The question being, shall the bill pass?

The yeas were:

Messrs. Baker, Barnes, Beach, Belfrage, Bicknell, Blair, Bloom, Bosworth, Bridges, Brown of Dickinson, Brown of Linn, Caldwell, Carson, Casey, Clayton, Cobbey, Cochran, Coomes, Dean, Dotson, Downing, Duncombe, Egbert, Ehl, Epperson, Evans, Fisher, Francis, Gay, Glasgow, Harvey, Hayden, Hays, Hixson, Homan, Hornaday, Hubbell, Hutchison of Calhoun, Hutchison of Wapello, Jennings, Jordan, King, Lake, Lambert, Laub, Lewis of Fayette, Lewis of Mills, Lucas, Lyon, Mackey, Martindale, McDaid, McGregor, Merten, Mueller, Nagle, Newbold, Nichols, O'Brien, Palmer, Parker, Patterson, Payne, Pearson, Perrin, Porter, Prouty, Reck, Richardson of Harrison, Richey, Robb, Russell, Scott, Seaman, Simpson, Stockton, Stout, Struble, Stutsman, Van Staden, Wadleigh, Wagner, Whaley, Wicks, Williams, Wolfe, Wood, Yoran, and Mr. Speaker—89.

The nays were—None.

Absent or not voting:

Messrs. Colton, Dungan, Hull, Knight, Muncey, Richardson of Jackson, Stephens, Terry, Tilton, Tool, and Webster—11.

So the bill passed, and the title was agreed to.

INTRODUCTION OF BILL.

Leave was granted Mr. Lucas to introduce House File No. 574, a bill for an act changing the boundaries of Boone, Polk and Story counties.

Read a first and second time and referred to the Committee on Cities and Towns.

On motion of Mr. Martindale House File No. 552, a bill for an act to protect persons against injury by fire in certain cases, with report of committee recommending the bill do pass, was taken up and considered.

Mr. Martindale moved that the rule be suspended, the bill be considered engrossed, and read a third time now, which prevailed, and the bill was read a third time.

The question being, shall the bill pass?

The yeas were:

Messrs. Baker, Barnes, Beach, Belfrage, Blair, Bloom, Bridges, Brown of Dickinson, Brown of Linn, Carson, Casey, Clayton, Cobbey, Cochran, Coomes, Dean, Dotson, Downing, Duncombe, Egbert, Ehl, Epperson, Evans, Fisher, Francis, Gay, Glasgow, Harvey, Hayden, Hays, Hixson, Homan, Hornaday, Hubbell, Hutchison of Calhoun, Hutchison of Wapello, Jennings, Jordan, King, Lake, Lambert, Lewis of Fayette, Lewis of Mills, Lucas, Lyon, Martindale, McDaid, Merten, Mueller, Nagle, Newbold, Nichols, O'Brien, Palmer, Parker, Patterson, Payne, Pearson, Perrin, Porter, Prouty, Reck, Richardson of Harrison, Richardson of Jackson, Richey, Russell, Scott, Seaman, Simpson, Stephens, Stockton, Stout, Struble, Stutsman, Terry, Van Staden, Wadleigh, Wagner, Whaley, Wicks, Williams, Wolfe, Wood, and Yorán—85.

The nays were:

Messrs. Bicknell, Laub, and McGregor—3.

Absent or not voting:

Messrs. Bosworth, Caldwell, Colton, Dungan, Hull, Knight, Mackey, Muncey, Robb, Tilton, Tool, Webster, and Mr. Speaker—12.

So the bill passed, and the title was agreed to.

House File No. 189, a bill for an act in relation to jury trial in cases for violation of ordinances of cities of second class, was taken up, with Senate amendments.

On the question, shall the House concur in the Senate amendments? the yeas and nays were as follows—

The yeas were:

Messrs. Baker, Beach, Belfrage, Bicknell, Blair, Bridges, Brown of Dickinson, Brown of Linn, Carson, Cobbey, Cochran, Coomes, Dotson, Downing, Duncombe, Egbert, Ehl, Epperson, Evans, Fisher, Francis, Gay, Glasgow, Harvey, Hayden, Hays, Homan, Hornaday, Hubbell, Hull, Hutchison of Wapello, Jennings, Jordan, Lake, Lambert, Laub, Lewis of Fayette, Lewis of Mills, Lucas, Lyon, Mackey, Martindale, McGregor, Merten, Nagle, Newbold, Nichols, Palmer, Parker, Patterson, Payne, Pearson, Perrin, Porter, Prouty, Richardson of Harrison, Richardson of Jackson, Richey, Russell, Scott, Seaman, Simpson, Stephens, Stockton, Stutsman, Terry, Van Staden, Wadleigh, Wagner, Whaley, Wicks, Wood, and Yorán—73.

The nays were:

Messrs. Barnes, Bloom, Bosworth, Caldwell, Casey, Dean, Hixson, Hutchison of Calhoun, McDaid, O'Brien, Reck, Struble, and Wolfe—13.

Absent or not voting:

Messrs. Clayton, Colton, Dungan, King, Knight, Mueller, Muncey, Robb, Stout, Tilton, Tool, Webster, Williams, and Mr. Speaker—14.

So the House concurred in the Senate amendments.

House File No. 435, a bill for an act to reimburse H. C. Metcalf for money paid for lots and land for the use of the State at the Additional Penitentiary at Anamosa, with report of committee recommending that the bill do pass, was taken up, considered, and the report of the committee was adopted.

Mr. Yoran moved to amend by inserting in line 9, after the word "block," the word "of," and the words "Iowa State" in the last line, before the word "Leader."

The motion to amend prevailed.

The bill was ordered engrossed.

House File No. 145, a bill for an act amendatory of section 1146 of the Code of 1873, with report of committee recommending a substitute, was taken up.

Mr. Lewis of Mills moved the further consideration of this bill be postponed, which prevailed, and the bill was passed on file.

House File No. 447, a bill for an act to repeal part of section 4783, of chapter 167, of the public acts of the Seventeenth General Assembly, with report of committee recommending that the bill do pass, was taken up and considered, and the report of the committee was adopted.

Mr. Fisher moved to refer the bill to the Committee on Compensation of Public Officers.

The motion did not prevail.

Mr. Stephens moved to amend by inserting "wall guards," after the words "shop guards," and striking out the words "to wall guards, forty-five dollars."

Mr. Brown of Linn moved to strike out "forty-five dollars," and insert "fifty dollars."

The motion did not prevail.

The question recurring on the amendment of Mr. Stephens, the motion to amend prevailed.

Mr. Hays moved that the rule be suspended, and the bill be considered engrossed, and read a third time now.

Mr. Perrin demanded the yeas and nays, which were as follows—

The yeas were:

Messrs. Baker, Barnes, Beach, Belfrage, Bicknell, Bloom, Brown of Linn, Carson, Casey, Clayton, Cobbey, Egbert, Fisher, Gay, Glasgow, Hays, Hornaday, Hubbell, Hull, King, Knight, Laub, Lewis of Mills, Lucas, McGregor, Merten, Mueller, Newbold, O'Brien, Palmer, Parker, Reck, Richey, Robb, Stephens, Stockton, Stutsman, Terry, and Williams—38.

The nays were:

Messrs. Blair, Bosworth, Bridges, Caldwell, Cochran, Coomes, Dean, Dotson, Downing, Duncombe, Ehl, Epperson, Evans, Francis, Harvey, Hayden, Hixson, Homan, Hutchison of Calhoun, Hutchison of Wapello, Jennings, Jordan, Lake, Lambert, Lewis of Fayette, Lyon, Mackey, Martindale, McDaid, Nagle, Nichols, Patterson, Payne, Pearson, Perrin, Porter, Prouty, Richardson of Harrison, Russell, Scott, Simpson, Tool, Van Staden, Wadleigh, Whaley, Wolfe, and Wood—48.

Absent or not voting:

Messrs. Brown of Dickinson, Colton, Dungan, Muncey, Richardson

of Jackson, Seaman, Stout, Struble, Tilton, Wagner, Webster, Wicks, Yoran, and Mr. Speaker—14.

So the House refused to suspend the rules.

Mr Prouty moved to amend section 1, line six, by striking out the words "two hundred and eight dollars and thirty-three and one-third cents," and insert "one hundred and sixty-six dollars and sixty-seven cents" in lieu thereof.

On this question the yeas and nays were demanded, and were as follows—

The yeas were:

Messrs. Bicknell, Blair, Bosworth, Bridges, Caldwell, Clayton, Cobbe, Coomes, Dean, Dotson, Downing, Duncombe, Epperson, Evans, Francis, Gay, Harvey, Hayden, Hixson, Homan, Hutchison of Calhoun, Hutchison of Wapello, Jennings, Jordan, Lake, Lambert, Lewis of Fayette, Lyon, McDaid, Nagle, Newbold, Nichols, Palmer, Payne, Pearson, Perrin, Porter, Prouty, Richardson of Harrison, Richardson of Jackson, Russell, Scott, Simpson, Struble, Tool, Wagner, Whaley, Wolfe, Wood, and Yoran—50.

The nays were:

Messrs. Barnes, Beach, Belfrage, Bloom, Brown of Linn, Carson, Casey, Cochran, Egbert, Ehl, Fisher, Glasgow, Hays, Hornaday, Hubbell, Hull, King, Knight, Laub, Lewis of Mills, Lucas, Martindale, McGregor, Merten, O'Brien, Parker, Patterson, Richey, Robb, Seaman, Stephens, Stockton, Stout, Stutsman, Terry, Van Staden, Wadleigh, Wicks, and Williams—38.

Absent or not voting:

Messrs. Baker, Brown of Dickinson, Colton, Dungan, Mackey, Mueller, Muncey, Reck, Tilton, Webster and Mr. Speaker—12.

So the amendment was adopted.

Mr. Dotson moved to amend line 7 by striking out "one hundred and twenty-five" and inserting "one hundred" in lieu thereof.

The motion to amend prevailed.

The bill was ordered engrossed.

Substitute for Senate Files Nos. 2 and 36, a bill for an act to repeal section 866 of the Code, and enact a substitute therefor, and to amend section 890, in relation to penalty on delinquent taxes, with report of committee, was taken up, considered, and the report of the committee was adopted.

Mr. Parker moved to amend by inserting after the word "indebtedness" the words "or taxes voted to aid in the construction of railroads."

The motion prevailed.

Mr. Hornaday moved to amend section 1 by striking out "2 per cent" and inserting "1½ per cent" in lieu thereof.

Mr. Jennings moved to amend the amendment by striking out "1½" and inserting "1" in lieu thereof.

The motion to amend did not prevail.

The amendment was lost.

Mr. Nichols moved to strike out "12½" and insert "10" where it applies to the penalty to be added by the purchaser after purchase.

Upon this motion the yeas and nays were demanded, and were as follows—

The yeas were:

Messrs. Barnes, Bicknell, Blair, Bloom, Bosworth, Bridges, Brown of Linn, Caldwell, Casey, Cobbey, Cochran, Coomes, Dean, Dotson, Downing, Duncombe, Ehl, Epperson, Evans, Fisher, Francis, Gay, Glasgow, Harvey, Hayden, Hays, Hixson, Homan, Hornaday, Hubbell, Hull, Hutchison of Wapello, Jennings, Jordan, King, Knight, Lambert, Laub, Lewis of Fayette, Lewis of Mills, Lyon, Mackey, Martindale, McDaid, Nichols, O'Brien, Parker, Patterson, Payne, Perrin, Porter, Prouty, Reck, Richardson of Harrison, Richey, Seaman, Simpson, Stockton, Stout, Terry, Tilton, Tool, Whaley, Williams, Wolfe, Wood, and Yoran—67.

The nays were:

Messrs. Beach, Belfrage, Brown of Dickinson, Clayton, Egbert, Hutchison of Calhoun, Lake, Lucas, McGregor, Merten, Mueller, Nagle, Newbold, Pearson, Richardson of Jackson, Robb, Scott, Stephens, Struble, Stutsman, Van Staden, Wadleigh, Wagner, and Wicks—24.

Absent or not voting:

Messrs. Baker, Carson, Colton, Dungan, Muncey, Palmer, Russell, Webster, and Mr. Speaker—9.

So the motion to amend prevailed.

MESSAGE FROM THE SENATE.

The following message was received from the Senate:

MR. SPEAKER—I am directed to inform your honorable body that the Senate requests the return of Senate File No. 276 to the Senate.

A. T. McCARGAR, *Secretary*.

On motion of Mr. Beach the House adjourned until 7 P. M. this evening.

EVENING SESSION.

7 O'CLOCK P. M.

House met pursuant to adjournment, the Speaker in the chair.

On motion of Mr. Hayden a call of the House was ordered, and the following absentees were found and excused:

Messrs. Barnes, Belfrage, Blair, Bosworth, Bridges, Brown of Linn, Caldwell, Carson, Casey, Clayton, Cobbey, Cochran, Downing, Dungan, Francis, Harvey, Hayden, Hixson, Homan, Hutchison of Calhoun, Jennings, McDaid, McGregor, Mueller, Muncey, Palmer, Payne, Pearson, Perrin, Porter, Reck, Scott, Stutsman, Van Staden, Williams, Wood, Yoran, and Mr. Speaker.

On motion of Mr. Wood the further call of the House was dispensed with.

The special order was then taken up.

House File No. 220, a bill for an act to amend chapter 5, title 3 of the Code of 1873, in relation to circuit and district courts and the judges thereof, and defining the powers of circuit judges and the jurisdiction of said courts in civil and criminal cases, etc., with report of committee recommending amendments, was taken up.

Leave of absence was granted Messrs. Stockton, Duncombe, Russell and Jordan.

The bill was taken up and considered section by section.

Mr. Struble moved the House go into a Committee of the Whole.

The motion did not prevail.

Mr. Dean moved the vote by which Senate File No. 171 was indefinitely postponed be reconsidered, and the consideration of the motion be postponed until to-morrow.

Mr. Glasgow moved to amend section 1, line 4, by striking out the word "two" and inserting the word "four" in lieu thereof.

The motion to amend prevailed.

Mr. King moved to amend section 1, line 3, after the word "circuit," by adding: "*Provided*, that the population is twenty thousand, according to the last preceding census, and no circuit shall be formed of a less population than twenty thousand; and two or more counties may be placed in the same circuit for that purpose."

The motion to amend did not prevail.

Mr. Glasgow moved that section 2, line 1, be amended by striking out the word "two" and inserting the word "four."

The motion prevailed.

Mr. Fisher moved to amend section 3, line 1, by striking out the word "three" and insert "four" in lieu thereof.

The motion did not prevail.

Mr. Fisher moved to amend section 4 by striking out all of section 4 to the word "and," in line 7, and insert: "The circuit court shall have concurrent original jurisdiction with the district court in all civil actions, both in law and equity."

The motion to amend did not prevail.

The question recurring on the amendment offered by the committee, the amendment was adopted.

The amendment to section 4, paragraph 7, proposed by the committee, was adopted.

Mr. McDaid moved to amend by striking out of line 31, paragraph 6, the word "shall" and insert the word "may" in lieu thereof.

The motion did not prevail.

Mr. Struble moved to reconsider the vote by which the amendment to paragraph 7 was adopted.

The hour of adjournment having arrived, the Speaker adjourned the House until to-morrow morning at 9 A. M.

HALL OF HOUSE OF REPRESENTATIVES, }
 DES MOINES, IOWA, March 20, 1880. }

House met pursuant to adjournment, the Speaker in the chair.

Prayer by Rev. Mr. Thorpe.

Pending the reading of the journal of yesterday, on motion of Mr. King the further reading of same was dispensed with.

RESOLUTION.

Mr. Blair offered the following resolution, which was adopted:

Resolved, That the Speaker is hereby instructed to appoint a committee of nine, whose duty it shall be to examine all bills and select the most important, which shall be reported to the House in order of their importance and taken up in the order in which they are reported until disposed of.

REPORT OF COMMITTEE.

Mr. Reck, from the Committee on Enrolled Bills, submitted the following report:

MR. SPEAKER—The Committee on Enrolled Bills respectfully report that they have examined the following bills, and find the same correctly enrolled:

House File No. 177, a bill for an act to amend chapter 13, title 12 of the Code, in relation to State Library.

House File No. 542, a bill for an act to legalize certain actions of the town council of the town of Sheffield, in the county of Franklin and State of Iowa.

House File No. 467, a bill for an act to amend section 1900 of the Code, in relation to the State Historical Society.

House File No. 451, a bill for an act making appropriations for the maintenance of the Normal School at Cedar Falls.

House File No. 261, a bill for an act to legalize the acts of township trustees of Spaulding township, Union county, Iowa.

House File No. 16, a bill for an act to appropriate money to defray expenses in repairing gun carriage of twelve-pounder Napoleon gun of Battery F, First Regiment Light Artillery, Iowa National Guards.

House File No. 372, a bill for an act to legalize the acts and incorporation of the Springdale Mutual Fire Insurance Company of Cedar county, Iowa.

House File No. 227, a bill for an act making appropriations for the Iowa Agricultural College.

A. C. RECK, *Chairman*.

BILLS ON SECOND READING.

On motion of Mr. Harvey House File No. 543, a bill for an act to repeal sections 3790, 3806 and 3818 of the Code and enact substitutes therefor, and to amend chapter 30, acts of the Fifteenth General Assembly, relating to costs in criminal cases, with report of committee recommending a substitute, was taken up, considered, and the report of the committee was adopted.

Mr. Parker moved to amend by striking out all after the word "county" in line 9, section 1, and inserting: "No witness shall be subpoenaed until upon a proper showing the judge of the court shall certify the witness is material."

The motion to amend prevailed.

Mr. Hays moved to amend by striking out of 4th line, section 1, the words, "in the district court."

Mr. Laub moved the previous question, which was seconded.

Question, shall the main question be now put? was decided in the affirmative.

The amendment offered by Mr. Hays was not adopted.

The bill was ordered engrossed.

Mr. Lake moved that the rule be suspended, and the bill be considered engrossed, and read a third time now, which prevailed, and the bill was read a third time.

The question being, shall the bill pass?

The yeas were:

Messrs. Baker, Barnes, Beach, Belfrage, Blair, Bloom, Bosworth, Bridges, Brown of Dickinson, Carson, Clayton, Cobbe, Cochran, Coomes, Dean, Dotson, Ehl, Epperson, Fisher, Francis, Gay, Glasgow, Harvey, Hixson, Homan, Hornaday, Hubbell, Hull, Hutchison of Calhoun, Hutchison of Wapello, Jennings, Jordan, King, Knight, Lake, Lambert, Laub, Lewis of Fayette, Lewis of Mills, Lucas, Lyon, Martindale, McDaid, Mueller, Nagle, Newbold, Nichols, O'Brien, Palmer, Parker, Patterson, Payne, Pearson, Perrin, Porter, Reck, Richardson of Harrison, Richey, Robb, Russell, Scott, Simpson, Stephens, Stockton, Stout, Struble, Stutsman, Terry, Tilton, Tool, Wadleigh, Wagner, Whaley, Wicks, Williams, Wolfe, Wood, and Yorán—78.

The nays were:

Messrs. Bicknell, Caldwell, Evans, Hays, Mackey, McGregor, Merten, Prouty, Van Staden, and Mr. Speaker—10.

Absent or not voting:

Messrs. Brown of Linn, Casey, Colton, Downing, Duncombe, Dungan, Egbert, Hayden, Muncey, Richardson of Jackson, Seaman, and Webster—12.

So the bill passed, and the title was agreed to.

MESSAGE FROM THE SENATE.

The following message was received from the Senate:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has passed the following bills, in which the concurrence of the House is asked:

Senate File No. 298, a bill for an act to amend section 873 of the Code of 1873, in relation to publishing notice of tax sale.

Senate File No. 281, a bill for an act to amend section 2 of chapter 123, acts of the Sixteenth General Assembly, relative to time of holding elections for voting aid to railways.

Senate File No. 74, a bill for an act to repeal section 3818 of the Code, in relation to payment of witnesses for the defendant in criminal cases, and to enact a substitute therefor.

Senate File No. 189, a bill for an act to amend section 3812 of the Code, relating to jury fees.

Senate File No. 222, a bill for an act to consolidate the office of the Register of the State Land Office with the office of Secretary of State.

Also, has passed without amendment House File No. 508, a bill for an act to legalize the annexation of certain territory to the city of Cedar Rapids, Linn county, Iowa, under the provisions of chapter 51, title 9 of the Revision of 1860.

House File No. 84, a bill for an act to give county boards of supervisors the right to improve the highways in certain cases, with amendment as noted in the bill.

House File No. 516, a bill for an act to legalize certain ordinances of the town of State Center, Marshall county, Iowa.

House File No. 572, a bill for an act to legalize an election held on the 8th of March, 1880, by the independent school district of the city of Burlington, Des Moines, county, Iowa.

Also, has refused to recede from amendments to House File No. 353, and has appointed as Committee of Conference on the disagreeing vote of the two houses Senators Harmon, Woolson and Merrell.

A. T. McCARGAR, *Secretary*.

Also:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has passed the following bill, with amendments as noted therein:

House File No. 517, a bill for an act to legalize the incorporation and official proceedings of the town of Sibley, in the county of Osceola, State of Iowa.

A. T. McCARGAR, *Secretary*.

Mr. Richardson of Jackson was excused until Monday.

UNFINISHED BUSINESS.

Question recurring on the consideration of House File No. 220, Mr. Wicks moved to lay the bill upon the table, and Mr. Caldwell demanded the yeas and nays, which were as follows—

The yeas were:

Messrs. Belfrage, Bicknell, Bosworth, Bridges, Brown of Dickinson, Epperson, Evans, Glasgow, Hutchison of Calhoun, Hutchison of Wapello, Laub, Lewis of Fayette, Prouty, Richey, Robb, Terry, Wagner, Wicks, Williams, and Wood—21.

The nays were:

Messrs. Baker, Barnes, Beach, Blair, Bloom, Caldwell, Carson, Casey, Clayton, Cobbey, Cochran, Coomes, Dean, Dotson, Ehl, Fisher,

Francis, Gay, Harvey, Hayden, Hays, Hixson, Homan, Hornaday, Hubbell, Hull, Jennings, Jordan, King, Knight, Lake, Lambert, Lewis of Mills, Lyon, Martindale, McDaid, McGregor, Mueller, Nagle, Newbold, Nichols, O'Brien, Palmer, Parker, Patterson, Payne, Pearson, Perin, Porter, Richardson of Harrison, Russell, Scott, Simpson, Stephens, Stockton, Stout, Struble, Stutsman, Tilton, Tool, Van Staden, Wadleigh, Webster, Whaley, Yoran, and Mr. Speaker—66.

Absent or not voting:

Messrs. Brown of Linn, Colton, Downing, Duncombe, Dungan, Egbert, Lucas, Mackey, Muncey, Reck, Richardson of Jackson, Seaman, and Wolfe—13.

So the motion to lay the bill on the table was lost.

Question, shall the vote be reconsidered by which the amendment to paragraph 7 was adopted?

Mr. Struble moved that the further consideration of this bill be postponed until Tuesday at 2 P. M.

The motion prevailed.

On motion of Mr. Yoran the special order was continued.

REPORTS OF COMMITTEES.

Mr. Yoran, from the Committee on Appropriations, submitted the following report:

MR. SPEAKER—Your Committee on Appropriations, to whom was referred Senate File No. 204, a bill for an act making appropriations for the Asylum for Feeble-Minded Children, beg leave to report that they have had the same under consideration, and have instructed me to report the same back to the House with the recommendation that it do pass.

S. M. YORAN, *Chairman.*

Ordered passed on file.

Also:

MR. SPEAKER—Your Committee on Appropriations, to whom was referred substitute for Senate File No. 243, a bill for an act making appropriations for the Iowa Institution for the Deaf and Dumb at Council Bluffs, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that it do pass.

S. M. YORAN, *Chairman.*

Ordered passed on file.

On motion of Mr. Yoran substitute for Senate File No. 243, a bill for an act making appropriations for the Iowa Institution for the Deaf and Dumb at Council Bluffs, with report of committee recommending the bill do pass, was taken up and considered.

Mr. Yoran moved that the rule be suspended, and the bill be considered engrossed and read a third time now, which prevailed, and the bill was read a third time.

The question being, shall the bill pass?

The yeas were:

Messrs. Baker, Barnes, Beach, Belfrage, Bicknell, Blair, Bloom, Bosworth, Brown of Dickinson, Carson, Casey, Clayton, Cobbey, Cochran, Coomes, Dean, Downing, Ehl, Epperson, Evans, Fisher, Francis, Gay,

Harvey, Hays, Hixson, Hornaday, Hubbell, Hull, Hutchison of Calhoun, Hutchison of Wapello, King, Knight, Lake, Lambert, Laub, Lewis of Mills, Lucas, Lyon, Martindale, Merten, Mueller, Nagle, Newbold, Nichols, O'Brien, Parker, Pearson, Perrin, Porter, Richardson of Harrison, Richey, Robb, Simpson, Stockton, Stout, Struble, Stutsman, Terry, Tilton, Wadleigh, Wagner, Whaley, Wicks, Williams, Wood, Yoran, and Mr. Speaker—68.

The nays were:

Messrs. Bridges, Caldwell, Dotson, Hayden, Homan, Jennings, Jordan, Mackey, McDaid, McGregor, Payne, Russell, Scott, Stephens, Tool, and Van Staden—16.

Absent or not voting:

Messrs. Brown of Linn, Colton, Duncombe, Dungan, Egbert, Glasgow, Lewis of Fayette, Muncey, Palmer, Patterson, Prouty, Reck, Richardson of Jackson, Seaman, Webster, and Wolfe—16.

So the bill passed, and the title was agreed to.

On motion of Mr. Yoran Senate File No 204, a bill for an act making appropriations for the Asylum for Feeble-Minded Children, with report of committee recommending that the bill do pass, was taken up and considered.

The bill was ordered engrossed.

Mr Yoran moved that the bill be passed on file until the special committee on that institution make their report.

The motion prevailed.

REPORT OF COMMITTEE.

Leave was granted Mr. McDaid, from the Committee on Normal Schools to submit the following report:

MR. SPEAKER—Your Committee on Normal Schools, to whom was referred Senate File No. 267, a bill for an act to make the Superintendent of Public Instruction *ex-officio* a member of the board of trustees for the school for teachers at Cedar Rapids, and to give certain powers to said board, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that it be amended as herein indicated, and when so amended that it do pass.

D. J. McDAID, *Chairman*.

Ordered passed on file.

Mr. Gay moved to call up the motion by which the vote was reconsidered upon which Senate File No. 205 was passed.

The motion prevailed.

Question, shall the vote be reconsidered? was decided in the affirmative.

Mr. Gay moved to reconsider the vote by which the rule was suspended and the bill was ordered engrossed for a third reading.

The motion prevailed.

The bill was recalled from the Senate.

INTRODUCTION OF BILL.

Leave was granted Mr. McDaid to introduce House File No. 575, a

bill for an act legalizing the formation of the Independent School District of Fonda, in Pocahontas county, Iowa.

Read a first and second time.

Mr. McDaid moved that the rule be suspended, the bill be considered engrossed, and read a third time now, which prevailed, and the bill was read a third time.

The question being, shall the bill pass?

The yeas were:

Messrs. Baker, Belfrage, Bicknell, Blair, Bloom, Bosworth, Brown of Dickinson, Caldwell, Carson, Casey, Clayton, Cobbe, Cochran, Coomes, Dean, Dotson, Downing, Ehl, Epperson, Evans, Fisher, Francis, Gay, Harvey, Hayden, Hays, Hixson, Homan, Hornaday, Hubbell, Hull, Hutchison of Calhoun, Hutchison of Wapello, Jennings, Jordan, King, Knight, Lake, Lambert, Laub, Lewis of Fayette, Lewis of Mills, Lucas, Mackey, Martindale, McDaid, McGregor, Merten, Mueller, Nagle, Newbold, Nichols, O'Brien, Parker, Patterson, Payne, Pearson, Perrin, Porter, Prouty, Reck, Richardson of Harrison, Richey, Robb, Russell, Scott, Simpson, Stephens, Stout, Struble, Stutsman, Terry, Tilton, Van Staden, Wadleigh, Wagner, Webster, Whaley, Wicks, Williams, Wood, and Mr. Speaker—82.

The nays were—None.

Absent or not voting:

Messrs. Barnes, Beach, Bridges, Brown of Linn, Colton, Duncombe, Dungan, Egbert, Glasgow, Lyon, Muncey, Palmer, Richardson of Jackson, Seaman, Stockton, Tool, Wolfe, and Yoran—18.

So the bill passed, and the title was agreed to.

REPORT OF COMMITTEE.

Leave was granted Mr. Parker, from the Committee on Judiciary, to submit the following report:

MR. SPEAKER—Your Committee on Judiciary, to whom was referred Senate File No. 214, a bill for an act authorizing the Register of the Land Office to issue a patent for lot 5, block 23, Iowa City, Iowa, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that it do pass.

J. M. PARKER, *Chairman.*

Ordered passed on file.

BILLS ON SECOND READING.

On motion of Mr. Bloom Senate File No. 214, a bill for an act authorizing the Register of the Land Office to issue a patent for lot 5, block 23, Iowa City, Iowa, with report of committee recommending that the bill do pass, was taken up.

Mr. Bloom moved that the rule be suspended, and the bill be considered engrossed, and read a third time now, which prevailed, and the bill was read a third time.

The question being, shall the bill pass?

The yeas were:

Messrs. Baker, Barnes, Beach, Belfrage, Bicknell, Blair, Bloom,

Bosworth, Bridges, Brown of Dickinson, Caldwell, Carson, Cobbey, Cochran, Coomes, Dean, Dotson, Downing, Ehl, Epperson, Evans, Fisher, Francis, Glasgow, Harvey, Hayden, Hixson, Homan, Hornaday, Hubbell, Hull, Hutchison of Calhoun, Hutchison of Wapello, Jordan, King, Knight, Lake, Lambert, Laub, Lewis of Fayette, Lewis of Mills, Lucas, Lyon, Mackey, Martindale, McDaid, McGregor, Merten, Mueller, Nagle, Newbold, Nichols, O'Brien, Palmer, Parker, Patterson, Payne, Pearson, Perrin, Porter, Richardson of Harrison, Robb, Russell, Scott, Simpson, Stephens, Stout, Struble, Stutsman, Terry, Tilton, Tool, Van Staden, Wadleigh, Wagner, Webster, Whaley, Wicks, Wood, Yorán, and Mr. Speaker—81.

The nays were—None.

Absent or not voting:

Messrs. Brown of Linn, Casey, Clayton, Colton, Duncombe, Dungan, Egbert, Gay, Hays, Jennings, Muncey, Prouty, Reck, Richardson of Jackson, Richey, Seaman, Stockton, Williams, and Wolfe—19.

So the bill passed, and the title was agreed to.

On motion of Mr. Yorán a Committee of Conference was appointed on the disagreeing vote on House File No. 353.

INTRODUCTION OF BILL.

Leave was granted Mr. McGregor to introduce House File No. 576, a bill for an act to empower certain special chartered cities to use for school purposes public grounds unused for the purpose for which such grounds were originally dedicated or set apart.

Read a first and second time.

Mr. McGregor moved that the rule be suspended and the bill be considered engrossed, and read a third time now, which prevailed, and the bill was read a third time.

The question being, shall the bill pass?

The yeas were:

Messrs. Baker, Barnes, Beach, Belfrage, Bicknell, Blair, Bloom, Bosworth, Bridges, Brown of Dickinson, Caldwell, Casey, Cobbey, Cochran, Coomes, Dean, Dotson, Downing, Ehl, Epperson, Evans, Fisher, Francis, Gay, Glasgow, Harvey, Hayden, Hixson, Homan, Hornaday, Hubbell, Hull, Hutchison of Calhoun, Hutchison of Wapello, Jennings, Jordan, King, Knight, Lake, Lambert, Laub, Lewis of Fayette, Lewis of Mills, Lucas, Lyon, Mackey, Martindale, McDaid, McGregor, Merten, Mueller, Nagle, Nichols, O'Brien, Palmer, Parker, Patterson, Payne, Pearson, Perrin, Prouty, Richardson of Harrison, Richey, Robb, Russell, Scott, Simpson, Stephens, Stockton, Stout, Struble, Stutsman, Terry, Tilton, Tool, Van Staden, Wadleigh, Wagner, Webster, Whaley, Wicks, Willams, Wood, Yorán, and Mr. Speaker—85.

The nays were—None.

Absent or not voting:

Messrs. Brown of Linn, Carson, Clayton, Colton, Duncombe, Dungan, Egbert, Hays, Muncey, Newbold, Porter, Reck, Richardson of Jackson, Seaman, and Wolfe—15.

So the bill passed, and the title was agreed to.

The chair appointed as Conference Committee on House File No. 353 Messrs. Newbold, Merten and Perrin.

On motion of Mr. Wood substitute for Senate Files Nos. 13 and 170, relating to the salaries of the clerk of the district and circuit courts, and county treasurers and auditor, and defining certain of their duties, with report of committee recommending amendments, was taken up.

On motion of Mr. Glasgow the bill was considered by paragraphs.

The amendment proposed by the committee to paragraph one was adopted.

The amendment proposed by the committee to paragraph two was adopted.

The amendment proposed by the committee to paragraph three was adopted.

Mr. Glasgow moved to amend paragraph four by striking out of lines 63 and 64 the words "two thousand five hundred dollars," and insert "three thousand five hundred dollars" in lieu thereof.

The motion to amend prevailed.

The amendment proposed by the committee to paragraph five was adopted.

MESSAGE FROM THE GOVERNOR.

The following message was received from the Governor, through his private secretary, Wm. H. Fleming:

STATE OF IOWA,
EXECUTIVE DEPARTMENT,
DES MOINES, March 19, 1880. }

MR. SPEAKER—I am instructed by the Governor to inform the honorable the House of Representatives that he has approved, signed and deposited in the office of the Secretary of State the following:

House File No. 319, An act to amend section 277, chapter fourteen (14), title three (3), of the Code, relating to the administration of oaths.

House File No. 332, An act to amend section 1717 of the Code, to provide for the transfer of funds in the school-house fund unappropriated to either of the other funds.

House File No. 390, An act providing for the carrying into effect section three (3), article ten (10), of the Constitution of the State of Iowa, in reference to revising and amending the Constitution of the State.

House File No. 558, An act to legalize certain ordinances of the city of Fort Dodge.

WM. H. FLEMING,
Private Secretary.

Mr. Glasgow moved to amend line twelve of section 2, by inserting "one-half," before the word "one."

Mr. Lake moved to amend the amendment by the following substitute: Amend section 2 by striking out lines 12, 13, 14, 15, 16 and 17, and inserting the following in lieu thereof: "Two per cent on the first \$1,000 or part thereof; one per cent upon all excess over \$1,000 up to

\$5,000; and one-half of one per cent on all sums in excess of \$5,000 collected by him as taxes due any city or incorporated town, to be paid out of the same."

Mr. Blair moved to amend line 54 by striking out after the word "thousand," all up to and including the word "thousand," in line 55; also by striking out all after the word "dollars," in line 64, up to and including the word "dollars," in line 75.

The motion to amend prevailed.

The hour for adjournment having arrived the Speaker adjourned the House until 2 o'clock p. m.

AFTERNOON SESSION.

2 O'CLOCK P. M.

House met pursuant to adjournment, the Speaker in the chair.

UNFINISHED BUSINESS.

The question recurring on the motion to amend by Mr. Lake—
The motion to amend did not prevail.

Mr. Hays moved to amend the amendment offered by Mr. Glasgow by striking out "one-half" and inserting "three-fourths" in lieu thereof.
The motion did not prevail.

On the adoption of the amendment proposed by Mr. Glasgow the yeas and nays were as follows—

The yeas were:

Messrs. Baker, Barnes, Beach, Bridges, Carson, Casey, Cobbe, Colton, Ehl, Epperson, Evans, Glasgow, Harvey, Hornaday, Hubbell, Hull, Hutchison of Wapello, King, Knight, Lake, Lambert, Laub, Lewis of Fayette, Lewis of Mills, Lucas, Mackey, McGregor, Nagle, Newbold, O'Brien, Perrin, Richardson of Harrison, Russell, Simpson, Stephens, Stockton, Tool, Van Staden, Wadleigh, Wagner, Whaley, Wicks, Williams, Wood, Yoran, and Mr. Speaker—46.

The nays were:

Messrs. Blair, Bosworth, Brown of Dickinson, Caldwell, Dotson, Fisher, Francis, Hayden, Hays, Hixson, Homan, Hutchison of Calhoun, Jennings, Jordan, Lyon, Martindale, McDaid, Nichols, Palmer, Patterson, Payne, Pearson, Porter, Prouty, Reck, Robb, Scott, Stout, Stutsman, and Tilton—30.

Absent or not voting:

Messrs. Belfrage, Bicknell, Bloom, Brown of Linn, Clayton, Cochran, Coomes, Dean, Downing, Duncombe, Dungan, Egbert, Gay, Merten, Mueller, Muncey, Parker, Richardson of Jackson, Richey, Seaman, Struble, Terry, Webster, and Wolfe—24.

So the amendment was adopted.

MESSAGE FROM THE SENATE.

The following message was received from the Senate:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has passed the following bills, in which the concurrence of the House is asked:

Senate File No. 297, a bill for an act to provide for the appointment of a commissioner of immigration, and to define his duties, and make an appropriation to pay the expense thereof.

Senate File No. 299, a bill for an act to legalize the official acts of W. E. Haskins.

Senate File No. 303, a bill for an act to legalize the incorporation of the town of Woodbine, Harrison county, Iowa.

Senate File No. 305, a bill for an act to legalize the acts of Chris. H. Sogn, Recorder of Lyon county, Iowa, done and performed by J. K. P. Thompson, whether under the style of attorney in fact of said Recorder or as Deputy Recorder of said county.

Senate File No. 93, a bill for an act limiting the amount on which appeals may be taken on trials before justices of the peace to the circuit courts in civil cases.

Substitute for Senate Files Nos. 276 and 296, a bill for an act to amend section 1 of chapter 84 and section 2 of chapter 100 of the acts of the Seventeenth General Assembly, in relation to support of the insane.

Senate File No. 304, a bill for an act to legalize certain ordinances passed by the town council of the town of Woodbine, Harrison county, Iowa.

Also, has passed without amendment House File No. 446, a bill for an act to amend section 10, chapter 70, acts of the Sixteenth General Assembly, relating to the propagation of fish.

House File No. 329, a bill for an act to legalize the incorporation of the town of Union, in Hardin county, Iowa.

House File No. 534, a bill for an act legalizing the organization of the Independent School District of Red Rock, Marion county, Iowa, and establishing the boundaries thereof.

A. T. McCARGAR, *Secretary.*

Mr. King moved to amend section 2, paragraph 5, line 62, by adding after the word "employed" the following:

"*Provided*, That in counties whose population does not exceed ten thousand the salary of the county treasurer shall not exceed \$1,200 in any case, and the board shall not allow to exceed \$300 clerk hire in such counties."

The amendment was adopted.

Mr. Perrin moved to amend section 2, paragraph 5, line 64, by striking out "thirty thousand" and inserting "twenty thousand" in lieu thereof.

Mr. Parker moved to amend the amendment by striking out the word "twenty" and inserting the words "twenty-five."

The motion to amend prevailed.

The motion to amend as amended prevailed.

Mr. Perrin moved to amend section 3, line 22, by adding after the

word "annum" the words "*Provided*, that in counties having a population of less than fifteen thousand the auditor shall only be allowed \$1,000 and not more than \$300 clerk hire.

Mr. Whaley moved to amend the amendment by striking out "fifteen thousand" and inserting "twelve thousand."

The motion to amend did not prevail.

The motion to amend by Mr. Perrin prevailed.

Mr. Carson moved to amend section 3 by inserting after the word "population" the words "or counties containing an area of nine hundred square miles."

The motion to amend did not prevail.

Mr. Mackey moved to amend by adding the following:

"SEC. 6. *Provided, however*, That nothing herein contained shall prohibit the board of supervisors of the county from deducting the pay of the deputy or deputies from the amount allowed herein to such clerk, treasurer or auditor when in their judgment the work of the office will warrant it."

On the question adopting the amendment the yeas and nays were demanded, and were as follows—

The yeas were:

Messrs. Baker, Barnes, Beach, Blair, Bloom, Bosworth, Bridges, Brown of Dickinson, Caldwell, Carson, Casey, Colton, Dean, Dotson, Downing, Ehl, Fisher, Gay, Hayden, Hays, Hixson, Homan, Hull, Hutchison of Wapello, Jennings, Jordan, Lake, Lewis of Mills, Mackey, Martindale, Mueller, Newbold, O'Brien, Palmer, Patterson, Payne, Porter, Prouty, Russell, Stephens, Terry, Tool, Wagner, and Yorán—44.

The nays were:

Messrs. Cobbey, Epperson, Evans, Francis, Glasgow, Harvey, Hornaday, Hutchison of Calhoun, King, Knight, Lambert, Laub, Lewis of Fayette, Lucas, Lyon, McDaid, McGregor, Merten, Nagle, Nichols, Pearson, Perrin, Reck, Richardson of Harrison, Robb, Scott, Simpson, Stockton, Stout, Stutsman, Tilton, Van Staden, Wadleigh, Whaley, Wicks, Williams, Wood, and Mr. Speaker—38.

Absent or not voting:

Messrs. Belfrage, Bicknell, Brown of Linn, Clayton, Cochran, Coomes, Duncombe, Dungan, Egbert, Hubbell, Muncey, Parker, Richardson of Jackson, Richey, Seaman, Struble, Webster, and Wolfe—18.

So the amendment was adopted.

Mr. Perrin moved to amend section 1, line 54, by striking out "30" and inserting "25" in lieu thereof.

The motion prevailed.

Mr. Laub moved to amend by adding: "This act not to take effect until after the 1st of January, 1882."

The motion did not prevail.

Mr. Caldwell moved to amend by offering a substitute for the bill, by striking out all after the enacting clause and inserting a new bill, known as Senate File No. 170.

The motion did not prevail.

Mr. Wood moved that the rule be suspended, and the bill be considered engrossed, and read a third time now, which prevailed, and the bill was read a third time.

The question being, shall the bill pass?

The yeas were:

Messrs. Baker, Barnes, Beach, Blair, Bosworth, Bridges, Brown of Dickinson, Carson, Cobbey, Colton, Dean, Dotson, Downing, Ehl, Epperson, Evans, Fisher, Francis, Gay, Glasgow, Harvey, Hayden, Hays, Hixson, Homan, Hornaday, Hubbell, Hull, Hutchison of Calhoun, Hutchison of Wapello, Jennings, Jordan, King, Knight, Lake, Lambert, Lewis of Fayette, Lewis of Mills, Lucas, Lyon, Mackey, Martindale, McDaid, McGregor, Merten, Mueller, Nagle, Newbold, Nichols, O'Brien, Palmer, Parker, Patterson, Payne, Pearson, Perrin, Porter, Prouty, Reck, Richardson of Harrison, Robb, Russell, Scott, Stephens, Stockton, Stout, Stutsman, Terry, Tilton, Tool, Van Staden, Wagner, Whaley, Wicks, Williams, Wood, Yoran, and Mr. Speaker—78.

The nays were:

Messrs. Caldwell, Laub, Simpson, and Wadleigh—4.

Absent or not voting:

Messrs. Belfrage, Bicknell, Bloom, Brown of Linn, Casey, Clayton, Cochran, Coomes, Duncombe, Dungan, Egbert, Muncey, Richardson of Jackson, Richey, Seaman, Struble, Webster, and Wolfe—18.

So the bill passed, and the title was agreed to.

MESSAGE FROM THE GOVERNOR.

The Chair laid before the House a paper from the Governor, which was read and passed on file.

MESSAGE FROM THE SENATE.

The following message was received from the Senate:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has passed without amendment House File No. 576, a bill for an act to empower certain cities to use certain lands for school purposes.

A. T. McCARGAR, *Secretary.*

REPORTS OF COMMITTEES.

Mr. Reck, from the Committee on Enrolled Bills, submitted the following report:

MR. SPEAKER—Your Committee on Enrolled Bills respectfully report that they have examined the following bills, and find the same correctly enrolled:

House File No. 373, a bill for an act to amend section 421, chapter 10, title 4 of the Code of 173, relative to incorporated towns.

House File No. 212, a bill for an act making appropriations for the Boys Reform School at Eldora.

House File No. 106, a bill for an act to define and punish frauds upon hotel, inn, boarding and eating-house keepers.

House File No. 98, a bill for an act to regulate the practice of pharmacy and the sale of medicine and poisons.

A. C. RECK, *Chairman.*

The Chair appointed the following Sifting Committee:

Messrs. Blair, Jordan, Knight, Parker, Newbold, McGregor, Simpson, and Perrin.

Leave was granted Mr. Stephens, from the Committee on Claims, to submit the following report:

MR. SPEAKER—Your Committee on Claims, to whom was referred Senate File No. 309, a bill for an act to provide for the payment of expenses of defending actions relating to the title of the State in school lands, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that it do pass.

R. D. STEPHENS, *Chairman*.

Ordered passed on file.

BILLS ON SECOND READING.

On motion of Mr. Beach House File No. 305, a bill for an act to legalize the acts of Chris. H. Sogn, Recorder of Lyon county, Iowa, done and performed by J. H. Thompson, whether under the style of attorney in fact of said Recorder, or as deputy recorder of said county.

Mr. Beach moved that the rule be suspended, and the bill be considered engrossed, and read a third time now, which prevailed, and the bill was read a third time.

The yeas were:

Messrs. Baker, Barnes, Beach, Blair, Bloom, Bosworth, Bridges, Brown of Dickinson, Caldwell, Carson, Casey, Cobbey, Colton, Downing, Ehl, Epperson, Evans, Fisher, Francis, Harvey, Hayden, Hays, Hixson, Homan, Hornaday, Hubbell, Hull, Hutchison of Calhoun, Hutchison of Wapello, Jennings, Jordan, King, Knight, Lake, Lambert, Laub, Lewis of Fayette, Lewis of Mills, Lucas, Lyon, Mackey, Martindale, McDaid, McGregor, Merten, Mueller, Nagle, Newbold, Nichols, O'Brien, Palmer, Parker, Patterson, Payne, Pearson, Perrin, Porter, Prouty, Reck, Richardson of Harrison, Robb, Russell, Scott, Simpson, Stephens, Stockton, Stout, Stutsman, Terry, Tilton, Tool, Van Staden, Wadleigh, Wagner, Whaley, Wicks, Williams, Wood, Yoran, and Mr. Speaker—80.

The nays were—None.

Absent or not voting:

Messrs. Belfrage, Bicknell, Brown of Linn, Clayton, Cochran, Coomes, Dean, Dotson, Duncombe, Dungan, Egbert, Gay, Glasgow, Muncey, Richardson of Jackson, Richey, Seaman, Struble, Webster, and Wolfe—20.

So the bill passed, and the title was agreed to.

REPORT OF COMMITTEE.

Leave was granted Mr. Glasgow, from the Committee on Cities and Towns, to submit the following report:

MR. SPEAKER—Your Committee on Cities and Towns, to whom was referred Senate File No. 77, a bill for an act relating to the indebtedness of cities and towns, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that it do pass.

S. L. GLASGOW, *Chairman*.

Ordered passed on file.

INTRODUCTION OF BILL.

Mr. Glasgow, from the Committee on Cities and Towns, introduced House File No. 577, a bill for an act to make section 464 of the Code of 1873, as amended, applicable to special chartered cities and towns.

Read a first and second time.

Mr. Knight moved that the rule be suspended, the bill be considered engrossed, and read a third time now, which prevailed, and the bill was read a third time.

The question being, shall the bill pass?

The yeas were:

Messrs. Baker, Barnes, Beach, Blair, Bloom, Bosworth, Bridges, Brown of Dickinson, Caldwell, Carson, Casey, Cobbey, Colton, Dean, Downing, Ehl, Epperson, Evans, Fisher, Francis, Glasgow, Harvey, Hayden, Hays, Hixson, Homan, Hornaday, Hubbell, Hull, Hutchison of Calhoun, Hutchison of Wapello, Jordan, King, Knight, Lake, Lambert, Laub, Lewis of Fayette, Lewis of Mills, Lucas, Lyon, Mackey, Martindale, McDaid, McGregor, Merten, Mueller, Nagle, Newbold, Nichols, O'Brien, Palmer, Parker, Patterson, Payne, Pearson, Perrin, Porter, Prouty, Reck, Richardson of Harrison, Robb, Russell, Scott, Simpson, Stephens, Stockton, Stout, Stutsman, Tilton, Van Staden, Wadleigh, Wagner, Whaley, Wicks, Williams, Wood, Yorán, and Mr. Speaker—79.

The nays were—None.

Absent or not voting:

Messrs. Belfrage, Bicknell, Brown of Linn, Clayton, Cochran, Coomes, Dotson, Duncombe, Dungan, Egbert, Gay, Jennings, Muncey, Richardson of Jackson, Richey, Seaman, Struble, Terry, Tool, Webster, and Wolfe—21.

So the bill passed, and the title was agreed to.

REPORTS OF COMMITTEES.

Mr. Parker, from the Committee on Judiciary, submitted the following report:

MR. SPEAKER—Your Committee on Judiciary, to whom was referred House File No. 525, a bill for an act to legalize the official acts of Frank Penney, a member of the board of supervisors of Mitchell county, Iowa, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that it do pass.

J. M. PARKER, *Chairman*.

Ordered passed on file.

Also:

MR. SPEAKER—Your Committee on Judiciary, to whom was referred Senate File No. 203, a bill for an act to repeal section 1361 of the Code and to enact a substitute therefor, in relation to the support of the poor, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that it be amended by adding after the word "class" in 5th line of section 1 the words, "or city acting under special charter," and being so amended that it do pass.

J. M. PARKER, *Chairman*.

Ordered passed on file.

Also:

MR. SPEAKER—Your Committee on Judiciary, to whom was referred House File No. 529, a bill for an act to provide for the payment of the claim of W. R. Craig, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that it be amended by striking out "\$20,000" in the first section and inserting "\$23,956.50," and being so amended that the bill do pass; and also submit a statement to be considered with the bill.

J. M. PARKER, *Chairman.*

Ordered passed on file.

Also:

MR. SPEAKER—Your Committee on Judiciary, to whom was referred House File No. 378, a bill for an act to define tramping and punish tramps, beg leave to report that they have had the same under consideration, and have adopted a substitute, and have instructed me to report the same back to the House with the recommendation that it be adopted, and when adopted that it do pass.

J. M. PARKER, *Chairman.*

Ordered passed on file.

INTRODUCTION OF BILL.

Mr. Parker, from the Committee on Judiciary, submitted with favorable recommendation House File No. 578, a bill for an act to facilitate business with railroad and sleeping car companies, etc.

Read a first and second time and passed on file.

REPORTS OF COMMITTEES.

Mr. King, from the Committee on Railroads, submitted the following report:

MR. SPEAKER—Your Committee on Railroads, to whom was referred House File No. 395, a bill for an act to require railroad companies holding land by grant to place evidence of their title to such lands on record, beg leave to report that they have had the same under consideration and herewith present a substitute therefor, and have instructed me to report the same back to the House with the recommendation that the accompanying substitute be adopted, and when adopted that the bill do pass.

JOHN H. KING, *Chairman.*

C. M. NAGLE.

C. H. MACKAY.

W. S. LEWIS.

GEO. CARSON.

F. M. RICHEY.

H. A. BAKER.

J. P. BELFRAGE.

J. M. PARKER.

J. G. HUTCHISON.

A. W. RICHARDSON.

Ordered passed on file.

Mr. Perrin, from the Committee on Schools, submitted the following report:

MR. SPEAKER—Your Committee on Schools, to whom was referred Senate File No. 254, a bill for an act to repeal section 1722 of the Code of 1873 and to provide a substitute therefor, in relation to the meetings of boards of school directors in district townships, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that it do pass.

PERRIN, *Chairman.*

Ordered passed on file.

Also:

MR. SPEAKER—Your Committee on Schools, to whom was referred substitute for Senate File No. 255, a bill for an act to to authorize independent school districts to fund their outstanding indebtedness and provide for payment of same, beg leave to report that they have had the same under consideration, and have instructed me to report the same back to the House with the recommendation that it do pass.

PERRIN, *Chairman.*

Ordered passed on file.

INTRODUCTION OF BILL.

Mr. Dean introduced House File No. 579, a bill for an act to amend section 1738, of chapter 9 of the Code.

Read a first and second time and referred to the Committee on Schools.

PETITION.

Leave was granted Mr. Terry to present a petition in relation to railroad freight rates.

Referred to the Committee on Railroads.

On motion of Mr. Lambert Senate File No. —, a bill for an act to legalize the official acts of W. E. Haskins, was taken up, and read a first and second time.

Mr. Lambert moved that the rule be suspended, and the bill be considered engrossed, and read a third time now, which prevailed, and the bill was read a third time.

The question being, shall the bill pass?

The yeas were:

Messrs. Baker, Barnes, Beach, Blair, Bloom, Bosworth, Bridges, Brown of Dickinson, Caldwell, Carson, Casey, Cobbey, Colton, Dean, Dotson, Downing, Ehl, Epperson, Evans, Fisher, Francis, Gay, Glasgow, Harvey, Hayden, Hays, Hixson, Homan, Hornaday, Hubbell, Hull, Hutchison of Calhoun, Hutchison of Wapello, Jennings, Jordan, King, Knight, Lake, Lambert, Laub, Lewis of Fayette, Lewis of Mills, Lucas, Lyon, Mackey, Martindale, McDaid, McGregor, Merten, Mueller, Nagle, Newbold, Nichols, O'Brien, Palmer, Parker, Patterson, Payne, Pearson, Perrin, Prouty, Richardson of Harrison, Robb, Russell, Scott, Simpson, Stephens, Stockton, Stout, Stutsman, Terry, Tool, Van Staden, Wadleigh, Wagner, Whaley, Wicks, Williams, Wood, Yoran, and Mr. Speaker—81.

The nays were—None.

Absent or not voting:

Messrs. Belfrage, Bicknell, Brown of Linn, Clayton, Cochran, Coomes, Duncombe, Dungan, Egbert, Muncey, Porter, Reck, Richardson of Jackson, Richey, Seaman, Struble, Tilton, Webster, and Wolfe—19.

So the bill passed, and the title was agreed to.

On motion of Mr. Patterson House File No. 525, a bill for an act to legalize the official acts of Frank Penny, as a member of the Board of Supervisors of Mitchell county, Iowa, with report of committee recommending the bill do pass, was taken up.

Mr. Patterson moved that the rule be suspended, and the bill be considered engrossed, and read a third time now, which prevailed, and the bill was read a third time.

The question being, shall the bill pass?

The yeas were:

Messrs. Baker, Barnes, Beach, Blair, Bloom, Bosworth, Bridges, Caldwell, Carson, Casey, Cobbey, Colton, Dean, Downing, Ehl, Epperson, Evans, Fisher, Francis, Gay, Glasgow, Harvey, Hayden, Hays, Hixson, Homan, Hornaday, Hubbell, Hull, Hutchison of Calhoun, Hutchison of Wapello, Jennings, Jordan, King, Knight, Lake, Lambert, Laub, Lewis of Fayette, Lewis of Mills, Lucas, Lyon, Mackey, Martindale, McDaid, McGregor, Merten, Mueller, Nagle, Newbold, Nichols, O'Brien, Palmer, Parker, Patterson, Payne, Pearson, Perrin, Porter, Richardson of Harrison, Robb, Russell, Scott, Simpson, Stephens, Stockton, Stout, Stutsman, Tilton, Tool, Van Staden, Wadleigh, Wagner, Whaley, Wicks, Williams, Wood, Yorlan, and Mr. Speaker—79.

The nays were—None.

Absent or not voting:

Messrs. Belfrage, Bicknell, Brown of Dickinson, Brown of Linn, Clayton, Cochran, Coomes, Dotson, Duncombe, Dungan, Egbert, Muncey, Prouty, Reck, Richardson of Jackson, Richey, Seaman, Struble, Terry, Webster, and Wolfe—21.

So the bill passed, and the title was agreed to.

Mr. Epperson was granted leave of absence until Monday afternoon.

Mr. Blair moved the House do now adjourn until 9 o'clock Monday morning.

The motion prevailed.

HALL OF HOUSE OF REPRESENTATIVES, }
 DES MOINES, IOWA, March 22, 1880. }

House met pursuant to adjournment, the Speaker in the chair.

Prayer by Rev. W. F. Harned.

Pending the reading of the journal, on motion of Mr. Webster further reading was dispensed with.

REPORTS OF COMMITTEES.

Mr. Reck, from the Committee on Enrolled Bills, submitted the following report:

MR. SPEAKER—The Committee on Enrolled Bills respectfully report that they have examined the following bills and find the same correctly enrolled:

House File No. 576, a bill for an act to empower certain special chartered cities to use for school purposes public grounds unused for the purposes for which such grounds were originally dedicated or set apart.

House File No. 508, a bill for an act to legalize the annexation of certain territory to the city of Cedar Rapids, in Linn county, State of Iowa, under the provisions of chapter 51, title 9 of the Revision of 1860.

House File No. 189, a bill for an act in relation to jury trial in cases for violation of ordinances of cities of second class and incorporated towns.

Also, joint resolution proposing to amend section 1 of article 11 of the Constitution of the State of Iowa, and to provide for its reference and publication.

A. C. RECK, *Chairman.*

Mr. Hornaday, from the Committee on Asylum for Feeble-Minded, submitted the following report:

MR. SPEAKER—Your Committee on Asylum for Feeble-Minded, to whom was referred Senate File No. 264, a bill for an act to amend section 1, chapter 152 of the acts of the Sixteenth General Assembly, relating to the Asylum for the Feeble-Minded, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that it do pass.

N. S. HORNADAY, *Chairman.*

Ordered passed on file.

Mr. Blair, from the Sifting Committee, submitted the following report:

MR. SPEAKER—Your Sifting Committee, to whom were referred House Files Nos. 220, 233, 125, 431 and 508 and Senate File No. 56, legalizing acts, and joint memorial relative to the Nishnabotna river, beg leave to report that they have had the same under consideration

and have instructed me to report the same back to the House with the recommendation that they do pass.

S. M. BLAIR, *Chairman.*

Ordered passed on file.

MESSAGE FROM THE SENATE.

The following message was received from the Senate:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has passed House File No. 216, a bill for an act to authorize cities of the first and second class to acquire and dispose of real property in certain cases, with amendment as noted in the bill.

E. H. ODELL, *Second Assistant Secretary.*

Mr. Dean moved to call up the motion to reconsider the vote by which House File No. 543 was passed.

The motion did not prevail.

On motion of Mr. Blair the Sifting Committee were excused.

MESSAGES ON SPEAKER'S TABLE.

House File No. 216, a bill for an act to authorize cities of the first and second class to acquire and dispose of real property in certain cases, was taken up, with Senate amendments.

Question, shall the House concur in the Senate amendments?

The yeas and nays were as follows—

The yeas were:

Messrs. Baker, Barnes, Beach, Belfrage, Bloom, Bosworth, Bridges, Brown of Dickinson, Brown of Linn, Caldwell, Carson, Casey, Clayton, Cobbey, Colton, Coomes, Dean, Dotson, Downing, Duncombe, Egbert, Ehl, Evans, Francis, Glasgow, Hayden, Hixson, Homan, Hornaday, Hubbell, Hutchison of Calhoun, Hutchison of Wapello, Jennings, Jordan, King, Knight, Lake, Lambert, Laub, Lewis of Fayette, Lewis of Mills, Lucas, Lyon, Martindale, McDaid, McGregor, Merten, Mueller, Nagle, Newbold, Nichols, O'Brien, Palmer, Payne, Pearson, Perrin, Porter, Prouty, Reck, Richardson of Harrison, Robb, Scott, Seaman, Simpson, Stephens, Stockton, Stout, Stutsman, Terry, Tilton, Van Staden, Wadleigh, Wagner, Webster, Whaley, Wicks, Williams, Wood, Yorán, and Mr. Speaker—80.

The nays were—None.

Absent or not voting:

Messrs. Bicknell, Blair, Cochran, Dungan, Epperson, Fisher, Gay, Harvey, Hays, Hull, Mackey, Muncey, Parker, Patterson, Richardson of Jackson, Richey, Russell, Struble, Tool, and Wolfe—20.

So the House concurred in the Senate amendments.

House File No. 517, a bill for an act to legalize the incorporation and official proceedings of the town of Sibley, in the county of Osceola and State of Iowa, was taken up, with Senate amendment.

Question, shall the House concur in the Senate amendment?

The yeas and nays were as follows—

The yeas were:

Messrs. Baker, Barnes, Beach, Belfrage, Bloom, Bosworth, Bridges, Brown of Dickinson, Brown of Linn, Caldwell, Carson, Casey, Clayton, Cobbey, Colton, Coomes, Dean, Dotson, Downing, Duncombe, Egbert, Ehl, Evans, Francis, Glasgow, Hayden, Hays, Hixson, Homan, Hornaday, Hubbell, Hull, Hutchison of Calhoun, Hutchison of Wapello, Jennings, Jordan, King, Knight, Lake, Lambert, Laub, Lewis of Fayette, Lewis of Mills, Lucas, Lyon, Martindale, McDaid, McGregor, Merten, Mueller, Nagle, Nichols, O'Brien, Palmer, Payne, Pearson, Perrin, Porter, Prouty, Reck, Richardson of Harrison, Richey, Robb, Russell, Scott, Seaman, Simpson, Stephens, Stockton, Stout, Stutsman, Terry, Tilton, Tool, Van Staden, Wadleigh, Wagner, Webster, Whaley, Wicks, Williams, Wood, Yoran, and Mr. Speaker—84.

The nays were—None.

Absent or not voting:

Messrs. Bicknell, Blair, Cochran, Dungan, Epperson, Fisher, Gay, Harvey, Mackey, Muncey, Newbold, Parker, Patterson, Richardson of Jackson, Struble, and Wolfe—16.

So the House concurred in the Senate amendment.

House File No. 84, a bill for an act to give county boards the right to improve highways in certain cases, was taken up, with Senate amendments.

On the question, shall the House concur in the Senate amendments? the yeas and nays were as follows—

The yeas were:

Messrs. Baker, Barnes, Beach, Belfrage, Blair, Bloom, Bosworth, Brown of Dickinson, Brown of Linn, Caldwell, Carson, Casey, Clayton, Cobbey, Colton, Coomes, Dean, Dotson, Downing, Duncombe, Egbert, Ehl, Evans, Francis, Gay, Glasgow, Harvey, Hays, Hixson, Homan, Hornaday, Hubbell, Hull, Hutchison of Calhoun, Hutchison of Wapello, Jennings, Jordan, Lake, Lambert, Laub, Lewis of Fayette, Lewis of Mills, Lucas, Lyon, Martindale, McDaid, McGregor, Merten, Mueller, Nagle, Nichols, O'Brien, Palmer, Parker, Patterson, Payne, Pearson, Perrin, Porter, Richardson of Harrison, Richey, Robb, Russell, Scott, Seaman, Simpson, Stephens, Stockton, Stout, Stutsman, Terry, Tilton, Tool, Van Staden, Wadleigh, Wagner, Webster, Whaley, Wicks, Williams, Wood, Yoran, and Mr. Speaker—83.

The nays were—None.

Absent or not voting:

Messrs. Bicknell, Bridges, Cochran, Dungan, Epperson, Fisher, Hayden, King, Knight, Mackey, Muncey, Newbold, Prouty, Reck, Richardson of Jackson, Struble, and Wolfe—17.

So the House concurred in the Senate amendments.

RESOLUTIONS.

Leave was granted Mr. Duncombe to offer the following resolution, which was adopted:

Resolved, That all Senate Files and messages, and all bills hereafter reported by the committees, or introduced by a member, shall be by the clerk sent to the Sifting Committee, and that said committee shall

be continued until the end of the session, and shall report all matters referred to it, in the order of their importance, to the House.

Leave was granted Mr. Martindale to offer the following resolution:
 WHEREAS, This House has expressed itself in favor of House File No. 70, by refusing to lay on the table; therefore

Be it resolved, That the Sifting Committee be relieved from considering that bill, and that it remain a special order for to-morrow night, and that it be made the first business at that session.

Upon the adoption of which the yeas and nays were demanded, and were as follows—

The yeas were:

Messrs. Blair, Brown of Linn, Cobbey, Coomes, Downing, Fisher, Francis, Gay, Harvey, Hayden, Hixson, Homan, Hubbell, Hutchison of Calhoun, Jennings, Jordan, Lewis of Fayette, Lucas, Lyon, Martindale, Merten, Nichols, Palmer, Patterson, Payne, Perrin, Porter, Richey, Russell, Scott, Stephens, Stockton, Stout, Tool, Webster, Whaley, Wood, and Mr. Speaker—38.

The nays were:

Messrs. Baker, Barnes, Beach, Belfrage, Bicknell, Bloom, Bosworth, Bridges, Brown of Dickinson, Caldwell, Carson, Casey, Clayton, Colton, Dean, Dotson, Duncombe, Egbert, Ehl, Evans, Glasgow, Hornaday, Hull, Hutchison of Wapello, Knight, Lake, Lambert, Laub, Lewis of Mills, McGregor, Mueller, Nagle, O'Brien, Parker, Pearson, Richardson of Harrison, Robb, Seaman, Simpson, Stutsman, Terry, Tilton, Van Staden, Wadleigh, Wagner, Wicks, Williams, and Yoran—48.

Absent or not voting:

Messrs. Cochran, Dungan, Epperson, Hays, King, Mackey, McDaid, Muncey, Newbold, Prouty, Reck, Richardson of Jackson, Struble, and Wolfe—14.

So the resolution was lost.

SENATE MESSAGES.

Senate File No. 189, a bill for an act to amend section 3812 of the Code, relating to jury fees.

Read a first and second time and referred to the Sifting Committee.

Senate File No. 74, a bill for an act to repeal section 3818 of the Code, etc., was taken up.

Read a first and second time and referred to the Sifting Committee.

Senate File No. 281, a bill for an act to amend section 2, chapter 123, acts of the Sixteenth General Assembly, etc., was taken up.

Read a first and second time and referred to the Sifting Committee.

Senate File No. 222, a bill for an act to consolidate the office of Register of State with that of Secretary of State, was taken up.

Read a first and second time and referred to the Sifting Committee.

Senate File No. 278, a bill for an act amendatory to chapter 98, laws of the Seventeenth General Assembly, was taken up.

Read a first and second time and referred to the Sifting Committee.

Leave of absence was granted Mr. Casey for the day.

Senate File No. 279, a bill for an act amendatory to chapter 72, laws of the Seventeenth General Assembly, etc., was taken up.

Read a first and second time and referred to the Sifting Committee.

Senate File No. 274, a bill for an act to amend chapter 1 of title 9 of the Code of 1873, etc., was taken up.

Read a first and second time and referred to the Sifting Committee.

Substitute for Senate File No. 276, a bill for an act to amend section 1 of chapter 84 and section 2 of chapter 100, acts of the Seventeenth General Assembly, etc., was taken up.

Read a first and second time and referred to the Sifting Committee.

Senate File No. 294, a bill for an act to legalize certain ordinances of the town of Hopkinton, Delaware county, Iowa, was taken up.

Read a first and second time.

Mr. Merten moved that the rule be suspended, the bill be considered engrossed, and read a third time now which prevailed, and the bill was read a third time.

The question being, shall the bill pass?

The yeas were:

Messrs. Barnes, Beach, Belfrage, Bicknell, Blair, Bloom, Bosworth, Bridges, Brown of Dickinson, Brown of Linn, Caldwell, Carson, Clayton, Cobbey, Colton, Coomes, Dean, Dotson, Downing, Duncombe, Egbert, Ehl, Evans, Fisher, Francis, Gay, Glasgow, Harvey, Hayden, Hixson, Homan, Hornaday, Hubbell, Hull, Hutchison of Calhoun, Hutchison of Wapello, Jennings, Jordan, King, Knight, Lake, Lambert, Laub, Lewis of Fayette, Lewis of Mills, Lucas, Lyon, Martindale, McDaid, Merten, Nagle, Newbold, Nichols, O'Brien, Palmer, Parker, Patterson, Payne, Pearson, Perrin, Prouty, Richardson of Harrison, Robb, Russell, Scott, Simpson, Stephens, Stockton, Stout, Terry, Tilton, Tool, Van Staden, Wadleigh, Wagner, Webster, Wicks, Williams, Wood, Yoran, and Mr. Speaker—81.

The nays were—None.

Absent or not voting:

Messrs. Baker, Casey, Cochran, Dungan, Epperson, Hays, Mackey, McGregor, Mueller, Muncey, Porter, Reck, Richardson of Jackson, Richey, Seaman, Struble, Stutsman, Whaley, and Wolfe—19.

So the bill passed, and the title was agreed to.

Senate File No. 303, a bill for an act to legalize the incorporation of the town of Woodbine, Harrison county, Iowa, was taken up.

Read a first and second time.

Mr. Perrin moved that the rule be suspended, the bill be considered engrossed, and read a third time now, which prevailed, and the bill was read a third time.

The question being, shall the bill pass?

The yeas were:

Messrs. Baker, Barnes, Beach, Belfrage, Bicknell, Blair, Bloom, Bosworth, Bridges, Brown of Dickinson, Brown of Linn, Carson, Clayton, Cobbey, Colton, Coomes, Dean, Dotson, Downing, Duncombe, Egbert, Evans, Fisher, Francis, Gay, Glasgow, Harvey, Hays, Hixson, Homan, Hornaday, Hubbell, Hull, Hutchison of Calhoun, Hutchison of Wapello, Jennings, Jordan, King, Lake, Lambert, Laub, Lewis of Fayette, Lewis of Mills, Lucas, Lyon, Martindale, McDaid, McGregor, Merten, Mueller, Nagle, Newbold, Nichols, O'Brien, Palmer, Parker, Patterson, Payne, Pearson, Perrin, Prouty, Richardson of Harrison, Robb, Russell, Scott, Simpson, Stephens, Stockton, Stout, Stutsman, Terry, Tilton,

Van Staden, Wadleigh, Wagner, Webster, Whaley, Wicks, Williams, Wood, Yoran, and Mr. Speaker—82.

The nays were—None.

Absent or not voting:

Messrs. Caldwell, Casey, Cochran, Dungan, Ehl, Epperson, Hayden, Knight, Mackey, Muncey, Porter, Reck, Richardson of Jackson, Richey, Seaman, Struble, Tool, and Wolfe—18.

So the bill passed, and the title was agreed to.

Senate File No. 298, a bill for an act to amend section 873 of the Code, in relation to tax sales, was taken up.

Read a first and second time and referred to the Sifting Committee.

MESSAGE FROM THE SENATE.

MR. SPEAKER—I am directed to inform your honorable body that the Senate has passed the following bills, in which the concurrence of the House is asked:

Senate File No. 234, a bill for an act to facilitate business with railroad and sleeping car companies, running or operating sleeping cars on lines terminating in this State.

Also, have passed without amendment House File No. 577, a bill for an act to make section 464 of the Code of 1873, as amended, applicable to special charters of cities and towns.

House File No. 267, a bill for an act to amend section 831, chapter 1, title 6 of the Code of Iowa, relating to boards of equalization, with amendments herewith reported as sections Nos. 2 and 3.

Also, has passed substitute for House Files Nos. 192, 35 and 52, a bill for an act to repeal sections 3778 and 3789, of chapter 5, title 23 of the Code, in relation to the compensation of sheriffs, with the following amendments.

A. T. McCARGAR, *Secretary.*

House File No. 304, a bill for an act to legalize certain acts of the town council of the town of Woodbine, Iowa, was taken up.

Read a first and second time and referred to the Sifting Committee.

Senate File No. 93, a bill for an act limiting the amount on which appeals may be taken on trials before justices of the peace, to the circuit courts in civil cases, was taken up.

Read a first and second time and referred to the Sifting Committee.

Senate File No. 297, a bill for an act to provide for the appointment of a Commissioner of Immigration, etc., was taken up.

Read a first and second time and referred to the Sifting Committee.

Joint resolution proposing to amend the constitution.

Read a first and second time and referred to the Committee on Constitutional Amendments.

INTRODUCTION OF BILL.

Leave was granted Mr. Whaley to introduce House File No. 580, a bill for an act to legalize the official acts as notary public of Hermann Lippena, of Butler county, Iowa.

Read a first and second time and referred to the Sifting Committee.

BILLS ON SECOND READING.

The report of the Sifting Committee, recommending a number of bills do pass, was taken up and adopted.

Senate File No. 220, a bill for an act to legalize acknowledgement of county auditors, deputy county auditors and deputy clerks of the district court, with report of Sifting Committee recommending that the bill do pass, was taken up and considered.

The bill was ordered engrossed.

Mr. Blair moved that the rule be suspended, and the bill be read a third time now, which prevailed, and the bill was read a third time.

The question being, shall the bill pass?

The yeas were:

Messrs. Baker, Barnes, Beach, Belfrage, Bicknell, Blair, Bloom, Bosworth, Bridges, Brown of Dickinson, Brown of Linn, Caldwell, Carson, Clayton, Cobbe, Colton, Coomes, Dean, Dotson, Downing, Duncombe, Egbert, Ehl, Evans, Fisher, Francis, Gay, Glasgow, Harvey, Hayden, Hays, Hixson, Homan, Hornaday, Hull, Hutchison of Calhoun, Hutchison of Wapello, Jennings, Jordan, King, Knight, Lake, Lambert, Laub, Lewis of Fayette, Lewis of Mills, Lucas, Martindale, McDaid, McGregor, Merten, Mueller, Nagle, Newbold, Nichols, O'Brien, Palmer, Parker, Patterson, Payne, Pearson, Perrin, Porter, Prouty, Richardson of Harrison, Richey, Robb, Russell, Scott, Seaman, Simpson, Stephens, Stockton, Stout, Stutsman, Terry, Tilton, Van Staden, Wadleigh, Webster, Whaley, Wicks, Williams, Wood, Yoran, and Mr. Speaker—86.

The nays were—None.

Absent or not voting:

Messrs. Casey, Cochran, Dungan, Epperson, Hubbell, Lyon, Mackey, Muncey, Reck, Richardson of Jackson, Struble, Tool Wagner, and Wolfe—14.

So the bill passed, and the title was agreed to.

JOINT RESOLUTION.

Leave was granted Mr. Downing to offer the following resolution:

WHEREAS, We hold that under our constitutional form of government the right to issue and coin money is exclusively a function of national sovereignty; and

WHEREAS, We hold in undying honor the soldiers and sailors whose valor saved the Union; therefore

SECTION 1. *Be it resolved by the General Assembly of the State of Iowa, That we are opposed to the recommendation of the President of the United States, the Secretary of the Treasury and the Comptroller*

of the Currency for the stoppage of coinage of the silver dollar of 412½ grains and the destruction of the United States notes, and to the proposition now urged before Congress for the destruction of the legal tender quality of the greenback, and that we are in favor of retiring national bank paper and the substitution therefor of government money, made a full legal tender.

SEC. 2. That we instruct our Senators and Representatives in Congress to vote for such measures of relief as the present condition of the country demands, prominent among which we believe is a large addition to the present volume of the currency of the country.

SEC. 3. That we ask the enactment of a law which shall do justice to the soldiers and sailors who served in the late war for the suppression of the rebellion and that will insure to them equal rights with the holder of government bonds, and we demand free and unlimited coinage of gold and silver.

SEC. 4. That the Secretary of State is hereby instructed to furnish each of our members in Congress with twenty-five (25) copies of this resolution.

Mr. Russell moved to lay the resolution on the table.

Mr. Downing demanded the yeas and nays, which were as follows—
The yeas were:

Messrs. Baker, Barnes, Beach, Belfrage, Blair, Bosworth, Bridges, Brown of Dickinson, Brown of Linn, Carson, Clayton, Cobbey, Colton, Dotson, Egbert, Ehl, Evans, Fisher, Francis, Gay, Glasgow, Harvey, Hayden, Hays, Hornaday, Hubbell, Hull, Hutchison of Calhoun, Hutchison of Wapello, Jennings, Jordan, King, Lake, Laub, Lewis of Fayette, Lewis of Mills, Lucas, Lyon, Martindale, McGregor, Merten, Mueller, Nagle, Newbold, Nichols, Palmer, Patterson, Pearson, Perrin, Prouty, Richardson of Harrison, Richey, Robb, Russell, Scott, Simpson, Stephens, Tilton, Van Staden, Wadleigh, Webster, Whaley, Williams, Wood, Yoran, and Mr. Speaker—66.

The nays were:

Messrs. Bloom, Caldwell, Dean, Downing, Duncombe, Hixson, Homan, Knight, Lambert, Mackey, McDaid, O'Brien, Parker, Payne, Porter, Seaman, Stockton, Stout, Stutsman, Terry, and Tool—21.

Absent or not voting:

Messrs. Bicknell, Casey, Cochran, Coomes, Dungan, Epperson, Muncy, Reck, Richardson of Jackson, Struble, Wagner, Wicks, and Wolfe—13.

So the motion to lay on the table prevailed.

Senate File No. 56, a bill for an act to legalize the service of original notices by publication in divorce cases where the petition has not been filed until after the publication of the original notice, with report of Sifting Committee recommending the bill do pass, was taken up.

Mr. Stockton moved to amend section 1, line 1, by striking out the word "divorce."

The motion prevailed.

Mr. Stockton moved that the rule be suspended, and the bill be considered engrossed, and read a third time now, which prevailed, and the bill was read a third time.

The question being, shall the bill pass?

The yeas were:

Messrs. Baker, Barnes, Beach, Belfrage, Bicknell, Blair, Bosworth, Bridges, Brown of Dickinson, Brown of Linn, Carson, Clayton, Cobbey, Colton, Dean, Dotson, Downing, Duncombe, Egbert, Ehl, Evans, Fisher, Francis, Glasgow, Harvey, Hays, Hixson, Homan, Hornaday, Hubbell, Hull, Hutchison of Calhoun, Hutchison of Wapello, Jennings, Jordan, King, Knight, Lake, Lambert, Laub, Lewis of Fayette, Lewis of Mills, Lucas, Lyon, Mackey, Martindale, McDaid, Merten, Mueller, Nagle, Newbold, Nichols, O'Brien, Palmer, Patterson, Payne, Pearson, Perrin, Porter, Prouty, Reck, Richardson of Harrison, Richey, Russell, Scott, Seaman, Simpson, Stephens, Stockton, Stutsman, Terry, Van Staden, Wadleigh, Wagner, Whaley, Wicks, Williams, Wood, Yoran, and Mr. Speaker—80.

The nays were:

Messrs. Gay, Hayden, and Tilton—3.

Absent or not voting:

Messrs. Bloom, Caldwell, Casey, Cochran, Coomes, Dungan, Epper-son, McGregor, Muncey, Parker, Richardson of Jackson, Robb, Stout, Struble, Tool, Webster, and Wolfe—17.

So the bill passed, and the title was agreed to.

CONCURRENT RESOLUTION.

Leave was granted Mr. King to offer the following resolution, which was adopted:

Resolved by the House, the Senate concurring, That a joint convention be held on Tuesday evening, the 23d inst., at 8 o'clock, in the hall of the House of Representatives, for the purpose of electing the trustees of the different State institutions and transacting such business as may be brought before it.

BILLS ON SECOND READING.

Senate File No. 233, a bill for an act to legalize the incorporation and acts of the Dunlap Fine Stock and Driving Company of Dunlap, Iowa, with report of Sifting Committee recommending that the bill do pass, was taken up.

Mr. Laub moved that the rule be suspended, and the bill be considered engrossed, and read a third time now, which prevailed, and the bill was read a third time.

The question being, shall the bill pass?

The yeas were:

Messrs. Baker, Barnes, Beach, Belfrage, Bicknell, Bloom, Bosworth, Bridges, Brown of Linn, Caldwell, Carson, Clayton, Cobbey, Colton, Coomes, Dean, Dotson, Downing, Duncombe, Egbert, Ehl, Evans, Fisher, Francis, Gay, Glasgow, Harvey, Hayden, Hays, Hixson, Homan, Hornaday, Hubbell, Hull, Hutchison of Calhoun, Hutchison of Wapello, Jordan, King, Knight, Lake, Lambert, Laub, Lewis of Fayette, Lewis of Mills, Lucas, Lyon, Mackey, Martindale, McDaid, McGregor, Merten, Mueller, Nagle, Newbold, Nichols, O'Brien, Palmer, Parker, Payne, Pearson, Perrin, Porter, Prouty, Reck, Richardson of

Harrison, Richey, Robb, Russell, Scott, Seaman, Simpson, Stephens, Stockton, Stout, Stutsman, Terry, Tool, Van Staden, Wadleigh, Wagner, Webster, Whaley, Wicks, Williams, Wood, Yoran, and Mr. Speaker—87.

The nays were—None.

Absent or not voting:

Messrs. Blair, Brown of Dickinson, Casey, Cochran, Dungan, Epper-son, Jennings, Muncey, Patterson, Richardson of Jackson, Struble, Tilton, and Wolfe—13.

So the bill passed, and the title was agreed to.

REPORT OF COMMITTEE.

Your Committee of Conference on the disagreement between the two Houses on substitute for House File No. 353, beg leave to report that they have met, and after a full and frank conference beg leave to report the following:

That the Senate recede from its amendments to section 1, and that the following be adopted in lieu thereof:

“For providing for an additional supply of water, two thousand five hundred dollars (\$2,500), or so much thereof as may be necessary: *provided*, that the sum appropriated for this purpose shall be under the control of the Executive Council and shall not be expended nor drawn from the State Treasury if sufficient water is obtained by the construction of the well provided for by this act.

“For general contingent fund, one thousand five hundred dollars (\$1,500).”

Respectfully submitted,

J. G. NEWBOLD,

W. H. MERTEN,

WM. B. PERRIN,

Committee on part of House.

M. W. HARMON,

JNO. S. WOOLSON,

Committee on part of Senate.

On the question, shall the House concur in the report of the committee? the yeas and nays were as follows—

The yeas were:

Messrs. Baker, Barnes, Beach, Belfrage, Bicknell, Blair, Bloom, Bridges, Brown of Linn, Caldwell, Carson, Clayton, Cobbey, Colton, Coomes, Downing, Duncombe, Egbert, Ehl, Evans, Fisher, Francis, Gay, Glasgow, Harvey, Hayden, Hays, Hixson, Homan, Hornaday, Hubbell, Hull, Hutchison of Calhoun, Hutchison of Wapello, Jennings, Jordan, Knight, Lake, Lambert, Laub, Lewis of Fayette, Lewis of Mills, Lucas, Lyon, Mackey, Martindale, McDaid, McGregor, Merten, Mueller, Nagle, Newbold, Nichols, O'Brien, Parker, Patterson, Payne, Pearson, Perrin, Porter, Prouty, Richardson of Harrison, Richey, Robb, Russell, Scott, Seaman, Simpson, Stephens, Stockton, Stout, Stutsman, Terry, Tilton, Tool, Van Staden, Wadleigh, Wagner, Webster, Whaley, Wicks, Williams, Wood, Yoran, and Mr. Speaker—85.

The nays were—None.

Absent or not voting:

Messrs. Bosworth, Brown of Dickinson, Casey, Cochran, Dean, Dotson, Dungan, Epperson, King, Muncey, Palmer, Reck, Richardson of Jackson, Struble, and Wolfe—15.

So the report of the Conference Committee was concurred in.

Senate File No. 125, a bill for an act to legalize the acts of Edward M. Doe as a notary public in and for Johnson county, Iowa, with report of Sifting Committee recommending that the bill do pass, was taken up.

Mr. Wood moved that the rule be suspended, and the bill be considered engrossed, and read a third time now, which prevailed, and the bill was read a third time.

The question being, shall the bill pass?

The yeas were:

Messrs. Baker, Barnes, Beach, Belfrage, Bicknell, Blair, Bloom, Bosworth, Bridges, Brown of Dickinson, Brown of Linn, Caldwell, Clayton, Cobbey, Colton, Coomes, Dean, Dotson, Downing, Duncombe, Egbert, Ehl, Evans, Fisher, Francis, Gay, Glasgow, Harvey, Hayden, Hays, Hixson, Homan, Hornaday, Hubbell, Hull, Hutchison of Calhoun, Hutchison of Wapello, Jennings, Jordan, King, Knight, Lake, Lambert, Laub, Lewis of Fayette, Lewis of Mills, Lucas, Lyon, Mackey, Martindale, McDaid, McGregor, Merten, Mueller, Nagle, Newbold, Nichols, O'Brien, Palmer, Patterson, Payne, Pearson, Perrin, Porter, Prouty, Richardson of Harrison, Richey, Scott, Seaman, Simpson, Stephens, Stockton, Stout, Stutsman, Terry, Tilton, Van Staden, Wadleigh, Wagner, Webster Whaley, Wicks, Williams, Wood, Yoran, and Mr. Speaker—86.

The nays were—None.

Absent or not voting:

Messrs. Carson, Casey, Cochran, Dungan, Epperson, Muncey, Parker, Reck, Richardson of Jackson, Robb, Russell, Struble, Tool, and Wolfe—14.

So the bill passed, and the title was agreed to.

House File No. 413, a bill for an act to legalize and make valid deeds and conveyances of real estate defectively acknowledged or proved, and providing for the recording of deeds and conveyances in certain cases, with report of Sifting Committee recommending that the bill do pass, was taken up.

Mr. Clayton moved that the rule be suspended, and the bill be considered engrossed, and read a third time now, which prevailed, and the bill was read a third time.

The question being, shall the bill pass?

The yeas were:

Messrs. Baker, Barnes, Beach, Belfrage, Bicknell, Blair, Bloom, Bosworth, Bridges, Brown of Dickinson, Brown of Linn, Carson, Clayton, Cobbey, Colton, Coomes, Dean, Dotson, Duncombe, Egbert, Ehl, Evans, Fisher, Francis, Gay, Glasgow, Harvey, Hayden, Hubbell, Hull, Hutchison of Calhoun, Hutchison of Wapello, Knight, Lambert, Lewis of Fayette, Lewis of Mills, Lyon, Martindale, Merten, Mueller, Nagle, Newbold, Nichols, O'Brien, Palmer, Parker, Patterson, Pearson, Perrin, Porter, Prouty, Richardson of Harrison, Richey, Robb, Scott, Seaman, Simpson, Stephens, Stockton, Stout, Stutsman, Terry, Tilton, Tool, Van Staden,

Wadleigh, Wagner, Webster, Whaley, Wicks, Williams, Wood, and Yorán—73.

The nays were:

Messrs. Downing, Hays, Hixson, Homan, Hornaday, Jennings, Jordan, Mackey, McDaid, McGregor, Payne, and Russell—12.

Absent or not voting:

Messrs. Caldwell, Casey, Cochran, Dungan, Epperson, King, Lake, Laub, Lucas, Muncey, Reck, Richardson of Jackson, Struble, Wolfe, and Mr. Speaker—15.

So the bill passed, and the title was agreed to.

Memorial and joint resolution in relation to Nishnabotna river, with report of Sifting Committee recommending that the joint resolution do pass, was taken up.

On the question, shall the joint resolution pass? the yeas and nays were as follows—

The yeas were:

Messrs. Baker, Barnes, Beach, Belfrage, Bicknell, Blair, Bosworth, Bridges, Brown of Dickinson, Brown of Linn, Caldwell, Carson, Clayton, Cobbe, Colton, Coomes, Dean, Dotson, Duncombe, Egbert, Ehl, Evans, Francis, Gay, Glasgow, Harvey, Hayden, Hays, Hixson, Homan, Hornaday, Hubbell, Hull, Hutchison of Calhoun, Hutchison of Wapello, Jennings, Jordan, King, Knight, Lambert, Laub, Lewis of Fayette, Lewis of Mills, Lucas, Lyon, Mackey, Martindale, McDaid, McGregor, Merten, Mueller, Nagle, Newbold, Nichols, O'Brien, Palmer, Parker, Patterson, Payne, Pearson, Perrin, Porter, Prouty, Richardson of Harrison, Richey, Robb, Russell, Scott, Seaman, Simpson, Stephens, Stockton, Stutsman, Terry, Tilton, Tool, Van Staden, Wagner, Webster, Whaley, Wicks, Williams, and Wood—83.

The nays were—None.

Absent or not voting:

Messrs. Bloom, Casey, Cochran, Downing, Dungan, Epperson, Fisher, Lake, Muncey, Reck, Richardson of Jackson, Stout, Struble, Wadleigh, Wolfe, Yorán and Mr. Speaker—17.

So the resolution was adopted.

REPORT OF COMMITTEE.

Mr. Blair, from the Sifting Committee, submitted the following report:

MR. SPEAKER—Your Sifting Committee, to whom were referred House Files Nos. 541, 188, 122, 529, 429, 309, 279, and substitute for Nos. 166 and 423, and Senate Files Nos. 435, 204 and 166, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that they do pass.

G. M. BLAIR, *Chairman.*

Ordered passed on file.

BILLS ON THIRD READING.

House File No. 541, a bill for an act for the funding of the war and defense bonds falling due July 1, 1881, was taken up.

The bill was read a third time.

The question being, shall the bill pass?

The yeas were:

Messrs. Belfrage, Blair, Bloom, Bosworth, Caldwell, Colton, Coomes, Dean, Dotson, Downing, Ehl, Fisher, Francis, Gay, Hayden, Hays, Hixson, Homan, Jennings, Jordan, King, Knight, Lambert, Laub, Lewis of Mills, Mackey, Martindale, McDaid, Nichols, O'Brien, Parker, Patterson, Payne, Perrin, Porter, Prouty, Reck, Richardson of Harrison, Richey, Russell, Stockton, Stutsman, Tool, Williams, and Wood—45.

The nays were:

Messrs. Baker, Barnes, Beach, Bicknell, Bridges, Brown of Dickinson, Brown of Linn, Carson, Clayton, Cobbe, Duncombe, Egbert, Evans, Glasgow, Harvey, Hornaday, Hubbell, Hull, Hutchison of Calhoun, Hutchison of Wapello, Lake, Lewis of Fayette, Lucas, Lyon, McGregor, Merten, Mueller, Nagle, Newbold, Palmer, Pearson, Robb, Scott, Seaman, Simpson, Stephens, Stout, Terry, Tilton, Van Staden, Wadleigh, Wagner, Webster, Whaley, Wicks, and Yoran—46.

Absent or not voting:

Messrs. Casey, Cochran, Dungan, Epperson, Muncey, Richardson of Jackson, Struble, Wolfe, and Mr. Speaker—9.

So the bill, not having received a constitutional majority, failed to pass the House.

Mr. Stephens moved a call of the House.

The motion prevailed.

Mr. Downing moved that the further call of the House be dispensed with.

The motion did not prevail.

Mr. Struble was excused on account of sickness.

Mr. Newbold moved that the further call of the House be dispensed with.

The motion prevailed.

Senate File No. 188, a bill for an act to pay the war and defense bonds issued under chapter 16, acts of the Eighth General Assembly, was taken up.

Mr. Stockton moved to amend by offering a substitute for the whole bill.

The hour of adjournment having arrived, the Speaker adjourned the House until 2 P. M.

AFTERNOON SESSION.

2 O'CLOCK P. M.

House called to order by the Speaker.

UNFINISHED BUSINESS.

Question recurring on the consideration of the substitute for Senate File No. 188—

Mr. King moved to amend the bill by offering a substitute for the substitute.

Question upon the adoption of the substitute offered by Mr. King, the yeas and nays were demanded, and were as follows—

The yeas were:

Messrs. Blair, Bloom, Bosworth, Caldwell, Cochran, Colton, Coomes, Dean, Dotson, Downing, Dungan, Fisher, Francis, Gay, Harvey, Hayden, Hays, Hixson, Homan, Hull, Jennings, Jordan, King, Lambert, Laub, Lewis of Mills, Martindale, McDaid, Nichols, Parker, Patterson, Payne, Perrin, Porter, Prouty, Reck, Richardson of Harrison, Richey, Russell, Stockton, Stutsman, Tilton, Tool, Van Staden, Whaley, Williams, Wood, and Mr. Speaker—48.

The nays were:

Messrs. Baker, Barnes, Beach, Belfrage, Bridges, Brown of Dickinson, Brown of Linn, Carson, Clayton, Cobbey, Duncombe, Egbert, Ehl, Evans, Glasgow, Hornaday, Hubbell, Hutchison of Calhoun, Hutchison of Wapello, Knight, Lake, Lewis of Fayette, Lucas, Lyon, McGregor, Merten, Mueller, Muncey, Nagle, Newbold, O'Brien, Palmer, Pearson, Robb, Scott, Seaman, Simpson, Stephens, Stout, Terry, Wadleigh, Wagner, Wicks, and Yorán—44.

Absent or not voting:

Messrs. Bicknell, Casey, Epperson, Mackey, Richardson of Jackson, Struble, Webster, and Wolfe—8.

So the substitute to the substitute was adopted.

Upon the adoption of the substitute as amended the yeas and nays were as follows—

The yeas were:

Messrs. Blair, Bloom, Bosworth, Caldwell, Cobbey, Cochran, Colton, Coomes, Dean, Dotson, Downing, Dungan, Ehl, Fisher, Francis, Gay, Harvey, Hayden, Hays, Hixson, Homan, Hull, Jennings, Jordan, King, Lambert, Laub, Lewis of Mills, Mackey, Martindale, McDaid, Nichols, Palmer, Parker, Patterson, Payne, Perrin, Porter, Prouty, Reck, Richardson of Harrison, Richey, Russell, Stockton, Stutsman, Tilton, Tool, Van Staden, Williams, Wood, and Mr. Speaker—51.

The nays were:

Messrs. Baker, Barnes, Beach, Belfrage, Bicknell, Bridges, Brown of Dickinson, Brown of Linn, Carson, Clayton, Duncombe, Egbert, Evans, Glasgow, Hornaday, Hubbell, Hutchison of Calhoun, Hutchison of Wapello, Knight, Lake, Lewis of Fayette, Lucas, Lyon, McGregor, Merten, Mueller, Muncey, Nagle, Newbold, O'Brien, Pearson, Scott, Seaman, Simpson, Stephens, Stout, Terry, Wadleigh, Wagner, Whaley, Wicks, and Yorán—43.

Absent or not voting:

Messrs. Casey, Epperson, Richardson of Jackson, Struble, Webster, and Wolfe—6.

So the substitute, as amended, was adopted.

On the question, shall the bill be engrossed and read a third time? the yeas and nays were as follows—

The yeas were:

Messrs. Blair, Bloom, Bosworth, Caldwell, Cochran, Colton, Coomes, Dean, Dotson, Downing, Dungan, Fisher, Francis, Gay, Harvey, Hayden, Hays, Hixson, Homan, Hull, Jennings, Jordan, King, Laub, Lewis of Mills, Mackey, Martindale, McDaid, Nichols, Palmer, Parker, Patterson, Payne, Perrin, Porter, Prouty, Reck, Richardson of Harrison,

Richey, Russell, Stockton, Stutsman, Tilton, Tool, Van Staden, Williams, Wood, and Mr. Speaker—48.

The nays were:

Messrs. Baker, Barnes, Beach, Belfrage, Bicknell, Bridges, Brown of Dickinson, Brown of Linn, Carson, Clayton, Cobbey, Egbert, Ehl, Evans, Glasgow, Hornaday, Hubbell, Hutchison of Calhoun, Hutchison of Wapello, Knight, Lake, Lewis of Fayette, Lucas, Lyon, McGregor, Merten, Mueller, Muncey, Nagle, Newbold, O'Brien, Pearson, Robb, Scott, Seaman, Simpson, Stephens, Stout, Terry, Wadleigh, Wagner, Whaley, Wicks, and Yoran—44.

Absent or not voting:

Messrs. Casey, Duncombe, Epperson, Lambert, Richardson of Jackson, Struble, Webster, and Wolfe—8.

The bill was ordered engrossed for a third reading.

Mr. Clayton moved that the rule be suspended, and the bill be considered engrossed, and read a third time now, which prevailed, and the bill was read a third time.

The question being, shall the bill pass?

The yeas were:

Messrs. Baker, Beach, Belfrage, Bicknell, Bridges, Brown of Dickinson, Brown of Linn, Carson, Clayton, Cobbey, Duncombe, Egbert, Evans, Glasgow, Hixson, Hornaday, Hubbell, Hutchison of Calhoun, Hutchison of Wapello, Knight, Lake, Lewis of Fayette, Lucas, Lyon, McGregor, Merten, Mueller, Muncey, Nagle, Newbold, O'Brien, Pearson, Robb, Scott, Seaman, Simpson, Stephens, Stout, Terry, Van Staden, Wadleigh, Wagner, Webster, Whaley, Wicks, Williams, and Yoran—48.

The nays were:

Messrs. Barnes, Blair, Bosworth, Caldwell, Casey, Cochran, Colton, Coomes, Dean, Dotson, Downing, Dungan, Ehl, Fisher, Francis, Gay, Harvey, Hayden, Hays, Homan, Hull, Jennings, Jordan, King, Lambert, Laub, Lewis of Mills, Mackey, Martindale, McDaid, Nichols, Palmer, Parker, Patterson, Payne, Perrin, Porter, Prouty, Reck, Richardson of Harrison, Richey, Russell, Stockton, Stutsman, Tilton, Tool, Wood, and Mr. Speaker—47.

Absent or not voting:

Messrs. Bloom, Epperson, Richardson of Jackson, Struble, and Wolfe—5.

So the motion to suspend the rule was lost.

RESOLUTION.

Mr. Cobbey offered the following resolution, which was not adopted:

Resolved, That the Sifting Committee be requested to place House File No. 551 in class No. 1, in order that it may be reached before this House adjourns.

BILLS ON THIRD READING.

House File No. 435, a bill for an act to reimburse H. C. Metcalf for money paid out at the additional penitentiary at Anamosa, with report

of Sifting Committee recommending that the bill do pass, was taken up.

The bill was read a third time.

The question being, shall the bill pass?

The yeas were:

Messrs. Barnes, Beach, Belfrage, Bicknell, Blair, Bloom, Bosworth, Bridges, Brown of Dickinson, Brown of Linn, Caldwell, Carson, Clayton, Cobbe, Colton, Coomes, Dean, Downing, Duncombe, Dungan, Ehl, Evans, Fisher, Francis, Gay, Glasgow, Harvey, Hayden, Hays, Hixson, Homan, Hornaday, Hubbell, Hull, Hutchison of Calhoun, Hutchison of Wapello, Jordan, King, Lambert, Laub, Lewis of Fayette, Lewis of Mills, Lyon, Mackey, Martindale, McDaid, McGregor, Merten, Muncey, Newbold, Nichols, O'Brien, Palmer, Parker, Patterson, Payne, Pearson, Perrin, Porter, Prouty, Richardson of Harrison, Richey, Robb, Russell, Scott, Simpson, Stephens, Stockton, Struble, Stutsman, Terry, Tilton, Tool, Van Staden, Wadleigh, Wagner, Webster Whaley, Williams, Wood, Yoran, and Mr. Speaker—82.

The nays were:

Messrs. Jennings, Lake, Seaman, and Stout—4.

Absent or not voting:

Messrs. Baker, Casey, Cochran, Dotson, Egbert, Epperson, Knight, Lucas, Mueller, Nagle, Reck, Richardson of Jackson, Wicks, and Wolfe—14.

So the bill passed, and the title was agreed to.

Senate File No. 204, a bill for an act making appropriations for the Asylum for Feeble-Minded Children, with report of Sifting Committee recommending that the bill do pass, was taken up.

The bill was passed on file.

MESSAGE FROM THE SENATE.

The following message was received from the Senate:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has amended and concurred in House resolution relative to joint convention for the purpose of electing trustees for the various State institutions: amended by changing time from 8 to 7:30 o'clock.

A. T. McCARGAR, *Secretary*.

Also:

The following message was received from the Senate:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has passed the following bills, in which the concurrence of the House is asked:

Senate File No. 78, a bill for an act defining the rights of mortgagees and mortgagors of chattel property and the rights of judgment creditors; also, defining the official duties of township clerks and county recorders in relation thereto.

Senate File No. 308, a bill for an act legalizing the acts of the board of trustees of the town of Marysville, Marion county, Iowa.

Also, has passed without amendment House File No. 464, a bill for an act to legalize the incorporation of the Star Coal Company, in Linn county, Iowa.

Also, has passed joint resolution in relation to the assignment of rooms in the new capitol building.

Also, has adopted the report of the Committee of Conference on the disagreeing vote of the two houses on Senate amendments to Substitute for House File No. 353, a bill for an act making appropriations for the Hospital for the Insane at Independence.

A. T. McCARGAR, *Secretary*.

Substitute for House Files Nos. 166 and 123, a bill for an act to repeal chapter 75 of the laws of the Seventeenth General Assembly, and enact a substitute, and to amend chapters 73 and 74 of the acts of the Seventeenth General Assembly, in relation to the compensation of certain public officers, with report of committee recommending that the bill do pass, was taken up.

Mr. Wood moved that the rule be suspended, and the bill be considered engrossed, and read a third time now, which prevailed, and the bill was read a third time.

The question being, shall the bill pass?

The yeas were:

Messrs. Baker, Barnes, Beach, Belfrage, Blair, Bosworth, Brown of Dickinson, Brown of Linn, Caldwell, Casey, Clayton, Cobbey, Cochran, Colton, Coomes, Dean, Dotson, Downing, Duncombe, Dungan, Ehl, Evans, Fisher, Francis, Gay, Harvey, Hayden, Hays, Hixson, Homan, Hornaday, Hubbell, Hull, Hutchison of Calhoun, Hutchison of Wapello, Jennings, Jordan, King, Knight, Lake, Lambert, Laub, Lewis of Fayette, Lewis of Mills, Lucas, Lyon, Mackey, Martindale, McDaid, McGregor, Merten, Muncey, Nagle, Newbold, Nichols, O'Brien, Palmer, Parker, Payne, Pearson, Perrin, Porter, Prouty, Reck, Richardson of Harrison, Richey, Robb, Scott, Seaman, Simpson, Stephens, Stockton, Stout, Struble, Stutsman, Terry, Tilton, Tool, Van Staden, Wood, and Mr. Speaker—81.

The nays were:

Messrs. Bicknell, Bloom, Bridges, Carson, Egbert, Mueller, Russell, Wadleigh, Webster, Wicks, Williams, and Yoran—12.

Absent or not voting:

Messrs. Epperson, Glasgow, Patterson, Richardson of Jackson, Wagner, Whaley, and Wolfe—7.

So the bill passed, and the title was agreed to.

Senate File No. 166, a bill for an act apportioning the State into representative districts, and declaring the ratio of representation, with report of committee recommending that the bill do pass, was taken up.

Mr. Scott moved that the rule be suspended, and the bill be considered engrossed, and read a third time now, which prevailed, and the bill was read a third time.

The question being, shall the bill pass?

The yeas were:

Messrs. Baker, Barnes, Beach, Belfrage, Bicknell, Blair, Bloom, Bosworth, Bridges, Brown of Dickinson, Brown of Linn, Caldwell, Carson, Casey, Clayton, Cobbey, Cochran, Colton, Coomes, Dean, Dotson, Downing, Duncombe, Dungan, Egbert, Ehl, Evans, Fisher, Francis, Gay, Glasgow, Harvey, Hayden, Hays, Hixson, Homan, Hubbell, Hull, Hutchison of Calhoun, Hutchison of Wapello, Jennings, Jordan, King,

Knight, Lake, Lambert, Laub, Lewis of Fayette, Lewis of Mills, Lyon, Martindale, McDaid, McGregor, Merten, Mueller, Muncey, Nagle, Newbold, Nichols, O'Brien, Palmer, Parker, Patterson, Payne, Pearson, Perrin, Porter, Prouty, Richardson of Harrison, Richey, Robb, Russell, Scott, Seaman, Simpson, Stephens, Stockton, Struble, Stutsman, Terry, Tilton, Tool, Van Staden, Wadleigh, Wagner, Webster, Whaley, Wicks, Williams, Wood, Yoran, and Mr. Speaker—92.

The nays were—None.

Absent or not voting:

Messrs. Epperson, Hornaday, Lucas, Mackey, Reck, Richardson of Jackson, Stout, and Wolfe—8.

So the bill passed, and the title was agreed to.

House File No. 529, a bill for an act to provide for the payment of the claim of W. R. Craig, with report of committee recommending amendments, was taken up.

Mr. Beach moved that the House do now adjourn.

The motion did not prevail.

Mr. Prouty moved the previous question, which was seconded.

Question, shall the main question be now put? was decided in the affirmative.

Question on the adoption of the amendments proposed by the committee.

The yeas and nays were demanded, and were as follows—

The yeas were:

Messrs. Barnes, Blair, Bloom, Bosworth, Bridges, Brown of Dickinson, Brown of Linn, Caldwell, Carson, Clayton, Cobbey, Cochran, Colton, Dean, Downing, Duncombe, Dungan, Egbert, Ehl, Epperson, Evans, Fisher, Francis, Gay, Hays, Hixson, Hornaday, Hubbell, Hull, Hutchison of Calhoun, Hutchison of Wapello, King, Knight, Laub, Lewis of Fayette, Lewis of Mills, Lucas, Lyon, Mueller, Nagle, Newbold, Nichols, O'Brien, Palmer, Parker, Patterson, Pearson, Perrin, Prouty, Reck, Richardson of Harrison, Richey, Simpson, Stockton, Stout, Struble, Stutsman, Terry, Tilton, Van Staden, Wadleigh, Wagner, Webster, Whaley, Wicks, Williams, and Mr. Speaker—67.

The nays were:

Messrs. Baker, Beach, Belfrage, Bicknell, Coomes, Dotson, Hayden, Homan, Jordan, Lake, Lambert, Mackey, Martindale, McDaid, McGregor, Muncey, Payne, Russell, Scott, Seaman, Stephens, Tool, Wood, and Yoran—24.

Absent or not voting:

Messrs. Casey, Glasgow, Harvey, Jennings, Merten, Porter, Richardson of Jackson, Robb, and Wolfe—9.

So the amendment was adopted.

The bill was ordered engrossed.

Mr. Stephens moved that the rule be suspended, and the bill be considered engrossed, and read a third time now, which prevailed, and the bill was read a third time.

The question being, shall the bill pass?

The yeas were:

Messrs. Barnes, Beach, Belfrage, Bicknell, Blair, Bloom, Bosworth, Bridges, Brown of Dickinson, Brown of Linn, Caldwell, Carson, Clayton, Cobbey, Cochran, Colton, Dean, Downing, Duncombe, Dungan,

Egbert, Ehl, Epperson, Evans, Fisher, Francis, Gay, Hays, Hixson, Homan, Hornaday, Hubbell, Hull, Hutchison of Calhoun, Hutchison of Wapello, Jordan, King, Knight, Lambert, Laub, Lewis of Fayette, Lewis of Mills, Lucas, Lyon, Martindale, Merten, Mueller, Nagle, Newbold, Nichols, O'Brien, Palmer, Parker, Patterson, Pearson, Perrin, Porter, Prouty, Reck, Richardson of Harrison, Richey, Robb, Simpson, Stephens, Stockton, Stout, Struble, Stutsman, Terry, Tilton, Tool, Van Staden, Wadleigh, Wagner, Webster, Whaley, Wicks, Williams, Wood, and Mr. Speaker—80.

The nays were:

Messrs. Baker, Coomes, Dotson, Hayden, Lake, Mackey, McDaid, McGregor, Muncey, Payne, Russell, Scott, Seaman, and Yorán—14.

Absent or not voting:

Messrs. Casey, Glasgow, Harvey, Jennings, Richardson of Jackson, and Wolfe—6.

So the bill passed, and the title was agreed to.

INTRODUCTION OF BILL.

Mr. Gay was granted leave to introduce House File No. 581, a bill for an act to legalize the acts of C. W. Mullen, a notary public in and for Black Hawk county, Iowa.

Read a first and second time.

Mr. Gay moved that the rule be suspended, the bill be considered engrossed, and read a third time now, which prevailed, and the bill was read a third time.

The question being, shall the bill pass?

The yeas were:

Messrs. Baker, Barnes, Beach, Belfrage, Blair, Bloom, Bosworth, Bridges, Brown of Dickinson, Brown of Linn, Caldwell, Carson, Casey, Clayton, Cobbe, Colton, Coomes, Dean, Dotson, Downing, Duncombe, Dungan, Egbert, Ehl, Epperson, Evans, Fisher, Francis, Gay, Glasgow, Harvey, Hayden, Hays, Hixson, Homan, Hornaday, Hull, Hutchison of Calhoun, Hutchison of Wapello, Jennings, Jordan, Lambert, Laub, Lewis of Fayette, Lewis of Mills, Lucas, Mackey, Martindale, McDaid, McGregor, Merten, Mueller, Muncey, Nagle, Newbold, Nichols, O'Brien, Palmer, Patterson, Payne, Pearson, Perrin, Porter, Reck, Richardson of Harrison, Richey, Robb, Russell, Scott, Simpson, Stephens, Stout, Struble, Stutsman, Terry, Tilton, Tool, Van Staden, Wadleigh, Wagner, Webster, Whaley, Wicks, Williams, Wood, Yorán, and Mr. Speaker—87.

The nays were:

Mr. Lake—1.

Absent or not voting:

Messrs. Bicknell, Cochran, Hubbell, King, Knight, Lyon, Parker, Prouty, Richardson of Jackson, Seaman, Stockton, and Wolfe—12.

So the bill passed, and the title was agreed to.

Mr. Stephens moved the House do now adjourn until 7 o'clock this evening.

Mr. Glasgow moved to amend by striking out "until 7 o'clock this evening."

The motion prevailed, and the House adjourned until 9 o'clock tomorrow morning.

HALL OF HOUSE OF REPRESENTATIVES, }
 DES MOINES, IOWA, March 23, 1880. }

House met pursuant to adjournment, the Speaker in the chair.
 Prayer by Rev. Mr. Sleeth.

Pending the reading of the journal of yesterday, on motion of Mr. Jennings further reading of the same was dispensed with.

REPORT OF COMMITTEE.

Mr. Reck, from the Committee on Enrolled Bills, submitted the following report:

MR. SPEAKER—Your Committee on Enrolled Bills ask leave to report that they have examined the following bills, and find the same correctly enrolled:

House File No. 446, a bill for an act to amend section 10, chapter 70, acts of the Sixteenth General Assembly, relating to the propagation of fish.

House File No. 84, a bill for an act to give county boards of supervisors the right to improve the highways in certain cases.

House File No. 216, a bill for an act to authorize cities of the first and second class to acquire and dispose of real property in certain cases.

House File No. 517, a bill for an act to legalize the incorporation and the official proceedings of the town of Sibley, in the county of Osceola, in the State of Iowa.

House File No. 534, a bill for an act to legalize the organization of the Independent School District of Red Rock, Red Rock township, Marion county, Iowa, and establishing the boundaries thereof.

House File No. 329, a bill for an act to legalize the incorporation of the town of Union, in Hardin county, Iowa.

House File No. 577, a bill for an act to make section 464 of the Code of 1873, as amended, applicable to special chartered cities and towns.

House File No. 464, a bill for an act to legalize the incorporation of the Star Coal Company, in Linn county, Iowa.

PETITION.

Mr. Homan presented a petition from the citizens of Adams county. Referred to the Committee on Schools.

INTRODUCTION OF BILLS.

Also, House File No. 582, a bill for an act legalizing the proceedings of the board of supervisors of Adams county, Iowa, held on the 7th day of January, 1875, with petition.

Read a first and second time.

Mr. Homan moved that the rule be suspended, the bill be considered engrossed, and read a third time now, which prevailed, and the bill was read a third time.

The question being, shall the bill pass?

The yeas were:

Messrs. Baker, Barnes, Beach, Belfrage, Bicknell, Blair, Brown of Linn, Caldwell, Carson, Casey, Clayton, Cobbe, Cochran, Coomes, Downing, Duncombe, Dungan, Ehl, Epperson, Evans, Fisher, Francis, Gay, Glasgow, Hayden, Hixson, Homan, Hornaday, Hubbell, Hull, Hutchison of Calhoun, Hutchison of Wapello, Jennings, Jordan, King, Knight, Lake, Lambert, Lewis of Fayette, Lewis of Mills, Lucas, Mackey, Martindale, McDaid, McGregor, Mueller, Muncey, Nagle, Nichols, O'Brien, Palmer, Parker, Patterson, Pearson, Perrin, Prouty, Reck, Richey, Robb, Russell, Scott, Seaman, Simpson, Stephens, Stockton, Struble, Stutsman, Terry, Tilton, Van Staden, Whaley, Wolfe, Wood, Yoran, and Mr. Speaker—75.

The nays were—None.

Absent or not voting:

Messrs. Bloom, Bosworth, Bridges, Brown of Dickinson, Colton, Dean, Dotson, Egbert, Harvey, Hays, Laub, Lyon, Merten, Newbold, Payne, Porter, Richardson of Harrison, Richardson of Jackson, Stout, Tool, Wadleigh, Wagner, Webster, Wicks, and Williams—25.

So the bill passed, and the title was agreed to.

Leave was granted Mr. Stephens to introduce House File No. 583, a bill for an act to provide for the payment of Company C, Fifth Regiment Iowa National Guards.

Read a first and second time and referred to the Sifting Committee.

Leave was granted Mr. Struble to introduce House File No. 584, a bill for an act in regard to the legal rate of interest.

Read a first and second time and referred to the Sifting Committee.

PETITION.

Mr. Harvey presented a petition from citizens of Polk county.

Referred to the Committee on Schools.

INTRODUCTION OF BILL.

Mr. Cochran introduced House File No. 585, a bill for an act to equalize the assessment of property in certain cases.

Read a first and second time and referred to the Sifting Committee.

REPORTS OF COMMITTEES.

Mr. Glasgow, from the Committee on Cities and Towns, submitted the following report:

MR. SPEAKER—Your Committee on Cities and Towns, to whom was referred House File No. 417, a bill for an act to create a fund for the support of the fire department of cities and incorporated towns, by the taxation of the business of fire insurance companies, beg leave to report that they have had the same under consideration and have

instructed me to report the same back to the House with the recommendation that it do not pass.

S. L. GLASGOW, *Chairman.*

Ordered passed on file.

Also:

MR. SPEAKER—Your Committee on Cities and Towns, to whom was referred House File No. 566, a bill for an act to repeal section 472, of chapter 10, of title 4 of the Code of Iowa, and to provide a substitute therefor, in relation to cities and incorporated towns, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that it do not pass.

S. L. GLASGOW, *Chairman.*

Ordered passed on file.

Also:

MR. SPEAKER—Your Committee on Cities and Towns, to whom was referred House File No. 574, a bill for an act providing for changing the boundary lines of Polk, Boone and Story counties, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that it do pass.

S. L. GLASGOW, *Chairman.*

Ordered passed on file.

Also:

MR. SPEAKER—Your Committee on Cities and Towns, to whom was referred House File No. 524, a bill for an act to amend section 299 of the Code, and section 4, of chapter 39 of the laws of the Fifteenth General Assembly, and chapter 68, of the laws of the Seventeenth General Assembly, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that it do pass.

S. L. GLASGOW, *Chairman.*

Ordered passed on file.

Mr. Parker, from the Committee on Judiciary, submitted the following report:

MR. SPEAKER—Your Committee on Judiciary, to whom was referred substitute for Senate File No. 196, a bill for an act to provide for the further enforcement of chapters 80 and 188, of the laws of the Seventeenth General Assembly, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that it do pass.

J. M. PARKER, *Chairman.*

Ordered passed on file.

Mr. Blair, from the Sifting Committee, submitted the following report:

MR. SPEAKER—Your Sifting Committee, to whom was referred House File No. 580 and Senate File No. 304, legalizing acts, beg leave to report that they have had the same under consideration, and have instructed me to report the same back to the House with the recommendation that they do pass.

G. M. BLAIR, *Chairman.*

Ordered passed on file.

BILLS ON SECOND READING.

On motion of Mr. Blair House File No. 580, a bill for an act legalizing the official acts of Herman Lippman, a notary public in and for Butler county, Iowa, with report of Sifting Committee recommending that the bill pass, was taken up and considered.

Mr. Whaley moved that the rule be suspended, and the bill be considered engrossed, and read a third time now, which prevailed, and the bill was read a third time.

The question being, shall the bill pass?

The yeas were:

Messrs. Baker, Barnes, Beach, Belfrage, Bicknell, Blair, Bloom, Bosworth, Bridges, Brown of Dickinson, Brown of Linn, Caldwell, Carson, Casey, Clayton, Cobbey, Cochran, Colton, Coomes, Dean, Dotson, Downing, Duncombe, Dungan, Egbert, Ehl, Epperson, Evans, Fisher, Francis, Gay, Glasgow, Harvey, Hayden, Hays, Hixson, Homan, Hornaday, Hubbell, Hull, Hutchison of Calhoun, Hutchison of Wapello, Jennings, Jordan, King, Knight, Lake, Lambert, Laub, Lewis of Fayette, Lewis of Mills, Lucas, Lyon, Martindale, McDaid, McGregor, Mueller, Muncey, Newbold, Nichols, O'Brien, Palmer, Parker, Patterson, Payne, Pearson, Perrin, Porter, Reck, Richardson of Harrison, Richey, Robb, Russell, Scott, Seaman, Simpson, Stephens, Stockton, Stout, Struble, Stutsman, Terry, Tilton, Van Staden, Webster, Whaley, Wicks, Williams, Wolfe, Wood, Yorán, and Mr. Speaker—92.

The nays were—None.

Absent or not voting:

Messrs. Mackey, Merten, Nagle, Prouty, Richardson of Jackson, Tool, Wadleigh, and Wagner—8.

So the bill passed, and the title was agreed to.

MESSAGE FROM THE SENATE.

The following message was received from the Senate:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has passed the following bills, in which the concurrence of the House is asked:

Senate File No. 139, a bill for an act to repeal section 1579 of the Code and enact a substitute therefor, to provide for the publication and distribution of the school laws.

Senate File No. 301, a bill for an act to enable district townships to refund outstanding bonded indebtedness at a lower rate of interest, additional to chapter 58, laws of the Seventeenth General Assembly.

Senate File No. 287, a bill for an act to provide for the settlement and examination of accounts of district treasurers.

Also, has passed without amendment House File No. 382, a bill for an act to legalize the official acts of the incorporated town of Dakota City, Humboldt county, Iowa.

Also, has amended and passed House File No. 415, a bill for an act to repeal section 1798 of the Code and enacting a substitute therefor: amended by inserting after the last word, "county," in the 5th line, the words, "or township."

House File No. 422, a bill for an act to authorize the Board of Capitol Commissioners to contract with the city of Des Moines for the use of sewers, and limiting the expenditure therefor, with amendment as attached to the bill.

A. T. McCARGAR, *Secretary.*

BILLS ON SECOND READING.

Senate File No. 189, a bill for an act to legalize the acts and ordinances of the town council of the town of Woodbine, Harrison county, Iowa, with report of Sifting Committee recommending that the bill do pass, was taken up and considered.

The bill was ordered engrossed.

Mr. Laub moved that the rule be suspended and the bill be considered engrossed, and read a third time now, which prevailed, and the bill was read a third time.

The question being, shall the bill pass?

The yeas were:

Messrs. Baker, Barnes, Beach, Belfrage, Bicknell, Blair, Bloom, Bosworth, Bridges, Brown of Dickinson, Brown of Linn, Caldwell, Carson, Casey, Clayton, Cobbey, Cochran, Colton, Coomes, Dean, Dotson, Downing, Duncombe, Dungan, Egbert, Ehl, Evans, Francis, Gay, Glasgow, Harvey, Hayden, Hays, Hixson, Homan, Hornaday, Hubbell, Hull, Hutchison of Calhoun, Hutchison of Wapello, Jennings, Jordan, King, Knight, Lake, Lambert, Laub, Lewis of Fayette, Lewis of Mills, Lucas, Lyon, Martindale, McDaid, McGregor, Mueller, Muncey, Nagle, Newbold, Nichols, O'Brien, Palmer, Parker, Patterson, Payne, Pearson, Perrin, Porter, Prouty, Reck, Richardson of Harrison, Richey, Robb, Russell, Scott, Seaman, Simpson, Stephens, Stockton, Stout, Struble, Stutsman, Terry, Tilton, Van Staden, Webster, Whaley, Wicks, Williams, Wolfe, Wood, Yorán, and Mr. Speaker—92.

The nays were—None.

Absent or not voting:

Messrs. Epperson, Fisher, Mackey, Merten, Richardson of Jackson, Tool, Wadleigh, and Wagner—8.

So the bill passed, and the title was agreed to.

On motion of Mr. Seaman joint resolution relative to the rooms in new capitol was taken up and concurred in.

REPORTS OF COMMITTEES.

Mr. Parker, from the Committee on Judiciary, submitted the following report:

MR. SPEAKER—Your Committee on Judiciary, to whom was referred Senate File No. 6, a bill for an act relating to conveyances of real estate by foreign executors and trustees, and to amend section 3352 of the Code, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that it do pass.

J. M. PARKER, *Chairman.*

Ordered passed on file.

Also:

MR. SPEAKER—Your Committee on Judiciary, to whom was referred House File No. 407, a bill for an act to secure the collection of taxes upon personal property, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that it do pass.

J. M. PARKER, *Chairman*.

Ordered passed on file.

Also:

MR. SPEAKER—Your Committee on Judiciary, to whom was referred House File No. 252, a bill for an act to amend chapter 141, acts of the Seventeenth General Assembly, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that it do pass.

J. M. PARKER, *Chairman*.

Ordered passed on file.

Also:

MR. SPEAKER—Your Committee on Judiciary, to whom was referred House File No. 243, a bill for an act to provide for the erection and repair of bridges in cities, incorporated towns, and townships, hereafter to be erected, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the substitute of the committee be adopted, and that it do pass.

J. M. PARKER, *Chairman*.

Ordered passed on file.

MESSAGES ON SPEAKER'S TABLE.

Senate File No. 234, a bill for an act to facilitate business with railroad and sleeping car companies running or operating sleeping cars on lines terminating in this State, was taken up and considered.

Read a first and second time and referred to the Sifting Committee.

House File No. 267, a bill for an act to amend section 831, chapter 1, title 6 of the Code of Iowa, was taken up, with Senate amendments.

Question, shall the House concur in the Senate amendments? the yeas and nays were as follows—

The yeas were:

Messrs. Baker, Barnes, Beach, Belfrage, Bicknell, Blair, Bloom, Bosworth, Bridges, Brown of Dickinson, Brown of Linn, Caldwell, Carson, Casey, Clayton, Cobbe, Cochran, Colton, Coomes, Dean, Dotson, Downing, Duncombe, Dungan, Egbert, Ehl, Epperson, Evans, Fisher, Francis, Gay, Harvey, Hayden, Hays, Hixson, Homan, Hornaday, Hull, Hutchison of Calhoun, Hutchison of Wapello, Jennings, Jordan, Knight, Lake, Lambert, Laub, Lewis of Fayette, Lewis of Mills, Lucas, Lyon, Martindale, McDaid, McGregor, Mueller, Muncey, Newbold, Nichols, O'Brien, Palmer, Parker, Patterson, Pearson, Perrin, Porter, Prouty, Reck, Richardson of Harrison, Richardson of Jackson, Richey, Robb, Russell, Scott, Seaman, Simpson, Stephens, Stockton, Stout, Struble,

Stutsman, Terry, Tilton, Van Staden, Wadleigh, Wagner, Webster, Wicks, Williams, Wolfe, Wood, Yoran, and Mr. Speaker—91.

The nays were—None.

Absent or not voting:

Messrs. Glasgow, Hubbell, King, Mackey, Merten, Nagle, Payne, Tool, and Whaley—9.

So the House concurred in the Senate amendments.

On motion of Mr. Bloom Senate File No. 252, a bill for an act to amend chapter 141, laws of the Seventeenth General Assembly, with report of committee recommending that the bill do pass, was taken up and considered.

The bill was ordered engrossed.

Mr. Wood moved that the rule be suspended, and the bill be considered engrossed, and read a third time now, which prevailed, and the bill was read a third time.

The question being, shall the bill pass?

The yeas were:

Messrs. Baker, Barnes, Beach, Belfrage, Bicknell, Blair, Bloom, Bosworth, Bridges, Brown of Dickinson, Brown of Linn, Caldwell, Carson, Casey, Clayton, Cobbey, Cochran, Colton, Coomes, Dean, Dotson, Downing, Duncombe, Dungan, Egbert, Ehl, Epperson, Fisher, Francis, Gay, Glasgow, Harvey, Hayden, Hays, Hixson, Homan, Hornaday, Hubbell, Hull, Hutchison of Calhoun, Hutchison of Wapello, Jennings, Jordan, Lake, Lambert, Laub, Lewis of Fayette, Lewis of Mills, Lucas, Lyon, Martindale, McDaid, McGregor, Mueller, Muncey, Nagle, Newbold, Nichols, O'Brien, Palmer, Parker, Payne, Pearson, Perrin, Porter, Prouty, Reck, Richardson of Harrison, Richardson of Jackson, Richey, Robb, Russell, Scott, Seaman, Simpson, Stephens, Stockton, Stout, Struble, Stutsman, Terry, Tilton, Van Staden, Wadleigh, Wagner, Webster, Wicks, Williams, Wolfe, Wood, Yoran, and Mr. Speaker—92.

The nays were—None.

Absent or not voting:

Messrs. Evans, King, Knight, Mackey, Merten, Patterson, Tool, and Whaley—8.

So the bill passed, and the title was agreed to.

INTRODUCTION OF BILL.

Leave was granted Mr. Harvey to introduce House File No. 586, a bill for an act to legalize the official acts of John D. Rivers, a notary public in and for Polk county, Iowa.

Read a first and second time.

Mr. Harvey moved that the rule be suspended, and the bill be considered engrossed, and read a third time now, which prevailed, and the bill was read a third time.

The question being, shall the bill pass?

The yeas were:

Messrs. Barnes, Beach, Belfrage, Bicknell, Blair, Bloom, Bosworth, Bridges, Brown of Dickinson, Brown of Linn, Caldwell, Carson, Casey, Clayton, Cobbey, Cochran, Colton, Coomes, Dean, Dotson,

Downing, Duncombe, Dungan, Egbert, Ehl, Epperson, Evans, Francis, Gay, Harvey, Hayden, Hays, Hixson, Homan, Hornaday, Hubbell, Hull, Hutchison of Calhoun, Hutchison of Wapello, Jennings, Jordan, Lake, Lambert, Laub, Lewis of Fayette, Lewis of Mills, Lucas, Lyon, Martindale, McDaid, McGregor, Mueller, Muncey, Nagle, Newbold, Nichols, O'Brien, Palmer, Parker, Patterson, Pearson, Perrin, Porter, Prouty, Reck, Richardson of Harrison, Richardson of Jackson, Richey, Robb, Russell, Scott, Simpson, Stephens, Stockton, Stout, Struble, Stutsman, Terry, Tilton, Van Staden, Wadleigh, Wagner, Webster, Williams, Wolfe, Wood, Yoran, and Mr. Speaker—88.

The nays were—None.

Absent or not voting:

Messrs. Baker, Fisher, Glasgow, King, Knight, Mackey, Merten, Payne, Seaman, Tool, Whaley, and Wicks—12.

So the bill passed, and the title was agreed to.

SENATE MESSAGES.

Substitute for House Files Nos. 192, 35 and 55, a bill for an act to repeal sections 3788 and 3789 of chapter 2, title 23 of the Code, in relation to the compensation of sheriff, and to enact a substitute therefor, was taken up, with Senate amendments.

Mr. King moved to refer the bill and amendments to the Sifting Committee.

The motion did not prevail.

On the question, shall the House concur in the Senate amendments? the yeas and nays were as follows—

The yeas were:

Messrs. Baker, Barnes, Belfrage, Bicknell, Blair, Bosworth, Bridges, Brown of Linn, Caldwell, Casey, Clayton, Cobbey, Colton, Coomes, Dean, Dotson, Downing, Duncombe, Dungan, Ehl, Epperson, Evans, Fisher, Gay, Hayden, Hays, Hixson, Homan, Hornaday, Hubbell, Hutchison of Wapello, Jennings, Jordan, Knight, Lake, Lewis of Fayette, Lewis of Mills, Lucas, Lyon, Martindale, McDaid, McGregor, Merten, Muncey, Nagle, Newbold, Nichols, O'Brien, Palmer, Patterson, Payne, Pearson, Perrin, Porter, Prouty, Richardson of Harrison, Richardson of Jackson, Russell, Scott, Seaman, Stephens, Stockton, Stout, Struble, Stutsman, Tilton, Webster, Wicks, Wolfe, Wood, and Mr. Speaker—71.

The nays were:

Messrs. Beach, Bloom, Brown of Dickinson, Carson, Cochran, Egbert, Francis, Glasgow, Harvey, Hull, Hutchison of Calhoun, King, Lambert, Laub, Mueller, Richey, Simpson, Terry, Van Staden, Wadleigh, Wagner, and Williams—22.

Absent or not voting:

Messrs. Mackey, Parker, Reck, Robb, Tool, Whaley, and Yoran—7.

So the House refused to concur in the Senate amendment.

Senate File No. 78, a bill for an act defining the rights of mortgagors and mortgagees in chattel property, etc., was taken up.

Read a first and second time and referred to the Sifting Committee.

Senate File No. 308, a bill for an act to legalize the acts of the

board of trustees of the town of Marysville, Marion county, Iowa, was taken up.

Read a first and second time.

Mr. Hays moved that the rule be suspended, and the bill be considered engrossed, and read a third time now, which prevailed, and the bill was read a third time.

The question being, shall the bill pass?

The yeas were:

Messrs. Baker, Barnes, Beach, Belfrage, Bicknell, Blair, Bloom, Bosworth, Bridges, Brown of Dickinson, Brown of Linn, Caldwell, Carson, Casey, Clayton, Cobbey, Cochran, Colton, Coomes, Dean, Dotson, Downing, Duncombe, Dungan, Egbert, Ehl, Epperson, Evans, Fisher, Francis, Glasgow, Harvey, Hayden, Hays, Hixson, Homan, Hornaday, Hubbell, Hull, Hutchison of Calhoun, Hutchison of Wapello, Jennings, Jordan, King, Lake, Lambert, Laub, Lewis of Fayette, Lewis of Mills, Lucas, Lyon, Martindale, McDaid, McGregor, Merten, Mueller, Muncey, Nagle, Newbold, Nichols, O'Brien, Palmer, Patterson, Payne, Pearson, Perrin, Porter, Prouty, Richardson of Harrison, Richardson of Jackson, Richey, Robb, Scott, Seaman, Simpson, Stephens, Stout, Struble, Stutsman, Terry, Tilton, Van Staden, Wadleigh, Wagner, Webster, Whaley, Wicks, Williams, Wolfe, Wood, Yoran, and Mr. Speaker—92.

The nays were—None.

Absent or not voting:

Messrs. Gay, Knight, Mackey, Parker, Reck, Russell, Stockton, and Tool—8.

So the bill passed, and the title was agreed to.

INTRODUCTION OF BILL.

Leave was granted Mr. Fisher to introduce House File No. 587, a bill for an act to legalize the incorporation of the Surprise Silver Mining Company.

Read a first and second time.

Mr. Fisher moved that the rule be suspended, and the bill be considered engrossed, and read a third time now, which prevailed, and the bill was read a third time.

The question being, shall the bill pass?

The yeas were:

Messrs. Baker, Barnes, Beach, Belfrage, Bicknell, Blair, Bloom, Bosworth, Bridges, Brown of Dickinson, Brown of Linn, Caldwell, Carson, Casey, Clayton, Cobbey, Cochran, Colton, Coomes, Dean, Dotson, Downing, Duncombe, Dungan, Ehl, Epperson, Evans, Fisher, Francis, Glasgow, Harvey, Hixson, Homan, Hubbell, Hull, Hutchison of Calhoun, Hutchison of Wapello, Jennings, Jordan, Lake, Lambert, Lewis of Fayette, Lewis of Mills, Lucas, Lyon, Mackey, Martindale, McDaid, Merten, Mueller, Nagle, Newbold, Nichols, O'Brien, Palmer, Parker, Patterson, Payne, Pearson, Perrin, Porter, Prouty, Richardson of Harrison, Richardson of Jackson, Richey, Robb, Russell, Scott, Seaman, Stephens, Stockton, Stout, Struble, Stutsman, Terry, Tilton, Van Staden, Wadleigh, Wagner, Webster, Whaley, Wicks, Williams, Wolfe, Wood, Yoran, and Mr. Speaker—87.

The nays were:

Mr. Egbert—1.

Absent or not voting:

Messrs. Gay, Hayden, Hays, Hornaday, King, Knight, Laub, McGregor, Muncey, Reck, Simpson, and Tool—12.

So the bill passed, and the title was agreed to.

SENATE MESSAGES.

Concurrent resolution in regard to joint convention for electing officers to State institutions, with Senate amendments, was taken up and concurred in.

House File No. 422, a bill for an act to authorize the Board of Capitol Commissioners to contract with the city of Des Moines for the use of sewers and limiting the expenditure therefor, was taken up, with Senate amendments.

On the question, shall the House concur in the Senate amendments? the yeas and nays were as follows—

The yeas were:

Messrs. Baker, Barnes, Beach, Belfrage, Bicknell, Blair, Bloom, Bosworth, Bridges, Brown of Dickinson, Brown of Linn, Caldwell, Carson, Casey, Clayton, Cobbe, Cochran, Colton, Dean, Dotson, Downing, Duncombe, Dungan, Egbert, Ehl, Epperson, Evans, Francis, Gay, Glasgow, Harvey, Hayden, Hixson, Homan, Hornaday, Hubbell, Hull, Hutchison of Calhoun, Hutchison of Wapello, Jennings, Jordan, King, Knight, Lake, Lambert, Laub, Lewis of Fayette, Lewis of Mills, Lucas, Lyon, Mackey, Martindale, McDaid, Merten, Mueller, Muncey, Nagle, Newbold, Nichols, O'Brien, Palmer, Parker, Patterson, Payne, Pearson, Perrin, Porter, Prouty, Richardson of Harrison, Richardson of Jackson, Richey, Scott, Seaman, Simpson, Stephens, Stockton, Stout, Struble, Stutsman, Tilton, Van Staden, Wadleigh, Webster, Whaley, Wicks, Williams, Wolfe, Wood, Yorlan, and Mr. Speaker—90.

The nays were—None.

Absent or not voting:

Messrs. Coomes, Fisher, Hays, McGregor, Reck, Robb, Russell, Terry, Tool, and Wagner—10.

So the Senate amendments were concurred in.

House File No. 415, a bill for an act to repeal section 1798, and enact a substitute therefor, was taken up, with Senate amendments.

On the question, shall the House concur in the Senate amendments? the yeas and nays were as follows—

The yeas were:

Messrs. Baker, Barnes, Beach, Belfrage, Bicknell, Blair, Bloom, Bosworth, Bridges, Brown of Dickinson, Brown of Linn, Caldwell, Carson, Casey, Cobbe, Cochran, Colton, Dotson, Downing, Duncombe, Dungan, Egbert, Ehl, Epperson, Evans, Fisher, Francis, Gay, Glasgow, Harvey, Hayden, Hays, Hixson, Homan, Hornaday, Hubbell, Hull, Hutchison of Calhoun, Hutchison of Wapello, Jennings, King, Knight, Lambert, Lake, Laub, Lewis of Fayette, Lewis of Mills, Lucas, Lyon, Mackey, Martindale, McDaid, Merten, Mueller, Muncey, Nagle, Newbold, Nichols, O'Brien, Palmer, Parker, Patterson, Payne, Pearson, Perrin, Porter, Prouty, Reck, Richardson of Harrison, Richardson of Jackson, Richey,

Scott, Stephens, Stockton, Stout, Struble, Stutsman, Terry, Tilton, Van Staden, Wadleigh, Webster, Whaley, Wicks, Williams, Wolfe, Wood, Yorán, and Mr. Speaker—89.

The nays were—None.

Absent or not voting:

Messrs. Clayton, Coomes, Dean, Jordan, McGregor, Robb, Russell, Seaman, Simpson, Tool, and Wagner—11.

So the House concurred in the Senate amendments.

REPORTS OF COMMITTEE.

Leave was granted Mr. Parker, from the Committee on Judiciary, to submit the following report:

MR. SPEAKER—Your Committee on Judiciary, to whom was referred House File No. 58, a bill for an act to enforce section 3, article 11 of the Constitution, etc., beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that it be indefinitely postponed.
J. M. PARKER, *Chairman*.

Ordered passed on file.

Also:

MR. SPEAKER—Your Committee on Judiciary, to whom was referred House File No. 444, a bill for an act to legalize the acts of the Independent District of Carpenter, Mitchell county, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that it do pass.

J. M. PARKER, *Chairman*.

Ordered passed on file.

BILLS ON SECOND READING.

House File No. 444, a bill for an act legalizing the acts of the Independent District of Carpenter, Mitchell county, with report of committee recommending the bill do pass, was taken up and considered.

Mr. Patterson moved that the rule be suspended, and the bill be considered engrossed, and read a third time now, which motion prevailed, and the bill was read a third time.

The question being, shall the bill pass?

The yeas were:

Messrs. Baker, Barnes, Beach, Belfrage, Bicknell, Blair, Bloom, Bosworth, Bridges, Brown of Dickinson, Brown of Linn, Caldwell, Carson, Casey, Cobbe, Cochran, Colton, Dean, Dotson, Downing, Duncombe, Dungan, Egbert, Ehl, Epperson, Evans, Fisher, Francis, Gay, Glasgow, Harvey, Hayden, Hays, Hixson, Homan, Hornaday, Hubbell, Hull, Hutchison of Calhoun, Hutchison of Wapello, Jennings, King, Knight, Lake, Lambert, Laub, Lewis of Fayette, Lewis of Mills, Lucas, Lyon, Mackey, Martindale, McDaid, Merten, Mueller, Muncey, Nagle, Newbold, Nichols, O'Brien, Palmer, Parker, Patterson, Payne, Pearson, Perrin, Porter, Prouty, Richardson of Harrison, Richardson of Jackson, Robb, Russell, Scott, Seaman, Simpson, Stephens, Stockton, Stout, Struble, Stutsman, Terry, Tilton, Van Staden, Wadleigh, Whaley, Wicks, Williams, Wood, Wolfe, Yorán, and Mr. Speaker—91.

The nays were—None.

Absent or not voting:

Messrs. Clayton, Coomes, Jordan, McGregor, Reck, Richey, Tool, Wagner, and Webster—9.

So the bill passed, and the title was agreed to.

Senate File No. 289, a bill for an act to provide for the examination of accounts and settlements with treasurers, was taken up.

Read a first and second time and referred to the Sifting Committee.

Senate File No. 301, a bill for an act to enable district townships to refund outstanding indebtedness at a lower rate of interest, additional to chapter 58 of the laws of the Seventeenth General Assembly, was taken up.

Read a first and second time and referred to the Sifting Committee.

Substitute for Senate File No. 139, a bill for an act to repeal section 1579 of the Code and enact a substitute therefor, to provide for the publication and distribution of the school laws, was taken up.

Read a first and second time and referred to the Sifting Committee.

MESSAGE FROM THE GOVERNOR.

The following message was received from the Governor, through his private secretary, Wm. H. Fleming:

STATE OF IOWA,
EXECUTIVE DEPARTMENT.
DES MOINES, March 20, 1880. }

MR. SPEAKER—I am instructed by the Governor to inform the honorable the House of Representatives that he has approved, signed and deposited in the office of the Secretary of State the following:

House File No. 16, An act to appropriate money to defray expenses in repairing gun carriage of twelve-pounder Napoleon gun of Battery F, First Regiment, Light Artillery, Iowa National Guards.

House File No. 177, An act to amend chapter thirteen (13), title twelve (12) of the Code, in relation to the State Library.

House File No. 227, An act making appropriations for the Iowa Agricultural College.

House File No. 261, An act to legalize the acts of the township trustees of Spaulding township, Union county, Iowa.

House File No. 372, An act to legalize the acts and incorporation of the Springdale Mutual Fire Insurance Company of Cedar county, Iowa.

House File No. 451, An act making appropriations for the maintenance of the Normal School at Cedar Falls.

House File No. 467, An act to amend section 1900 of the Code, in relation to the State Historical Society.

House File No. 542, An act legalizing certain action of the town council of the town of Sheffield, in the county of Franklin and State of Iowa.

House File No. 98, An act to regulate the practice of pharmacy and the sale of medicines and poisons.

House File No. 106, An act to define and punish frauds upon hotel, inn, boarding and eating-house keepers.

House File No. 189, An act in relation to jury trial in cases for violation of ordinances of cities of second class and incorporated towns.

House File No. 212, An act making appropriations for the Boys' Reform School at Eldora.

House File No. 373, An act to amend section 421, chapter 10, title 4 of the Code of 1873, relative to incorporated towns.

House File No. 508, An act to legalize the annexation of certain territory to the city of Cedar Rapids, in Linn county, State of Iowa, under the provisions of chapter 51, title 9 of the Revision of 1860.

House File No. 576, An act to empower certain special chartered cities to use for school purposes public ground unused for the purposes for which such grounds were originally dedicated or set apart.

Joint resolution (originating in the House of Representatives), proposing to amend article eleven, section one of the Constitution of the State of Iowa, and to provide for its reference and publication.

WM. H. FLEMING,
Private Secretary.

BILLS ON SECOND READING.

House File No. 551, a bill for an act to require the payment of costs in advance, was taken up.

Mr. Nagle moved to amend by striking "twelve" out of line 8, section 1, and inserting "six" in lieu thereof.

Leave of absence was granted Mr. Hornaday for the day.

Question recurring on the amendment offered by Mr. Nagle, the yeas and nays were demanded, and were as follows—

The yeas were:

Messrs. Bicknell, Carson, Downing, Dungan, Fisher, Harvey, Hayden, Hays, Hixson, Homan, Jordan, King, Lambert, Lewis of Fayette, Lewis of Mills, Mackey, McDaid, Merten, Nagle, Parker, Perrin, Richardson of Jackson, Robb, Stockton, Stout, Struble, Stutsman, Tilton, and Mr. Speaker—29.

The nays were:

Messrs. Baker, Barnes, Belfrage, Blair, Bloom, Bosworth, Bridges, Brown of Dickinson, Brown of Linn, Caldwell, Cobbey, Cochran, Colton, Coomes, Dean, Dotson, Duncombe, Egbert, Ehl, Epperson, Evans, Francis, Gay, Hubbell, Hutchison of Calhoun, Hutchison of Wapello, Jennings, Knight, Lake, Laub, Lucas, Lyon, Martindale, McGregor, Mueller, Muncey, Newbold, Nichols, O'Brien, Payne, Pearson, Porter, Prouty, Reck, Richardson of Harrison, Richey, Russell, Scott, Seaman, Simpson, Stephens, Terry, Van Staden, Wadleigh, Wagner, Whaley, Wicks, Williams, Wolfe, Wood, and Yorán—61.

Absent or not voting:

Messrs. Beach, Casey, Clayton, Glasgow, Hornaday, Hull, Palmer, Patterson, Tool, and Webster—10.

So the motion to amend did not prevail.

Mr. Nagle moved to amend section 3 by adding: "*Provided*, That in considering whether a man is a poor man within the provisions of this law, the court shall exclude his property exempt by law."

Mr. Seaman moved to amend the amendment by adding: "*Provided*, That any man who has more than three dogs shall be deemed a poor man," and demanded the yeas and nays, which were as follows—

The yeas were:

Messrs. Baker, Barnes, Beach, Belfrage, Bicknell, Blair, Brown of Dickinson, Carson, Cochran, Dotson, Hays, King, Lewis of Mills, Merten, Nagle, Palmer, Prouty, Seaman, Stockton, Stutsman, Terry, Wood, and Mr. Speaker—23.

The nays were:

Messrs. Bloom, Bosworth, Bridges, Brown of Linn, Caldwell, Cobbe, Colton, Coomes, Dean, Downing, Duncombe, Dungan, Ehl, Epperson, Evans, Fisher, Francis, Glasgow, Harvey, Hayden, Hixson, Homan, Hubbell, Hutchison of Calhoun, Hutchison of Wapello, Jennings, Jordan, Knight, Lake, Lambert, Laub, Lewis of Fayette, Martindale, McDaid, McGregor, Mueller, Muncey, Newbold, Nichols, O'Brien, Parker, Payne, Pearson, Perrin, Reck, Richardson of Harrison, Richardson of Jackson, Richey, Robb, Russell, Scott, Simpson, Stout, Struble, Tilton, Tool, Van Staden, Wadleigh, Wagner, Webster, Whaley, Wicks, Williams, and Yoran—64.

Absent or not voting:

Messrs. Casey, Clayton, Egbert, Gay, Hornaday, Hull, Lucas, Lyon, Mackey, Patterson, Porter, Stephens, and Wolfe—13.

So the amendment was not adopted.

Mr. Fisher moved to amend the amendment by adding: "and on trial of the case the court shall charge the jury, that in deliberating upon their verdict they shall not take into consideration the fact that a party applying for an order to prosecute or defend his case, as provided in section 2, of this act, is a poor man."

The hour for adjournment having arrived the Speaker adjourned the House until 2 o'clock P. M.

AFTERNOON SESSION.

2 O'CLOCK P. M.

House called to order by the Speaker.

The question recurring on the amendment offered by Mr. Fisher, the motion to amend did not prevail.

The question recurring on the amendment offered by Mr. Nagle—

Mr. Struble moved to amend the amendment by amending section 3, by striking out the words "a poor man," and inserting after the word "to," in the same line, the words "secure or."

The motion to amend did not prevail.

REPORT OF COMMITTEE.

Mr. Reck, from the Committee on Enrolled Bills, submitted the following report:

MR. SPEAKER—Your Committee on Enrolled Bills respectfully report that they have examined the following bills, and find the same correctly enrolled:

House File No. 382, a bill for an act legalize the official acts of the incorporated town of Dakota City, Humboldt county, Iowa.

House File No. 422, a bill for an act to authorize the Board of Capitol Commissioners to contract with the City of Des Moines for the use of sewers, and limiting the expenditure therefor.

House File No. 267, a bill for an act to amend section 831, chapter 1, title 6 of the the Code of Iowa, in relation to boards of equalization.

House File No. 415, a bill for an act to repeal section 1798 of the Code and enacting a substitute therefor.

A. C. RECK, *Chairman.*

Mr. Hays moved to amend by striking out "12," in section 1, line eight, and insert "24."

The motion did not prevail.

Mr. Palmer moved to amend section 2, line three, by striking out the words "may in its discretion," and insert the word "shall."

The motion did not prevail.

Mr. Dotson moved the previous question, which was seconded.

Question, shall the main question be now put? was decided in the affirmative.

On the question, shall the bill be engrossed for a third reading? the yeas and nays were as follows—

The yeas were:

Messrs. Baker, Barnes, Beach, Belfrage, Blair, Bloom, Bosworth, Bridges, Brown of Dickinson, Brown of Linn, Caldwell, Clayton, Cobbe, Cochran, Colton, Coomes, Dotson, Duncombe, Egbert, Ehl, Epper-son, Evans, Francis, Gay, Hayden, Hornaday, Hubbell, Hull, Hutch-ison of Calhoun, Hutchison of Wapello, Jennings, Lake, Lambert, Laub, Lucas, Lyon, Martindale, McDaid, Muncey, Newbold, Nichols, O'Brien, Payne, Pearson, Porter, Reck, Richardson of Harrison, Rich-ardson of Jackson, Richey, Russell, Scott, Seaman, Simpson, Ste-phens, Stout, Terry, Tilton, Tool, Van Staden, Wadleigh, Wagner, Webster, Whaley, Wicks, and Wolfe—65.

The nays were:

Messrs. Bicknell, Carson, Dean, Dungan, Fisher, Harvey, Hays, Hix-son, Homan, Jordan, King, Lewis of Mills, Mackey, Merten, Nagle, Palmer, Prouty, Robb, Stockton, Struble, Stutsman, Williams, Wood, and Mr. Speaker—24.

Absent or not voting:

Messrs. Casey, Downing, Glasgow, Knight, Lewis of Fayette, Mc-Gregor, Mueller, Parker, Patterson, Perrin, and Yoran—11.

So the bill was ordered engrossed.

Mr. Seaman moved that the rule be suspended, the bill be consid-ered engrossed, and read a third time now, on which the yeas and nays were demanded.

The yeas were:

Messrs. Baker, Barnes, Beach, Belfrage, Blair, Bloom, Bosworth, Bridges, Brown of Dickinson, Brown of Linn, Caldwell, Clayton, Cobbey, Cochran, Colton, Coomes, Dotson, Duncombe, Egbert, Epperson, Evans, Francis, Gay, Hayden, Hornaday, Hull, Hutchison of Calhoun, Hutchison of Wapello, Knight, Lake, Lambert, Laub, Lucas, Lyon, Martindale, McDaid, McGregor, Mueller, Muncey, Newbold, Nichols, O'Brien, Parker, Payne, Pearson, Perrin, Porter, Reck, Richardson of Harrison, Richardson of Jackson, Richey, Russell, Scott, Seaman, Simpson, Stephens, Stout, Terry, Tilton, Tool, Van Staden, Wadleigh, Wagner, Webster, Whaley, Wicks, Wolfe, Wood, and Yorán—69.

The nays were:

Messrs. Bicknell, Carson, Dean, Dungan, Fisher, Harvey, Hays, Hixson, Homan, Jordan, King, Lewis of Mills, Merten, Nagle, Palmer, Prouty, Robb, Stockton, Struble, Stutsman, Williams, and Mr. Speaker—22.

Absent or not voting:

Messrs. Casey, Downing, Ehl, Glasgow, Hubbell, Jennings, Lewis of Fayette, Mackey, and Patterson—9.

So the motion to suspend the rule prevailed.

The question being, shall the bill pass?

The yeas were:

Messrs. Baker, Barnes, Beach, Belfrage, Blair, Bloom, Bosworth, Bridges, Brown of Dickinson, Brown of Linn, Clayton, Cobbey, Cochran, Colton, Coomes, Dotson, Duncombe, Egbert, Ehl, Epperson, Evans, Francis, Gay, Hayden, Hornaday, Hubbell, Hutchison of Calhoun, Hutchison of Wapello, Jennings, Knight, Lake, Lambert, Laub, Lucas, Lyon, Martindale, McGregor, Muncey, Newbold, Nichols, O'Brien, Payne, Pearson, Perrin, Richardson of Harrison, Richardson of Jackson, Richey, Russell, Scott, Seaman, Simpson, Stephens, Stout, Terry, Tilton, Tool, Van Staden, Wadleigh, Wagner, Webster, Whaley, Wicks, Wolfe, and Yorán—64.

The nays were:

Messrs. Bicknell, Caldwell, Dean, Dungan, Fisher, Harvey, Hays, Hixson, Homan, Hull, Jordan, King, Lewis of Mills, Mackey, McDaid, Merten, Mueller, Nagle, Palmer, Parker, Prouty, Robb, Stockton, Struble, Stutsman, Williams, Wood, and Mr. Speaker—28.

Absent or not voting:

Messrs. Carson, Casey, Downing, Glasgow, Lewis of Fayette, Patterson, Porter, and Reck—8.

So the bill passed, and the title was agreed to.

Leave of absence was granted Mr. Martindale.

House File No. 429, a bill for an act appropriating \$43.50 to pay Samuel Green for iron castings furnished for the Iowa Reform School building, was taken up and ordered engrossed.

Mr. Harvey moved that the rule be suspended, and the bill be considered engrossed, and read a third time now, which prevailed, and the bill was read a third time.

The question being, shall the bill pass?

The yeas were:

Messrs. Baker, Barnes, Beach, Belfrage, Bicknell, Blair, Bloom, Bosworth, Brown of Dickinson, Brown of Linn, Carson, Casey, Clayton, Cobbey, Cochran, Colton, Dotson, Downing, Duncombe, Dungan, Egbert, Ehl, Francis, Gay, Harvey, Hixson, Hornaday, Hubbell, Hull, Hutchison of Calhoun, Hutchison of Wapello, Jordan, King, Knight, Lambert, Laub, Lewis of Fayette, Lewis of Mills, Lucas, Lyon, McDaid, McGregor, Merten, Muncey, Nagle, Newbold, Nichols, O'Brien, Parker, Patterson, Pearson, Perrin, Porter, Prouty, Richey, Russell, Seaman, Stephens, Stockton, Stout, Struble, Stutsman, Terry, Tool, Van Staden, Wadleigh, Wagner, Webster, Whaley, Wicks, Williams, Wolfe, Wood, and Mr. Speaker—74.

The nays were:

Messrs. Bridges, Caldwell, Epperson, Evans, Fisher, Hayden, Hays, Homan, Jennings, Lake, Palmer, Payne, Richardson of Harrison, Richardson of Jackson, Robb, Scott, Simpson, and Tilton—18.

Absent or not voting:

Messrs. Coomes, Dean, Glasgow, Mackey, Martindale, Mueller, Reck, and Yoran—8.

So the bill passed, and the title was agreed to.

MESSAGE FROM THE SENATE.

The following message was received from the Senate:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has passed the following bills, in which the concurrence of the House is asked:

Senate File No. 309, a bill for an act to appropriate money to pay the unsettled accounts existing at the close of the wardenship of M. Hisey of the additional penitentiary at Anamosa.

Senate File No. 312, a bill for an act to amend chapter 87, acts of the Seventeenth General Assembly, relative to cancellation of taxes voted in aid of railroads.

Senate File No. 311, a bill for an act to repeal section 531 of the Code and enact a substitute therefor, in relation to mayors of cities of the second class.

Senate File No. 263, a bill for an act to amend section 3814 of the Code, relating to fees of witnesses.

Senate File No. 285, a bill for an act amendatory to section 1386 of the Code, relating to the salaries of the superintendents of the hospitals for the insane.

Senate File No. 271, a bill for an act to regulate and limit the amount of attorneys' fees that may be taxed in suits on written contracts stipulating for attorneys' fees in certain cases.

A. T. McCARGAR, *Secretary.*

Mr. Hays moved to reconsider the vote by which Senate File No. 188 was engrossed.

Mr. Duncombe moved the previous question, which was seconded.

Question, shall the main question be now put? was decided in the affirmative.

Question on the motion to reconsider.

The yeas and nays were demanded, and were as follows—

The yeas were:

Messrs. Baker, Beach, Belfrage, Bicknell, Bosworth, Bridges, Brown of Dickinson, Brown of Linn, Carson, Clayton, Cobbey, Duncombe, Egbert, Ehl, Epperson, Evans, Glasgow, Harvey, Hayden, Hays, Hubbell, Hutchison of Calhoun, Hutchison of Wapello, Knight, Lake, Laub, Lewis of Fayette, Lucas, Lyon, McGregor, Merten, Mueller, Muncey, Nagle, Newbold, O'Brien, Palmer, Pearson, Prouty, Richardson of Harrison, Richardson of Jackson, Robb, Russell, Scott, Seaman, Simpson, Stephens, Stout, Terry, Van Staden, Wadleigh, Wagner, Webster, Wicks, Wood, and Yoran—56.

The nays were:

Messrs. Barnes, Blair, Bloom, Caldwell, Casey, Cochran, Colton, Coomes, Dean, Dotson, Downing, Dungan, Fisher, Francis, Gay, Hixson, Homan, Hull, Jennings, Jordan, King, Lambert, Lewis of Mills, Mackey, McDaid, Nichols, Parker, Patterson, Payne, Perrin, Porter, Richey, Stockton, Struble, Stutsman, Tilton, Tool, Whaley, Williams, Wolfe, and Mr. Speaker—41.

Absent or not voting:

Messrs. Hornaday, Martindale, and Reck—3.

So the question to reconsider the vote by which the bill was ordered engrossed prevailed.

Mr. Prouty moved to reconsider the vote by which the substitute was adopted.

The motion prevailed.

Mr. Stephens moved that the bill and substitute be committed to a special committee, consisting of Messrs. Parker, Hays, and Duncombe, and that they report to-morrow morning, and it be made a special order as soon as reported.

Mr. Hays moved to amend by striking out "Hays" and inserting "Struble."

The motion did not prevail.

Mr. Bloom moved to amend by adding two more to the committee.

The motion did not prevail.

On the motion to commit the yeas and nays were as follows—

The yeas were:

Messrs. Baker, Beach, Belfrage, Bicknell, Bosworth, Bridges, Brown of Dickinson, Brown of Linn, Carson, Clayton, Cobbey, Duncombe, Egbert, Ehl, Epperson, Glasgow, Harvey, Hayden, Hays, Hornaday, Hull, Hutchison of Calhoun, Hutchison of Wapello, Knight, Lake, Lewis of Fayette, Lucas, Lyon, McGregor, Merten, Mueller, Muncey, Nagle, Newbold, O'Brien, Palmer, Pearson, Prouty, Richardson of Harrison, Robb, Russell, Scott, Stephens, Stout, Terry, Van Staden, Wadleigh, Wagner, Webster, Whaley, Wicks, Williams, Wood, and Yoran—54.

The nays were:

Messrs. Barnes, Bloom, Caldwell, Casey, Cochran, Colton, Coomes, Dean, Dotson, Downing, Dungan, Evans, Fisher, Francis, Gay, Hixson, Homan, Hubbell, Jennings, Jordan, King, Lambert, Lewis of Mills, Mackey, McDaid, Nichols, Patterson, Payne, Perrin, Porter, Reck, Richardson of Jackson, Richey, Seaman, Simpson, Stockton, Struble, Stutsman, Tilton, Tool, Wolfe, and Mr. Speaker—42.

Absent or not voting:

Messrs. Blair, Laub, Martindale, and Parker—4.

So the motion to refer to a special committee prevailed.

Mr. Gay moved that Senate File No. 205 be recalled.

The motion did not prevail.

Mr. Struble moved to reconsider the motion to recall.

The motion prevailed.

House File No. 309, a bill for an act to provide for the payment of the expenses of defending actions relating to the title of the State school lands, with report of committee recommending that the bill do pass, was taken up and the bill was ordered engrossed.

Mr. Clayton moved that the rule be suspended, the bill be considered engrossed, and read a third time now which prevailed, and the bill was read a third time.

The question being, shall the bill pass?

The yeas were:

Messrs. Baker, Barnes, Beach, Belfrage, Bicknell, Blair, Bloom, Brown of Dickinson, Brown of Linn, Carson, Casey, Clayton, Cobbey, Cochran, Duncombe, Dungan, Ehl, Fisher, Harvey, Hornaday, Hubbell, Hull, Hutchison of Calhoun, Hutchison of Wapello, Jordan, King, Knight, Lake, Lambert, Laub, Lewis of Mills, Lucas, Lyon, McGregor, Merten, Mueller, Muncey, Nagle, Newbold, Nichols, O'Brien, Pearson, Perrin, Richardson of Harrison, Russell, Seaman, Stephens, Stout, Terry, Van Staden, Wadleigh, Wagner, Webster, Whaley, Wicks, Williams, Wood, Yorán, and Mr. Speaker—59.

The nays were:

Messrs. Bosworth, Bridges, Caldwell, Colton, Dean, Dotson, Downing, Epperson, Evans, Francis, Hayden, Hays, Hixson, Homan, Jennings, Lewis of Fayette, McDaid, Palmer, Parker, Patterson, Payne, Porter, Prouty, Richardson of Jackson, Richey, Robb, Scott, Stockton, Struble, Stutsman, Tilton, and Wolfe—32.

Absent or not voting:

Messrs. Coomes, Egbert, Gay, Glasgow, Mackey, Martindale, Reck, Simpson, and Tool—9.

So the bill passed, and the title was agreed to.

House File No. 279, a bill for an act to make provisions for paying certain claims against the penitentiaries of the State, with report of committee recommending amendments, was taken up, considered, and the report of the committee was adopted.

The bill was ordered engrossed.

Mr. Hutchison of Calhoun moved that the rule be suspended, the bill be considered engrossed, and read a third time now, which prevailed, and the bill was read a third time.

The question being, shall the bill pass?

The yeas were:

Messrs. Baker, Barnes, Beach, Belfrage, Bicknell, Blair, Bloom, Bridges, Brown of Dickinson, Brown of Linn, Caldwell, Carson, Casey, Clayton, Cobbey, Cochran, Dotson, Downing, Duncombe, Dungan, Ehl, Evans, Francis, Harvey, Hixson, Hornaday, Hubbell, Hull, Hutchison of Calhoun, Jordan, King, Knight, Lambert, Laub, Lewis of Fayette, Lewis of Mills, Lucas, Lyon, Merten, Mueller, Muncey, Nagle, Newbold, Nichols, O'Brien, Palmer, Parker, Payne, Pearson,

Porter, Prouty, Reck, Richardson of Harrison, Richey, Robb, Russell, Scott, Stephens, Stout, Struble, Stutsman, Terry, Tool, Wadleigh, Wagner, Webster, Whaley, Wicks, Wolfe, Wood, and Yorau—71.

The nays were:

Messrs. Epperson, Fisher, Hayden, Hays, Homan, Hutchison of Wapello, Perrin, Richardson of Jackson, Simpson, Tilton, Van Staden, Williams, and Mr. Speaker—13.

Absent or not voting:

Messrs. Bosworth, Colton, Coomes, Dean, Egbert, Gay, Glasgow, Lake, Mackey, Martindale, McDaid, McGregor, Patterson, Russell, Seaman, and Stockton—16.

So the bill passed, and the title was agreed to.

REPORT OF COMMITTEE.

Mr. Blair, from the Sifting Committee, submitted the following report:

MR. SPEAKER—Your Sifting Committee, to whom were referred all bills, beg leave to report that they have had under consideration House Files Nos. 510, 481, 457, substitute for House Files Nos. (18, 51, 149 154), 203, Senate File No. 226, House Files Nos. 92, 536, substitutes for Senate Files Nos. 196 and 255, House Files Nos. 527, 268, Senate File No. 35, House Files Nos. 578, 366, 460, 263, Senate Files Nos. 129, 254, House Files Nos. 571, 469, 298, 493, Senate File No. 44, House File No. 573, Senate File No. 63, House Files Nos. 378, 395, Senate Files Nos. 2, 36, 98, 99 and 281, and have instructed me to report the same back to the House with the recommendation that they do pass, and that they be considered in the order named.

G. M. BLAIR, *Chairman.*

Ordered passed on file.

BILLS ON SECOND READING.

House File No. 510, a bill for an act providing for the publication and distribution of the census of the State of Iowa for 1880, with report of committee recommending amendments, was taken up and the amendments reported by the committee were adopted.

Mr. Whaley moved that the rule be suspended, the bill be considered engrossed and read a third time now, which prevailed, and the bill was read a third time.

The question being, shall the bill pass?

The yeas were:

Messrs. Baker, Barnes, Beach, Belfrage, Bicknell, Blair, Bloom, Bosworth, Bridges, Brown of Dickinson, Brown of Linn, Caldwell, Carson, Casey, Cobbey, Cochran, Colton, Dean, Dotson, Downing, Duncombe, Dungan, Ehl, Epperson, Evans, Fisher, Francis, Glasgow, Harvey, Hayden, Hixson, Homan, Hornaday, Hubbell, Hull, Hutchison of Calhoun, Hutchison of Wapello, Jennings, Jordan, King, Knight, Lake, Lambert, Laub, Lewis of Fayette, Lewis of Mills, Lucas, Lyon, McDaid, McGregor, Merten, Mueller, Muncey, Nagle, Newbold, Nichols, O'Brien, Palmer, Parker, Payne, Pearson, Perrin, Porter, Prouty, Reck, Richardson of Harrison, Richardson of Jackson, Richey, Robb, Russell, Scott, Simpson,

Stephens, Stockton, Stout, Struble, Stutsman, Terry, Tilton, Tool, Van Staden, Wadleigh, Wagner, Webster, Whaley, Wicks, Williams, Wolfe, Wood, Yorán, and Mr. Speaker—91.

The nays were—None.

Absent or not voting:

Messrs. Clayton, Coomes, Egbert, Gay, Hays, Mackey, Martindale, Patterson, and Seaman—9.

So the bill passed, and the title was agreed to.

House File No. 481, a bill for an act to authorize the assignment of mortgages held by the State, with report of committee recommending that it do pass, was taken up and considered.

The bill was ordered engrossed.

Mr. Perrin moved that the rule be suspended, the bill be considered engrossed, and read a third time now, which prevailed, and the bill was read a third time.

The question being, shall the bill pass?

The yeas were:

Messrs. Baker, Barnes, Beach, Belfrage, Bicknell, Blair, Bloom, Bosworth, Bridges, Brown of Dickinson, Brown of Linn, Caldwell, Carson, Casey, Cobbe, Cochran, Colton, Coomes, Dean, Dotson, Downing, Duncombe, Dungan, Egbert, Ehl, Epperson, Evans, Fisher, Francis, Glasgow, Harvey, Hayden, Hays, Hixson, Homan, Hornaday, Hubbell, Hull, Hutchison of Calhoun, Hutchison of Wapello, Jennings, King, Knight, Lake, Lambert, Laub, Lewis of Fayette, Lewis of Mills, Lucas, Lyon, Mackey, McDaid, McGregor, Merten, Mueller, Muncey, Nagle, Newbold, Nichols, O'Brien, Patterson, Payne, Pearson, Perrin, Porter, Prouty, Richardson of Harrison, Richardson of Jackson, Richey, Robb, Russell, Scott, Simpson, Stephens, Stout, Struble, Stutsman, Terry, Tilton, Tool, Van Staden, Wadleigh, Wagner, Webster, Whaley, Wicks, Williams, Wolfe, Wood, Yorán, and Mr. Speaker—91.

The nays were:

Mr. Stockton—1.

Absent or not voting:

Messrs. Clayton, Gay, Jordan, Martindale, Palmer, Parker, Reck, and Seaman—8.

So the bill passed, and the title was agreed to.

MESSAGE FROM THE SENATE.

The following message was received from the Senate:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has passed without amendment substitute for House Files Nos. 313 and 316, a bill for an act to amend sections 4248 and 4273 and to repeal sections 4289 and 4293 of the Code and enact substitutes therefor, in relation to evidence before grand juries.

That the Senate concurs in amendments to Senate File No. 56, a bill for an act to legalize the service of original notices in divorce cases where the petition has not been filed until after the publication of the original notice.

Also, without amendment, House File No. 582, a bill for an act to legalize the proceedings of the board of supervisors of Adams county, Iowa, held on the 7th of January, A. D. 1875, and of the proceedings

of the town council of the town of Corning, Adams county, Iowa, held on the 16th day of February, 1875, vacating a certain alley.

Also, a joint resolution in relation to the removal of obstructions from the channel of the Nishnabotna river.

A. T. McCARGAR, *Secretary*.

BILLS ON SECOND READING.

House File No. 457, a bill for an act amending section 6, of chapter 70 of the laws of the Fifteenth General Assembly, etc., with report of committee recommending that the bill do pass, was taken up and considered.

Mr. King moved that the rule be suspended, and the bill be considered engrossed, and read a third time now.

The motion did not prevail.

Mr. Tilton moved to amend by adding section 2, as follows:

SEC. 2. That if any person, by force or otherwise, without leave of the person having stock under distraint relieve the stock from distraint he shall be guilty of a misdemeanor and shall pay a fine of not less than ten dollars nor more than one hundred dollars, or by imprisonment in the county jail not less than ten nor more than thirty days.

The motion prevailed.

Mr. Tilton moved that the rule be suspended, and the bill be considered engrossed, and read a third time now, which prevailed, and the bill was read a third time.

The question being, shall the bill pass?

The yeas were:

Messrs. Baker, Barnes, Beach, Belfrage, Bicknell, Blair, Bloom, Bosworth, Bridges, Brown of Linn, Caldwell, Carson, Casey, Cobbey, Cochran, Dean, Dotson, Downing, Duncombe, Dungan, Egbert, Epperson, Evans, Fisher, Francis, Gay, Glasgow, Hayden, Hixson, Homan, Hornaday, Hull, Hutchison of Calhoun, Hutchison of Wapello, King, Knight, Lake, Lambert, Laub, Lewis of Mills, Lucas, Lyon, McDaid, McGregor, Merten, Muncey, Nagle, Newbold, Nichols, O'Brien, Palmer, Parker, Pearson, Perrin, Porter, Prouty, Reck, Richardson of Jackson, Richey, Robb, Russell, Scott, Simpson, Stephens, Stockton, Stout, Struble, Stutsman, Terry, Tilton, Tool, Van Staden, Wagner, Webster, Whaley, Wicks, and Wood—78.

The nays were:

Messrs. Brown of Dickinson, Clayton, Colton, Ehl, Hubbell, Jennings, Lewis of Fayette, Mackey, Mueller, Richardson of Harrison, Wadleigh, Williams, Wolfe, and Yorán—14.

Absent or not voting:

Messrs. Coomes, Harvey, Hays, Jordan, Martindale, Patterson, Payne, and Seaman—8.

So the bill passed, and the title was agreed to.

Substitute for House Files Nos. 18, 51, 149 and 154, a bill for an act regulating and defining the rights of mortgagees and mortgagors, with report of committee recommending that the bill do pass, was taken up and considered.

Mr. Dungan moved to amend section 5, first line, by striking out "or attaching."

The motion prevailed.

Mr. Duncombe moved that the rule be suspended, and the bill be considered engrossed, and read a third time now, which prevailed, and the bill was read a third time.

The question being, shall the bill pass?

The yeas were:

Messrs. Barnes, Beach, Belfrage, Bicknell, Blair, Bloom, Bosworth, Brown of Dickinson, Brown of Linn, Caldwell, Carson, Casey, Cobbe, Cochran, Colton, Coomes, Dean, Dotson, Duncombe, Egbert, Ehl, Fisher, Francis, Gay, Glasgow, Harvey, Hayden, Hays, Hornaday, Hull, Hutchison of Calhoun, King, Knight, Lake, Laub, Lewis of Fayette, Lucas, Lyon, McGregor, Merten, Muncey, Newbold, Nichols, O'Brien, Parker, Pearson, Perrin, Porter, Prouty, Richardson of Harrison, Richey, Stockton, Struble, Stutsman, Terry, Tilton, Wadleigh, Wagner, Whaley, Wicks, Williams, Wolfe, Wood, Yorlan, and Mr. Speaker—65.

The nays were:

Messrs. Baker, Bridges, Downing, Dungan, Epperson, Evans, Hixson, Homan, Hubbell, Lambert, Lewis of Mills, Mackey, Mueller, Nagle, Payne, Richardson of Jackson, Robb, Scott, Seaman, Stephens, Stout, Tool, Van Staden, and Webster—24.

Absent or not voting:

Messrs. Clayton, Hutchison of Wapello, Jennings, Jordan, Martindale, McDaid, Palmer, Patterson, Reck, Russell, and Simpson—11.

So the bill passed, and the title was agreed to.

Substitute for Senate File No. 203, a bill for an act to amend section 1361, chapter 1, title 11 of the Code, to provide for the employment by counties of persons obtaining poor relief, with report of committee recommending amendments, was taken up and considered, and the amendments were adopted.

Mr. Fisher moved to amend: add "made," after the word "any," in eleventh line, section 1.

The motion to amend did not prevail.

Mr. Knight moved that the rule be suspended, the bill be considered engrossed, and read a third time now, which prevailed, and the bill was read a third time.

The question being, shall the bill pass?

The yeas were:

Messrs. Barnes, Beach, Belfrage, Bicknell, Blair, Bloom, Bosworth, Bridges, Brown of Dickinson, Brown of Linn, Caldwell, Carson, Casey, Clayton, Cobbe, Cochran, Colton, Coomes, Dean, Duncombe, Dungan, Egbert, Ehl, Epperson, Evans, Francis, Gay, Glasgow, Hayden, Hixson, Homan, Hornaday, Hubbell, Hutchison of Calhoun, Hutchison of Wapello, King, Knight, Lake, Laub, Lewis of Fayette, Lewis of Mills, Lyon, Mackey, McDaid, McGregor, Merten, Mueller, Muncey, Nagle, Newbold, Nichols, O'Brien, Palmer, Parker, Pearson, Perrin, Porter, Prouty, Reck, Richardson of Harrison, Richardson of Jackson, Richey, Robb, Russell, Scott, Simpson, Stephens, Struble, Stutsman, Terry, Tilton, Tool, Van Staden, Wadleigh, Wagner, Webster, Whaley, Wicks, Wolfe, Wood, Yorlan, and Mr. Speaker—82.

The nays were:

Messrs. Downing, Fisher, Harvey, Hull, Jordan, Lambert, Payne, and Stockton—8.

Absent or not voting:

Messrs. Baker, Dotson, Hays, Jennings, Lucas, Martindale, Patterson, Seaman, Stout, and Williams—10.

So the bill passed, and the title was agreed to.

REPORT OF COMMITTEE.

Mr. Stockton, from the Committee on Constitutional Amendments, submitted the following report:

MR. SPEAKER—Your Committee on Constitutional Amendments, to whom was referred a joint resolution proposing an amendment to the Constitution giving to women the right to vote at all school elections, beg leave to report that they have had the same under consideration and a majority have instructed me to report the same back to the House with the recommendation that it be amended as follows: Strike out the title of the bill and insert in lieu thereof: "Joint resolution proposing to amend the Constitution so as to give the right to vote at all school elections to women," and also amend by striking out the word "their," in the third line from the bottom of the first page, and inserting in lieu thereof the words "the right to"; and when so amended that it do pass.

STOCKTON, *Chairman.*

Ordered passed on file.

BILL ON SECOND READING.

Senate File No. 225, a bill for an act to provide for leasing the convict labor at the penitentiary of the State, and to repeal chapter 110 of the acts of the Seventeenth General Assembly, with report of committee recommending amendments, was taken up and considered and the amendments recommended by the committee adopted.

Mr. Newbold moved that the rule be suspended, the bill be considered engrossed, and read a third time now, which prevailed, and the bill was read a third time.

The question being, shall the bill pass?

The yeas were:

Messrs. Barnes, Beach, Bicknell, Blair, Bloom, Bosworth, Brown of Dickinson, Brown of Linn, Caldwell, Carson, Casey, Clayton, Cobbey, Colton, Coomes, Dean, Dungan, Egbert, Ehl, Epperson, Evans, Fisher, Francis, Gay, Hays, Hixson, Hornaday, Hubbell, Hull, Hutchison of Calhoun, Hutchison of Wapello, Jennings, Jordan, King, Knight, Lake, Lambert, Laub, Lewis of Fayette, Lewis of Mills, Lucas, Lyon, Mackey, Merten, Mueller, Muncey, Nagle, Newbold, Nichols, O'Brien, Palmer, Parker, Payne, Pearson, Perrin, Porter, Prouty, Richardson of Harrison, Richardson of Jackson, Robb, Russell, Scott, Seaman, Stephens, Stockton, Struble, Stutsman, Terry, Tilton, Tool, Wadleigh, Wagner, Webster, Whaley, Wicks, Wolfe, Wood, Yoran, and Mr. Speaker—79.

The nays were:

Messrs. Cochran, Duncombe, Harvey, Hayden, Homan, McGregor, Richey, Van Staden, and Williams—9.

Absent or not voting:

Messrs. Baker, Belfrage, Bridges, Dotson, Downing, Glasgow, Martindale, McDaid, Patterson, Reck, Simpson, and Stout—12.

So the bill passed, and the title was agreed to.

REPORTS OF COMMITTEES.

Leave was granted Mr. Stephens, from the Special Committee to consider the removal of the Girls' Department of the Reform School from Mt. Pleasant, with a view to permanent location elsewhere, to make the following report:

MR. SPEAKER—The undersigned committee, appointed to visit Mt. Pleasant, Iowa, the present location of the Girls' Department of the Reform School, and also the Mitchell Seminary, located at Mitchellville, Polk county, Iowa, to inquire into and report upon the adaptability of each, and their comparative adaptability and fitness, with view to the permanent location and establishment of said school at either of these places, beg leave to report that they have visited the above named places, and find the said school now temporarily located on a farm of forty-three acres, about one mile southwest from the city of Mt. Pleasant.

The land is mostly under cultivation excepting a few acres of woodland. There is an orchard of one hundred and fifty trees. All inclosed with a good fence.

The buildings upon the premises consist of a dwelling-house, built about fifteen years ago, occupied by the Superintendent and family, and one or more teachers. The structure is of brick, two stories high, on a good site; fronts toward the east.

It is built of brick, with shingle roof. In size it is thirty feet in width and runs back at that width thirty-six feet, then projects six feet, then runs back eighteen feet, then falls off from the south ten feet, then runs back twenty-six feet, making the total depth of seventy-two feet. The cellar extends under the entire house. The construction of the building is plain, and apparently substantial. The ceilings are low; the inside finish is good. There is no attempt at architectural display inside or out.

The rear part of first floor is occupied as dining-room for the inmates, and the second floor is used as a work-room. All the house in front of that is occupied by the Superintendent and family, with one or more teachers, and consists of family dining-room, office with bed-room and closets, sitting-room and parlor. The second floor front is divided into several rooms, one occupied by a few of the youngest inmates for a bed-room.

Attached to the rear of this dwelling has been built a cheap two-story brick structure, with shingle roof, thirty by forty feet, with a cellar underneath, mostly used for a laundry. This building is used for a school-room on first floor, and the second floor for a dormitory, in which are crowded in one room about fifty-five inmates. The ceiling of this room is only $8\frac{1}{2}$ feet high, and the size 27×37 feet inside, allowing for each inmate a space wholly inadequate, having in view proper sanitary requirements.

The State furnished in the construction of this building \$1,000, the balance being donated by the citizens of Mt. Pleasant. The whole cost being \$1,300. The location of the building is such that drainage can be obtained in two directions. The barn upon the premises is sufficient for present needs. The whole property is offered to the State for \$9,000.

Your committee also visited Mitchell Seminary, at Mitchellville, in accordance with the instructions of the General Assembly. The building is situated upon a high and commanding site, and in style and appearance will always be attractive and creditable as a public institution. The ground is easily drained in several directions.

In the opinion of your committee the building is well adapted and suitable for the purposes of this Reform School, and will be ample in size for several years.

It was completed in the year 1874, and an expenditure of \$500 will repaint it inside and out, and repair all the effects of time and use. The rooms are spacious, high and amply ventilated. The first floor contains a dining-room about 20x50, kitchen, two store-rooms, wash-room, furnace-room, one sitting-room, three sleeping-rooms and a spacious vestibule and hall-way. The second floor contains a chapel 30x50, three recitation-rooms 18x21, one room 21x24, porch and hall-way. The third floor contains fourteen rooms, the largest being 18x21, and all the others being large enough to contain three beds each, without detriment to the health of the inmates, being thirteen feet high, and ventilated by transoms opening into a spacious hall which has a large ventilating shaft.

The building would accommodate one hundred girls, with all the necessary sleeping-rooms, work-room, chapel, school-rooms and dining-room. The building contains ample school furniture for a school of seventy-five pupils, and kitchen, dining-room and bed-room furniture designed and used for about thirty inmates, all of which is offered for sale with the building and grounds. The water supply is said to be ample for present use, being obtained from a depth of about one hundred feet, the water from which depth rises to within fifteen feet of the surface, and is soft.

The seminary property includes the building, furniture, and twenty acres of ground. To this is added a donation of twenty acres adjoining on the south, making a square farm of forty acres of the best prairie land. The plat is fenced on three sides, and contains a fair start of trees and evergreens for ornamentation.

The whole property is offered to the State for the sum of \$20,000, which may be paid in cash, in whole or in part, or the whole amount may be paid in warrants bearing six per cent interest and payable in two or four years.

Your committee beg leave to submit a report from R. S. Finkbine, who visited the property at their request.

In view of the foregoing statement, the majority of your committee would report that in their opinion the Mitchellville property is preferable as a permanent location for the Girls' Reform School, as between

the two places named, if it is decided to permanently locate at the present time.

R. D. STEPHENS,
J. M. PARKER,
J. M. ROBB,
Committee on part of House.
R. W. TIRRILL,
Committee on part of Senate.

REPORT OF ARCHITECT.

Messrs. Tirrill, Boling, Stephens, Parker and Robb—Gentlemen:

I, at your request, have examined the Mitchellville Seminary building. I did not measure the size, as I find it laid down in a printed circular as being 50x83 feet and three stories in height; the basement story is 9 feet in the clear, the first story 14 feet and 6 inches, and the second 13 feet. The foundations and basement walls are of rubble masonry, the corners, angles and buttresses are of cut stone, with "pitched" face. The balance of the exterior walls are of brick, all the interior walls that are constructed—that is, that carry floors—are of brick. The cornice is of wood, the roof covering of common iron, painted. There is a tower one story above the cornice line of brick, and one above this, a Mansard, covered with shingles and painted in imitation of slate. The plastering is partly three-coat work and partly two-coat, left under the float to be either tinted or finished with a white coat. The stair hall is wainscoted in two stories. The windows all have box frames and are hung. The doors are one and three-fourth inches thick, well made and have transoms over them.

The stone and brick work are strong but roughly done. There are three cracks in the exterior brick walls, extending from the basement window-caps to the sills of the first story windows; these are caused by bad work in the segment caps of the basement windows, allowing a slight settlement. This can be remedied at a slight cost. The chimney-tops are capped with stone; these need resetting and fastening. The floors are good. The plastering is generally good, needing a few repairs. Most of the interior wood-work—indeed, all of the exterior wood and roof need repainting. There are two hot air furnaces in the building, but are not now in use, though apparently in good condition. In round numbers, I think five hundred dollars will put the building in good repair.

Respectfully submitted,

R. S. FINKBINE.

Mr. Parker, from the Committee on Judiciary, submitted the following report:

MR. SPEAKER—Your Committee on Judiciary, to whom was referred House File No. 561, a bill for an act to amend section 1, chapter 118, acts of the Seventeenth General Assembly, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that it do pass.

J. M. PARKER, *Chairman.*

Ordered passed on file.

Also:

MR. SPEAKER—Your Committee on Judiciary, to whom was referred House File No. 270, a bill for an act to authorize the Attorney-General to collect by suit from railway corporations penalties and forfeitures in certain cases, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that it do pass.

J. M. PARKER, *Chairman.*

Ordered passed on file.

On motion of Mr. Newbold the House adjourned.

EVENING SESSION.

7 O'CLOCK, P. M

House called to order by the Speaker.

On motion of Mr. Jennings a call of the House was ordered.

Mr. O'Brien moved the House do now adjourn.

The motion did not prevail.

Mr. Tilton moved the House do now adjourn.

The motion did not prevail.

Mr. Stephens moved the further call of the House be dispensed with.

The motion did not prevail.

Mr. Wood moved the House do now adjourn.

The motion did not prevail.

Mr. Clayton moved the further proceedings of the call of the House be dispensed with.

The motion prevailed.

RESOLUTION.

Mr. Clayton offered the following resolution, which was adopted:

Resolved, That the Clerk of the House is hereby instructed to expunge from the records that part pertaining to the arrest of members.

Mr. Clayton moved that the House do now adjourn.

The motion did not prevail.

Mr. Prouty moved a recess of five minutes be taken by the House.

The motion prevailed.

House called to order by the Speaker.

On motion of Mr. Stephens a committee of three was appointed to inform the Senate the House is ready to receive them.

Messrs. Stephens, Hays, and Richardson of Jackson were appointed such committee, and reported that they had performed their duty, and were discharged.

The Door-keeper announced the Honorable Senate, and they entered the hall and took the seats assigned them.

JOINT CONVENTION.

The joint convention was called to order by the President, who stated the object of the meeting was to elect trustees to the different State institutions.

The President appointed as Teller on part of the Senate, Senator Harmon.

The Speaker appointed as Teller on part of the House, Mr. Prouty.

The roll was called, and one hundred and twenty-four answered to their names.

Senator Haines moved the joint convention take a recess for five minutes.

The motion prevailed.

Joint convention called to order by the President.

RESOLUTION.

Senator Gillett offered the following resolution:

Be it resolved by the Senate and House of Representatives of the State of Iowa, in Joint Convention assembled, That the following named persons are hereby declared duly elected Regents of the State University and Trustees of the various State institutions, to-wit:

REGENTS OF THE STATE UNIVERSITY.

Fifth Congressional District—J. N. W. Rumble.

Sixth Congressional District—W. O. Crosby.

Eighth Congressional District—Horace Everett.

TRUSTEES OF THE IOWA HOSPITAL FOR THE INSANE AT MT. PLEASANT.

J. H. Kulp, in place of Samuel Klein.

D. A. Hurst, in place of D. D. Davison.

John Conway, in place of M. A. Cleaves.

TRUSTEES OF THE IOWA HOSPITAL FOR THE INSANE AT INDEPENDENCE.

Erastus G. Morgan, Mrs. J. C. McKinney, Jed. Lake.

TRUSTEES FOR THE IOWA AGRICULTURAL COLLEGE.

C. W. Tenney, in place of Buel Sherman.

Geo. H. Wright, as his own successor.

TRUSTEES FOR IOWA INSTITUTION FOR THE DEAF AND DUMB.

For Full Term of Six Years—B. F. Clayton.

For Term of Four Years—John H. Stubenrauch.

For Term of Two Years—Louis Weinstein.

TRUSTEES FOR THE IOWA COLLEGE FOR THE BLIND.

For Full Term—S. H. Watson, C. O. Harrington, and W. H. Leavitt.

To Fill Unexpired Term to which George Morehouse was Elected—J. F. White.

TRUSTEES FOR ASYLUM FOR FEEBLE-MINDED CHILDREN.

Ebenezer R. S. Woodrow, S. B. Thrall, and Fred. O'Donnell.

DIRECTORS OF THE IOWA STATE NORMAL SCHOOL AT CEDAR FALLS.

C. C. Cory, and Edward H. Thayer.

TRUSTEES FOR THE IOWA SOLDIERS' ORPHANS' HOME.

Seth P. Bryant, Charles C. Horton, and C. M. Holton.

TRUSTEES FOR THE IOWA REFORM SCHOOL.

John A. Parvin, and William J. Moir.

Mr. Duncombe moved to amend by striking out the name of Horace Everett, Regent for the State University, and inserting the name of W. W. Morseman, of Page county.

The motion to amend did not prevail.

The question recurring on the adoption of the resolution, the yeas were 105, the nays 8.

So the resolution was adopted.

Senator Tirrill nominated Jed. Lake to fill the unexpired term of office of Trustee for the College for the Blind.

Mr. Lake, having received a majority of all the votes cast, was declared elected.

The following certificates were signed in the presence of the Joint Convention:

HALL OF HOUSE OF REPRESENTATIVES, }
DES MOINES, IOWA, March 23, 1880. }

This is to certify that at an election by the two Houses of the General Assembly of the State of Iowa, in Joint Convention, on Tuesday, the 23d day of March, A. D. 1880, for the purpose of electing Regents for the State University, J. N. W. Rumble, having received a majority of all the votes cast for said office, was declared duly elected Regent for the State University for the term of six years from and after the expiration of the term of the present incumbent, and until his successor is elected and qualified.

Signed in the presence of the Joint Convention, this 23d day of March, A. D. 1880.

FRANK T. CAMPBELL,
President of the Senate.

LORE ALFORD,
Speaker of the House of Representatives.

ATTEST:

M. W. HARMON,
Teller of the Senate.

S. F. PROUTY,
Teller of the House of Representatives.

HALL OF HOUSE OF REPRESENTATIVES, }
DES MOINES, IOWA, March 23, 1880. }

This is to certify that at an election by the two Houses of the General Assembly of the State of Iowa, in Joint Convention, on Tuesday, the 23d day of March, A. D. 1880, for the purpose of electing Regents for the State University, W. O. Crosby, having received a majority of all the votes cast for said office, was declared duly elected Regent for the State University for the term of six years from and after the expiration of the term of the present incumbent, and until his successor is elected and qualified.

Signed in the presence of the Joint Convention, this 23d day of March, A. D. 1880.

FRANK T. CAMPBELL,
President of the Senate.

LORE ALFORD,
Speaker of the House of Representatives.

ATTEST:

M. W. HARMON,
Teller of the Senate.

S. F. PROUTY,
Teller of the House of Representatives.

HALL OF HOUSE OF REPRESENTATIVES, }
 DES MOINES, IOWA, March 23, 1880. }

This is to certify, that at an election by the two Houses of the General Assembly of the State of Iowa, in Joint Convention, on Tuesday, the 23d day of March, A. D. 1880, for the purpose of electing Regents for the State University, Horace Everett, having received a majority of all the votes cast for said office, was declared duly elected Regent for the State University for the term of six years from and after the expiration of the term of the present incumbent, and until his successor is elected and qualified.

Signed in the presence of the Joint Convention, this 23d day of March, A. D. 1880.

FRANK T. CAMPBELL,
President of the Senate.

LORE ALFORD,
Speaker of the House of Representatives.

ATTEST:

M. W. HARMON,
Teller of the Senate.

S. F. PROUTY,
Teller of the House of Representatives.

HALL OF HOUSE OF REPRESENTATIVES, }
 DES MOINES, IOWA, March 23, 1880. }

This is to certify, that at an election by the two Houses of the General Assembly of the State of Iowa, in Joint Convention, on Tuesday, the 23d day of March, A. D. 1880, for the purpose of electing trustees for the Iowa Hospital for the Insane at Mt. Pleasant, J. H. Kulp having received a majority of all the votes cast for said office, was declared duly elected Trustee for the Iowa Hospital for the Insane for the term of four years from and after the expiration of the term of the present incumbent, and until his successor is elected and qualified.

Signed in the presence of the Joint Convention, this 23d day of March, A. D. 1880.

FRANK T. CAMPBELL,
President of the Senate.

LORE ALFORD,
Speaker of the House of Representatives.

ATTEST:

M. W. HARMON,
Teller of the Senate.

S. F. PROUTY,
Teller of the House of Representatives.

HALL OF HOUSE OF REPRESENTATIVES, }
DES MOINES, IOWA, March 23, 1880. }

This is to certify, that at an election by the two houses of the General Assembly of the State of Iowa, in Joint Convention, on Tuesday, the 23d day of March, A. D. 1880, for the purpose of electing trustees for the Iowa Hospital for the Insane at Mt. Pleasant, D. A. Hurst having received a majority of all the votes cast for said office, was declared duly elected Trustee for the Iowa Hospital for the Insane for the term of four years from and after the expiration of the term of the present incumbent, and until his successor is elected and qualified.

Signed in the presence of the Joint Convention, this 23d day of March, A. D. 1880.

FRANK T. CAMPBELL,
President of the Senate.

LORE ALFORD,
Speaker of the House of Representatives.

ATTEST:

M. W. HARMON,
Teller of the House of Representatives.

S. F. PROUTY,
Teller of the Senate.

HALL OF HOUSE OF REPRESENTATIVES, }
DES MOINES, IOWA, March 23, 1880. }

This is to certify, that at an election by the two houses of the General Assembly, of the State of Iowa, in Joint Convention, on Tuesday, the 23d day of March, A. D. 1880, for the purpose of electing trustees for the Iowa Hospital for the Insane at Mt. Pleasant, John Conoway having received a majority of all the votes cast for said office, was declared duly elected Trustee for the Iowa Hospital for the Insane for the term of two years from and after the expiration of the term of the present incumbent, and until his successor is elected and qualified.

Signed in the presence of the Joint Convention, this 23d day of March, A. D. 1880.

FRANK T. CAMPBELL,
President of the Senate.

LORE ALFORD,
Speaker of the House of Representatives.

ATTEST:

M. W. HARMON,
Teller of the Senate.

S. F. PROUTY,
Teller of the House of Representatives.

HALL OF THE HOUSE OF REPRESENTATIVES, }
DES MOINES, IOWA, March 23, 1880. }

This is to certify, that at an election by the two houses of the General Assembly of the State of Iowa, in Joint Convention, on Tuesday, the 23d day of March, A. D. 1880, for the purpose of electing trustees for the Iowa Hospital for the Insane at Independence, Erastus G. Morgan having received a majority of all the votes cast for said office, was declared duly elected Trustee for the Iowa Hospital for the Insane for the term of four years from and after the expiration of the term of the present incumbent, and until his successor is elected and qualified.

Signed in the presence of the Joint Convention, this 23d day of March, A. D. 1880.

FRANK T. CAMPBELL,
President of the Senate.

LORE ALFORD,
Speaker of the House of Representatives.

ATTEST:

M. W. HARMON,
Teller of the Senate.

S. F. PROUTY,
Teller of the House of Representatives.

HALL OF HOUSE OF REPRESENTATIVES, }
DES MOINES, IOWA, March 23, 1880. }

This is to certify, that at an election by the two houses of the General Assembly of the State of Iowa, in Joint Convention, on Tuesday, the 23d day of March, A. D. 1880, for the purpose of electing trustees for the Iowa Hospital for the Insane at Independence, Mrs. J. M. McKinney having received a majority of all the votes cast for said office, was declared duly elected Trustee for the Iowa Hospital for the Insane for the term of four years from and after the expiration of the term of the present incumbent, and until her successor is elected and qualified.

Signed in the presence of the Joint Convention, this 23d day of March, A. D. 1880.

FRANK T. CAMPBELL,
President of the Senate.

LORE ALFORD,
Speaker of the House of Representatives.

ATTEST:

M. W. HARMON,
Teller of the Senate.

S. F. PROUTY,
Teller of the House of Representatives.

HALL OF HOUSE OF REPRESENTATIVES, }
DES MOINES, IOWA, March 23, 1880. }

This is to certify, that at an election by the two houses of the General Assembly of the State of Iowa, in Joint Convention, on Tuesday, the 23d day of March, A. D. 1880, for the purpose of electing trustees for the Iowa Hospital for the Insane at Independence, Jed. Lake having received a majority of all the votes cast for said office, was declared duly elected Trustee for the Iowa Hospital for the Insane for the term of four years from and after the expiration of the term of the present incumbent, and until his successor is elected and qualified.

Signed in the presence of the Joint Convention, this 23d day of March, A. D. 1880.

FRANK T. CAMPBELL,
President of the Senate.

LORE ALFORD,
Speaker of the House of Representatives.

ATTEST:

M. W. HARMON,
Teller of the Senate.

S. F. PROUTY,
Teller of the House of Representatives.

HALL OF HOUSE OF REPRESENTATIVES, }
DES MOINES, IOWA, March 23, 1880. }

This is to certify, that at an election by the two houses of the General Assembly of the State of Iowa, in joint convention, on Tuesday, the 23d day of March, A. D. 1880, for the purpose of electing Trustees for the Iowa Hospital for Insane at Independence, Jed. Lake having received a majority of all the votes cast for said office, was declared duly elected Trustee for the Iowa Hospital for the Insane, to fill vacancy until the 4th day of July, 1880, and until his successor is elected and qualified.

Signed in presence of the Joint Convention, this 23d day of March, A. D. 1880.

FRANK T. CAMPBELL,
President of the Senate.

LORE ALFORD,
Speaker of the House of Representatives.

ATTEST:

M. W. HARMON,
Teller of the Senate.

S. F. PROUTY,
Teller of the House of Representatives.

HALL OF HOUSE OF REPRESENTATIVES, }
 DES MOINES, IOWA, March 23, 1880. }

This is to certify, that at an election by the two houses of the General Assembly of the State of Iowa, in Joint Convention, on Tuesday, the 23d day of March, A. D. 1880, for the purpose of electing Trustees for the Iowa Agricultural College, George H. Wright having received a majority of all the votes cast for said office, was declared duly elected Trustee for the Agricultural College for the term of four years from and after the expiration of the term of the present incumbent, and until his successor is elected and qualified.

Signed in the presence of the Joint Convention, this 23d day of March, A. D. 1880.

FRANK T. CAMPBELL,
President of the Senate.

LORE ALFORD,
Speaker of the House of Representatives.

ATTEST:

M. W. HARMON,
Teller of the Senate.

S. F. PROUTY,
Teller of the House of Representatives.

HALL OF HOUSE OF REPRESENTATIVES, }
 DES MOINES, IOWA, March 23, 1880. }

This is to certify, that at an election by the two houses of the General Assembly of the State of Iowa, in Joint Convention, on Tuesday, the 23d day of March, A. D. 1880, for the purpose of electing Trustees for the Iowa Agricultural College, C. W. Tenney having received a majority of all the votes cast for said office, was declared duly elected Trustee for the Agricultural College for the term of four years from and after the expiration of the term of the present incumbent, and until his successor is elected and qualified.

Signed in the presence of the Joint Convention, this 23d day of March, A. D. 1880.

FRANK T. CAMPBELL,
President of the Senate.

LORE ALFORD,
Speaker of the House of Representatives.

ATTEST:

M. H. HARMON,
Teller of the Senate.

S. F. PROUTY,
Teller of the House of Representatives.

HALL OF HOUSE OF REPRESENTATIVES, }
 DES MOINES, IOWA, March 23, 1880. }

This is to certify, that at an election by the two houses of the General Assembly of the State of Iowa, in Joint Convention, on Tuesday, the 23d day of March, A. D. 1880, for the purpose of electing Trustees for the Iowa Institution for the Deaf and Dumb, Louis Weinstein having received a majority of all the votes cast for said office, was declared duly elected Trustee for the Iowa Institution for Deaf and Dumb for the term of two years from and after the expiration of the term of the present incumbent, and until his successor is elected and qualified.

Signed in the presence of the Joint Convention, this 23d day of March, A. D. 1880.

FRANK T. CAMPBELL,
President of the Senate.

LORE ALFORD,
Speaker of the House of Representatives.

ATTEST:

M. W. HARMON,
Teller of the Senate.

S. F. PROUTY,
Teller of the House of Representatives.

HALL OF HOUSE OF REPRESENTATIVES, }
 DES MOINES, IOWA, March 6, 1880. }

This is to certify, that at an election by the two houses of the General Assembly of the State of Iowa, in Joint Convention, on Tuesday, the 23d day of March, A. D. 1880, for the purpose of electing Trustees for the Iowa Institution for the Deaf and Dumb, John H. Stubenrauch having received a majority of all the votes cast for said office, was declared duly elected Trustee for the Iowa Institution for Deaf and Dumb for the term of four years from and after the expiration of the term of the present incumbent, and until his successor is elected and qualified.

Signed in the presence of the Joint Convention, this 23d day of March, A. D. 1880.

FRANK T. CAMPBELL,
President of the Senate.

LORE ALFORD,
Speaker of the House of Representatives.

ATTEST:

M. W. HARMON,
Teller of the Senate.

S. F. PROUTY,
Teller of the House of Representatives.

HALL OF HOUSE OF REPRESENTATIVES, }
 DES MOINES, IOWA, March 23, 1880. }

This is to certify, that at an election by the two houses of the General Assembly of the State of Iowa, in Joint Convention, on Tuesday, the 23d day of March, A. D. 1880, for the purpose of electing Trustees for the Iowa Institution for the Deaf and Dumb, B. F. Clayton having received a majority of all the votes cast for said office, was declared duly elected Trustee for the Iowa Institution for Deaf and Dumb for the term of six years from and after the expiration of the term of the present incumbent, and until his successor is elected and qualified.

Signed in the presence of the Joint Convention, this 23d day of March, A. D. 1880.

FRANK T. CAMPBELL,
President of the Senate.

LORE ALFORD,
Speaker of the House of Representatives.

ATTEST:

M. W. HARMON,
Teller of the Senate.

S. F. PROUTY,
Teller of the House of Representatives.

HALL OF HOUSE OF REPRESENTATIVES, }
 DES MOINES, IOWA, March 23, 1880. }

This is to certify, that at an election by the two houses of the General Assembly of the State of Iowa, in Joint Convention, on Tuesday, the 23d day of March, A. D. 1880, for the purpose of electing trustees for the Iowa College for the Blind, C. O. Harrington, having received a majority of all the votes cast for said office, was declared duly elected Trustee for the Iowa College for the Blind for the term of four years from and after the expiration of the term of the present incumbent, and until his successor is elected and qualified.

Signed in the presence of the Joint Convention, this 23d day of March, A. D. 1880.

FRANK T. CAMPBELL,
President of the Senate.

LORE ALFORD,
Speaker of the House of Representatives.

ATTEST:

M. W. HARMON,
Teller of the House of Representatives.

S. F. PROUTY,
Teller of the Senate.

HALL OF HOUSE OF REPRESENTATIVES, }
DES MOINES, IOWA, March 23, 1880.

This is to certify, that at an election by the two houses of the General Assembly, of the State of Iowa, in Joint Convention, on Tuesday, the 23d day of March, A. D. 1880, for the purpose of electing trustees for the Iowa College for the Blind, S. H. Watson, having received a majority of all the votes cast for said office, was declared duly elected Trustee for the Iowa College for the Blind for the term of four years from and after the expiration of the term of the present incumbent, and until his successor is elected and qualified.

Signed in the presence of the Joint Convention, this 23d day of March, A. D. 1880.

FRANK T. CAMPBELL,
President of the Senate.

LORE ALFORD,
Speaker of the House of Representatives.

ATTEST:

M. W. HARMON,
Teller of the Senate.

S. F. PROUTY,
Teller of the House of Representatives.

HALL OF THE HOUSE OF REPRESENTATIVES, }
DES MOINES, IOWA, March 23, 1880.

This is to certify, that at an election by the two houses of the General Assembly of the State of Iowa, in Joint Convention, on Tuesday, the 23d day of March, A. D. 1880, for the purpose of electing trustees for the Iowa College for the Blind, J. F. White, having received a majority of all the votes cast for said office, was declared duly elected Trustee for the Iowa College for the Blind for the term of four years from and after the expiration of the term of the present incumbent, and until his successor is elected and qualified.

Signed in the presence of the Joint Convention, this 23d day of March, A. D. 1880.

FRANK T. CAMPBELL,
President of the Senate.

LORE ALFORD,
Speaker of the House of Representatives.

ATTEST:

M. W. HARMON,
Teller of the Senate.

S. F. PROUTY,
Teller of the House of Representatives.

HALL OF HOUSE OF REPRESENTATIVES, }
 DES MOINES, IOWA, March 23, 1880. }

This is to certify, that at an election by the two houses of the General Assembly of the State of Iowa, in Joint Convention, on Tuesday, the 23d day of March, A. D. 1880, for the purpose of electing trustees for the Iowa College for the Blind, to fill out unexpired term of Geo. Morehouse, W. H. Leavitt, having received a majority of all the votes cast for said office, was declared duly elected Trustee for the Iowa College for the Blind for the unexpired term, until the expiration of the term of the present incumbent, and until his successor is elected and qualified.

Signed in the presence of the Joint Convention, this 23d day of March, A. D. 1880.

FRANK T. CAMPBELL,
President of the Senate.

LORE ALFORD,
Speaker of the House of Representatives.

ATTEST:

M. W. HARMON,
Teller of the Senate.

S. F. PROUTY,
Teller of the House of Representatives.

HALL OF HOUSE OF REPRESENTATIVES, }
 DES MOINES, IOWA, March 23, 1880. }

This is to certify, that at an election by the two Houses of the General Assembly of the State of Iowa, in Joint Convention, on Tuesday, the 23d day of March, A. D. 1880, for the purpose of electing trustees for the Asylum for Feeble-Minded Children, E. R. S. Woodrow, having received a majority of all the votes cast for said office, was declared duly elected Trustee for the Asylum for Feeble-Minded Children for the term of two years from and after the expiration of the term of the present incumbent, and until his successor is elected and qualified.

Signed in the presence of the Joint Convention, this 23d day of March; A. D. 1880.

FRANK T. CAMPBELL,
President of the Senate.

LORE ALFORD,
Speaker of the House of Representatives.

ATTEST:

M. W. HARMON,
Teller of the Senate.

S. F. PROUTY,
Teller of the House of Representatives.

HALL OF HOUSE OF REPRESENTATIVES, }
 DES MOINES, IOWA, March 23, 1880. }

This is to certify, that at an election by the two Houses of the General Assembly of the State of Iowa, in Joint Convention, on Tuesday, the 23d day of March, A. D. 1880, for the purpose of electing trustees for the Iowa Asylum for Feeble-Minded Children, S. B. Thrall, having received a majority of all the votes cast for said office, was declared duly elected Trustee for the Asylum for Feeble-Minded Children for the term of two years from and after the expiration of the term of the present incumbent, and until his successor is elected and qualified.

Signed in the presence of the Joint Convention, this 23d day of March, A. D. 1880.

FRANK T. CAMPBELL,
President of the Senate.

LORE ALFORD,
Speaker of the House of Representatives.

ATTEST:

M. W. HARMON,
Teller of the Senate.

S. F. PROUTY,
Teller of the House of Representatives.

HALL OF HOUSE OF REPRESENTATIVES, }
 DES MOINES, IOWA, March 23, 1880. }

This is to certify, that at an election by the two houses of the General Assembly of the State of Iowa, in Joint Convention, on Tuesday, the 23d day of March, A. D. 1880, for the purpose of electing trustees for the Iowa Asylum for Feeble-Minded Children, Fred O'Donnell, having received a majority of all the votes cast for said office, was declared duly elected Trustee for the Asylum for Feeble-Minded Children for the term of two years from and after the expiration of the term of the present incumbent, and until his successor is elected and qualified.

Signed in the presence of the Joint Convention, this 23d day of March, A. D. 1880.

FRANK T. CAMPBELL,
President of the Senate.

LORE ALFORD,
Speaker of the House of Representatives.

ATTEST:

M. W. HARMON,
Teller of the Senate.

S. F. PROUTY,
Teller of the House of Representatives.

HALL OF HOUSE OF REPRESENTATIVES, }
 DES MOINES, IOWA, March 23, 1880. }

This is to certify, that at an election by the two Houses of the General Assembly of the State of Iowa, in Joint Convention, on Tuesday, the 23d day of March, A. D. 1880, for the purpose of electing Directors for the Iowa State Normal School, Edward H. Thayer, having received a majority of all the votes cast for said office, was declared duly elected Trustee for the Iowa State Normal School for the term of four years from and after the expiration of the term of the present incumbent, and until his successor is elected and qualified.

Signed in the presence of the Joint Convention, this 23d day of March, A. D. 1880.

FRANK T. CAMPBELL,
President of the Senate.

LORE ALFORD,
Speaker of the House of Representatives.

ATTEST:

M. W. HARMON,
Teller of the Senate.

S. F. PROUTY,
Teller of the House of Representatives.

HALL OF HOUSE OF REPRESENTATIVES, }
 DES MOINES, IOWA, March 23, 1880. }

This is to certify, that at an election by the two houses of the General Assembly of the State of Iowa, in joint convention, on Tuesday, the 23d day of March, A. D. 1880, for the purpose of electing Directors for the Iowa State Normal School, C. C. Cory, having received a majority of all the votes cast for said office, was declared duly elected Director of the Iowa State Normal School for the term of four years from and after the expiration of the term of the present incumbent, and until his successor is elected and qualified.

Signed in presence of the Joint Convention, this 23d day of March, A. D. 1880.

FRANK T. CAMPBELL,
President of the Senate.

LORE ALFORD,
Speaker of the House of Representatives.

ATTEST:

M. W. HARMON,
Teller of the Senate.

S. F. PROUTY,
Teller of the House of Representatives.

HALL OF HOUSE OF REPRESENTATIVES, }
DES MOINES, IOWA, March 23, 1880. }

This is to certify, that at an election by the two Houses of the General Assembly of the State of Iowa, in Joint Convention, on Tuesday, the 23d day of March, A. D. 1880, for the purpose of electing Trustees for the Iowa Soldiers' Orphans' Home, C. M. Holton, having received a majority of all the votes cast for said office, was declared duly elected Trustee for the Iowa Orphan's Home for the term of two years from and after the expiration of the term of the present incumbent, and until his successor is elected and qualified.

Signed in the presence of the Joint Convention, this 23d day of March, A. D. 1880.

FRANK T. CAMPBELL,
President of the Senate.

LORE ALFORD,
Speaker of the House of Representatives.

ATTEST:

M. W. HARMON,
Teller of the Senate.

S. F. PROUTY,
Teller of the House of Representatives.

HALL OF HOUSE OF REPRESENTATIVES, }
DES MOINES, IOWA, March 23, 1880. }

This is to certify, that at an election by the two Houses of the General Assembly of the State of Iowa, in Joint Convention, on Tuesday, the 23d day of March, A. D. 1880, for the purpose of electing Trustees for the Iowa Soldiers' Orphans' Home, Seth P. Bryant, having received a majority of all the votes cast for said office, was declared duly elected Trustee for the Iowa Soldiers' Orphans' Home for the term of — years from and after the expiration of the term of the present incumbent, and until his successor is elected and qualified.

Signed in the presence of the Joint Convention, this 23d day of March, A. D. 1880.

FRANK T. CAMPBELL,
President of the Senate.

LORE ALFORD,
Speaker of the House of Representatives.

ATTEST:

M. W. HARMON,
Teller of the Senate.

S. F. PROUTY,
Teller of the House of Representatives.

HALL OF HOUSE OF REPRESENTATIVES, }
DES MOINES, IOWA, March 23, 1880. }

This is to certify, that at an election by the two houses of the General Assembly of the State of Iowa, in joint convention, on Tuesday, the 23d day of March, A. D. 1880, for the purpose of electing Trustees for the Soldiers' Orphans' Home, C. C. Horton, having received a majority of all the votes cast for said office, was declared duly elected Trustee for the Soldiers' Orphans' Home for the term of two years from and after the expiration of the term of the present incumbent, and until his successor is elected and qualified.

Signed in presence of the Joint Convention, this 23d day of March, A. D. 1880.

FRANK T. CAMPBELL,
President of the Senate.

LORE ALFORD,
Speaker of the House of Representatives.

ATTEST:

M. W. HARMON,
Teller of the Senate.

S. F. PROUTY,
Teller of the House of Representatives.

HALL OF HOUSE OF REPRESENTATIVES, }
DES MOINES, IOWA, March 23, 1880. }

This is to certify, that at an election by the two houses of the General Assembly of the State of Iowa, in Joint Convention, on Tuesday, the 23d day of March, A. D. 1880, for the purpose of electing Trustees for the Iowa Reform School, William J. Moir having received a majority of all the votes cast for said office, was declared duly elected Trustee for the Iowa Reform School for the term of two years from and after the expiration of the term of the present incumbent, and until his successor is elected and qualified.

Signed in the presence of the Joint Convention, this 23d day of March, A. D. 1880.

FRANK T. CAMPBELL,
President of the Senate.

LORE ALFORD,
Speaker of the House of Representatives.

ATTEST:

M. W. HARMON,
Teller of the Senate.

S. F. PROUTY,
Teller of the House of Representatives.

HALL OF HOUSE OF REPRESENTATIVES, }
DES MOINES, IOWA, March 23, 1880. }

This is to certify, that at an election by the two houses of the General Assembly of the State of Iowa, in Joint Convention, on Tuesday, the 23d day of March, A. D. 1880, for the purpose of electing Trustees for the Iowa Reform School, John A. Parvin having received a majority of all the votes cast for said office, was declared duly elected Trustee for the Iowa Reform School for the term of six years from and after the expiration of the term of the present incumbent, and until his successor is elected and qualified.

Signed in the presence of the Joint Convention, this 23d day of March, A. D. 1880.

FRANK T. CAMPBELL,
President of the Senate.

LORE ALFORD,
Speaker of the House of Representatives.

ATTEST:

M. W. HARMON,
Teller of the Senate.

S. F. PROUTY,
Teller of the House of Representatives.

On motion of Senator Woolson the Joint Convention was dissolved.

The House was called to order by the Speaker.

On motion of Mr. Newbold the House adjourned.

HALL OF HOUSE OF REPRESENTATIVES, }
DES MOINES, IOWA, March 24, 1880. }

House met pursuant to adjournment, the Speaker in the chair.

Prayer by Rev. A. L. Frisbie.

Pending the reading of the journal, on motion of Mr. Hayden further reading was dispensed with.

REPORTS OF COMMITTEES.

Mr. Lyon, from the Committee on Banks and Banking, submitted the following report:

MR. SPEAKER—Your Committee on Banks and Banking, to whom was referred House File No. 472, a bill for an act to regulate the business of banking, and repealing chapter 9, title 11 of the Code, beg leave to report that they have had the same under consideration and

have instructed me to report the same back to the House with the recommendation that it be amended as provided by the amendments attached thereto, and when so amended, that it do pass.

O. H. LYON, *Chairman.*

Ordered passed on file.

Mr. Barnes, from the Committee on Medicine and Surgery, submitted the following report:

MR. SPEAKER—Your Committee on Medicine and Surgery, to whom was referred House File No. 513, a bill for an act to secure the better education of the practitioners of dentistry in the State of Iowa, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that it be amended as follows: Strike out of line 5, section 4, the words "and for a longer time"; strike out of line 13, section 5, the word "all" and insert the words "at least four"; strike out all of section 7 and insert the following as section 7: * * * ; strike out of line 2, in section 9, the words "graduates of medical colleges" and insert the words "physicians or surgeons"; and that when so amended that it do pass.

THOS. H. BARNES, *Chairman.*

Ordered passed on file.

INTRODUCTION OF BILLS.

Mr. Casey introduced House File No. 588, a bill for an act to legalize a certain judgment in favor of the school fund and to rest title of lots 1, 2, 5, 6, 7, 8, 9, 10, 11 and 12, in block 20, Keokuk, Iowa.

Read a first and second time.

Mr. Casey moved that the rule be suspended, and the bill be considered engrossed, and read a third time now, which prevailed, and the bill was read a third time.

The question being, shall the bill pass?

The yeas were:

Messrs. Baker, Barnes, Beach, Belfrage, Blair, Bosworth, Bridges, Brown of Dickinson, Brown of Linn, Caldwell, Carson, Casey, Cochran, Colton, Coomes, Dean, Dotson, Downing, Dungan, Egbert, Epperson, Evans, Fisher, Glasgow, Hayden, Hays, Hixson, Homan, Hornaday, Hubbell, Hull, Hutchison of Wapello, Jennings, Jordan, Knight, Lambert, Laub, Lewis of Fayette, Lewis of Mills, Lucas, Lyon, McDaid, McGregor, Mueller, Muncey, Nagle, Nichols, O'Brien, Palmer, Parker, Patterson, Payne, Pearson, Perrin, Porter, Reck, Richardson of Harrison, Richardson of Jackson, Richey, Robb, Russell, Scott, Simpson, Stephens, Stockton, Stout, Struble, Stutsman, Terry, Tilton, Tool, Van Staden, Wadleigh, Whaley, Wicks, Wolfe, Wood, and Mr. Speaker—78.

The nays were—None.

Absent or not voting:

Messrs. Bicknell, Bloom, Clayton, Cobbe, Duncombe, Ehl, Gay, Francis, Harvey, Hutchison of Calhoun, King, Lake, Mackey, Martindale, Merten, Newbold, Prouty, Seaman, Wagner, Webster, Williams, and Yoran—22.

So the bill passed, and the title was agreed to.

Mr. King introduced House File No. 589, a bill for an act to amend section 797 of the Code, relating to taxation.

Read a first and second time and referred to the Sifting Committee.

MESSAGES ON SPEAKER'S TABLE.

Senate File No. 309, a bill for an act to appropriate money to pay the unsettled accounts existing at the close of the wardenship of M. Heisey, etc.

Read a first and second time and referred to the Sifting Committee.

Senate File No. 271, a bill for an act to regulate and limit the amount of attorneys' fees, etc.

Read a first and second time and referred to the Sifting Committee.

Senate File No. 311, a bill for an act to repeal section 531 of the Code.

Read a first and second time.

Mr. Hutchison of Wapello moved that the rule be suspended, and the bill be considered engrossed, and read a third time now, which prevailed, and the bill was read a third time.

The question being, shall the bill pass?

The yeas were:

Messrs. Baker, Barnes, Beach, Belfrage, Blair, Bosworth, Bridges, Brown of Dickinson, Brown of Linn, Caldwell, Carson, Casey, Cochran, Colton, Coomes, Dean, Dotson, Downing, Dungan, Egbert, Epperson, Evans, Fisher, Gay, Glasgow, Harvey, Hayden, Hays, Hixson, Homan, Hornaday, Hubbell, Hull, Hutchison of Wapello, Jennings, King, Knight, Lake, Lambert, Laub, Lewis of Fayette, Lewis of Mills, Lucas, Lyon, McDaid, McGregor, Mueller, Muncey, Nagle, Nichols, O'Brien, Palmer, Parker, Patterson, Payne, Pearson, Perrin, Porter, Prouty, Richardson of Harrison, Richardson of Jackson, Richey, Robb, Russell, Scott, Simpson, Stephens, Stockton, Stout, Struble, Stutsman, Terry, Tilton, Tool, Van Staden, Wadleigh, Wagner, Whaley, Wicks, Wolfe, Wood, and Mr. Speaker—82.

The nays were—None.

Absent or not voting:

Messrs. Bicknell, Bloom, Clayton, Cobbe, Duncombe, Ehl, Francis, Hutchison of Calhoun, Jordan, Mackey, Martindale, Merten, Newbold, Reck, Seaman, Webster, Williams, and Yoran—18.

So the bill passed, and the title was agreed to.

MESSAGE FROM THE SENATE.

The following message was received from the Senate:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has passed the following bills, in which the concurrence of the House is asked:

Senate File No. 132, a bill for an act to amend chapter 154 of the acts of the Seventeenth General Assembly, and section 289 of the Code, relating to the bonding of county indebtedness.

Senate File No. 184, a bill for an act to repeal section 93 of the Code of 1873, and to enact a substitute therefor.

Also, has passed without amendment House File No. 291, a bill for an act to authorize railroad companies organized in other States to extend their railroads into this State.

House File No. 466, a bill for an act legalizing certain transfers made by the Sioux City & St. Paul Railroad Company with the Worthington & Sioux Falls Railroad Company of Iowa, to the St. Paul & Sioux City Railroad Company.

Senate File No. 258, a bill for an act to repeal section 3018, chapter 1, title 18 of the Code, and enact a substitute therefor, in relation to attachment and garnishment.

Also, have passed without amendment House File No. 101, a bill for an act repealing section 1, chapter 13, of the acts of the Seventeenth General Assembly, and enacting a substitute therefor.

Senate File No. 280, a bill for an act to create a Department of Entomology in the Agricultural College, and to provide for the publication and distribution of the report of the director thereof.

Substitute for Senate File No. 270, a bill for an act to legalize an ordinance of the City of Dubuque granting certain privileges to the Hill and West Dubuque Street Railway Company.

Also have passed without amendment, House File No. 575, a bill for an act to legalize the formation of the Independent School District of Fonda, in Pocahontas county.

E. H. ODELL, *Assistant Secretary.*

Also:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has passed the following bill, in which the concurrence of the House is asked:

Senate File No. 95, a bill for an act authorizing soldiers' bounty to be paid Alphonzo Brooks by the board of supervisors of Howard Co., Iowa.

Also have passed without amendment House File No. 209, a bill for an act to amend sections 1971 and 1974, chapter 6, title 13 of the Code, relating to the duties of county auditors.

Also, has amended and passed House File No. 522, a bill for an act to legalize the organization and acts of the Knotts Mexican Silver Mining Company: amended by striking out the publication clause.

A. T. McCARGAR, *Secretary.*

SENATE MESSAGES.

Senate File No. 285, a bill for an act amendatory to section 1386 of the Code, relating to the salaries of the superintendents of the hospitals for the insane.

Read a first and second time and referred to the Sifting Committee.

Senate File No. 312, a bill for an act to amend chapter 87, laws of the Seventeenth General Assembly.

Mr. Lambert moved that the rule be suspended, and the bill be considered engrossed, and read a third time now, which prevailed, and the bill was read a third time.

The question being, shall the bill pass?

The yeas were:

Messrs. Baker, Barnes, Belfrage, Blair, Bosworth, Bridges, Brown of Dickinson, Brown of Linn, Caldwell, Carson, Casey, Cochran, Colton, Coomes, Dean, Dotson, Downing, Duncombe, Dungan, Egbert, Epperson, Evans, Fisher, Francis, Harvey, Hayden, Hays, Hixson, Homan, Hornaday, Hubbell, Hull, Hutchison of Wapello, Jennings, King, Knight, Lake, Lambert, Laub, Lewis of Fayette, Lewis of Mills, Lyon, Mackey, McDaid, McGregor, Mueller, Muncey, Nagle, Nichols, O'Brien, Palmer, Parker, Patterson, Payne, Pearson, Perrin, Porter, Prouty, Richardson of Harrison, Richardson of Jackson, Richey, Robb, Russell, Scott, Simpson, Stephens, Stockton, Stout, Struble, Stutsman, Terry, Tilton, Tool, Van Staden, Wadleigh, Wagner, Whaley, Wicks, Wolfe, Wood, and Mr. Speaker—81.

The nays were—None.

Absent or not voting:

Messrs. Beach, Bicknell, Bloom, Clayton, Cobbey, Ehl, Gay, Glasgow, Hutchison of Calhoun, Jordan, Lucas, Martindale, Merten, Newbold, Reck, Seaman, Webster, Williams, and Yoran—19.

So the bill passed, and the title was agreed to.

Senate File No. 263, a bill for an act to amend section 3814 of the Code, in relation to fees of witnesses.

Read a first and second time and referred to the Sifting Committee.

Senate File No. 270, a bill for an act to legalize the ordinances of the city of Dubuque granting certain privileges to the Hill and West Dubuque, etc.

Read a first and second time.

Mr. Knight moved that the rule be suspended, and the bill be considered engrossed, and read a third time now, which prevailed, and the bill was read a third time.

The question being, shall the bill pass?

The yeas were:

Messrs. Baker, Barnes, Belfrage, Bicknell, Blair, Bosworth, Bridges, Brown of Dickinson, Brown of Linn, Caldwell, Carson, Casey, Cochran, Colton, Dean, Dotson, Downing, Duncombe, Dungan, Epperson, Evans, Fisher, Francis, Harvey, Hayden, Hays, Hixson, Homan, Hornaday, Hubbell, Hull, Hutchison of Wapello, Jennings, Jordan, King, Knight, Lake, Lambert, Laub, Lewis of Fayette, Lewis of Mills, Lyon, Mackey, McDaid, Mueller, Muncey, Nagle, Nichols, O'Brien, Palmer, Parker, Patterson, Payne, Pearson, Perrin, Porter, Prouty, Richardson of Harrison, Richardson of Jackson, Richey, Robb, Russell, Scott, Simpson, Stephens, Stockton, Struble, Stutsman, Terry, Tool, Van Staden, Wadleigh, Wagner, Whaley, Wicks, Wolfe, Wood, and Mr. Speaker—78.

The nays were—None.

Absent or not voting:

Messrs. Beach, Bloom, Clayton, Cobbey, Coomes, Egbert, Ehl, Gay, Glasgow, Hutchison of Calhoun, Lucas, Martindale, McGregor, Merten, Newbold, Reck, Seaman, Stout, Tilton, Webster, Williams, and Yoran—22.

So the bill passed, and the title was agreed to.

House File No. 522, a bill for an act to legalize the Knotts Silver Mining Company, was taken up, with Senate amendments.

On the question, shall the House concur in the Senate amendments? the yeas and nays were as follows—

The yeas were:

Messrs. Baker, Barnes, Belfrage, Bicknell, Blair, Bosworth, Bridges, Brown of Linn, Caldwell, Carson, Casey, Cochran, Colton, Dean, Dotson, Downing, Duncombe, Dungan, Epperson, Evans, Fisher, Francis, Harvey, Hayden, Hays, Hixson, Homan, Hornaday, Hubbell, Hull, Hutchison of Calhoun, Jennings, Knight, Lambert, Laub, Lewis of Fayette, Lewis of Mills, Lyon, Mackey, McDaid, McGregor, Muncey, Nagle, Nichols, O'Brien, Palmer, Patterson, Payne, Pearson, Perrin, Porter, Prouty, Reck, Richardson of Harrison, Richardson of Jackson, Richey, Robb, Russell, Scott, Simpson, Stephens, Stockton, Struble, Stutsman, Terry, Tilton, Tool, Van Staden, Wadleigh, Wagner, Whaley, Wicks, Wolfe, Wood, and Mr. Speaker—75.

The nays were—None.

Absent or not voting:

Messrs. Beach, Bloom, Brown of Dickinson, Clayton, Cobbey, Coomes, Egbert, Ehl, Gay, Glasgow, Hutchison of Wapello, Jordan, King, Lake, Lucas, Martindale, Merten, Mueller, Newbold, Parker, Seaman, Stout, Webster, Williams, and Yorán—25.

So the House concurred in the Senate amendments.

Senate File No. 132, a bill for an act to amend chapter 154 of the acts of the Seventeenth General Assembly, was taken up.

Read a first and second time and referred to the Sifting Committee.

Senate File No. 28, a bill for an act to create a department of etymology in the Agricultural College, was taken up.

Read a first and second time and referred to the Sifting Committee.

INTRODUCTION OF BILLS.

Leave was granted Mr. Stephens to introduce House File No. 590, a bill for an act to purchase the Mitchellville Seminary for the Girls' Reform School.

Read a first and second time and referred to the Sifting Committee.

Leave was granted Mr. Jennings to introduce House File No. 591, a bill for an act amendatory to sections 2114 and 2082 of the Code, etc.

Read a first and second time and referred to the Sifting Committee.

Leave was granted Mr. Dean to introduce House File No. 592, a bill for an act to allow injunctions to issue without bond in certain cases.

Read a first and second time and referred to the Sifting Committee.

SENATE MESSAGES.

Senate File No. 258, a bill for an act to repeal section 3018, chapter 1, title 18 of the Code of Iowa, was taken up.

Read a first and second time and referred to the Sifting Committee.

Senate File No. 184, a bill for an act to repeal section 93 of the Code, etc., was taken up.

Read a first and second time and referred to the Sifting Committee.

Senate File No. 95, a bill for an act authorizing soldiers' bounty to be paid to Alphonzo Brooks by the board of supervisors of Howard county, Iowa, was taken up.

Read a first and second time.

Mr. Prouty moved that the rule be suspended, the bill be considered engrossed, and read a third time now, which prevailed, and the bill was read a third time.

The question being, shall the bill pass?

The yeas were:

Messrs. Baker, Barnes, Beach, Belfrage, Bicknell, Blair, Bloom, Bosworth, Bridges, Brown of Linn, Caldwell, Casey, Clayton, Cobbey, Cochran, Colton, Coomes, Dean, Dotson, Downing, Duncombe, Dungan, Egbert, Epperson, Fisher, Francis, Glasgow, Harvey, Hayden, Hays, Hixson, Homan, Hornaday, Hubbell, Hull, Hutchison of Calhoun, Hutchison of Wapello, Jordan, King, Knight, Lake, Lambert, Lewis of Fayette, Lewis of Mills, Lucas, Lyon, Mackey, McDaid, McGregor, Merten, Mueller, Muncey, Nagle, Nichols, O'Brien, Palmer, Parker, Payne, Pearson, Perrin, Porter, Prouty, Richardson of Harrison, Richey, Robb, Russell, Scott, Seaman, Simpson, Stockton, Stout, Struble, Stutsman, Terry, Tilton, Tool, Van Staden, Wadleigh, Wagner, Whaley, Wicks, Williams, Wolfe, Wood, and Mr. Speaker—85.

The nays were—None.

Absent or not voting:

Messrs. Brown of Dickinson, Carson, Ehl, Evans, Gay, Jennings, Laub, Martindale, Newbold, Patterson, Reck, Richardson of Jackson, Stephens, Webster, and Yorán—15.

So the bill passed, and the title was agreed to.

[REPORT OF COMMITTEE.]

Leave was granted Mr. Parker, from the Committee on Judiciary, to submit the following report:

MR. SPEAKER—Your Committee on Judiciary, to whom was referred House File No. 253, a bill for an act to legalize the sale of part of block 66, in Iowa City, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that it do pass.

J. M. PARKER, *Chairman.*

Ordered passed on file.

BILLS ON SECOND READING.

House File No. 253, a bill for an act legalizing the sale of part of block 66, in Iowa City, with report of committee recommending the bill do pass, was taken up and considered.

Mr. Bloom moved that the rule be suspended, and the bill be considered engrossed, and read a third time now, which motion prevailed, and the bill was read a third time.

The question being, shall the bill pass?

The yeas were:

Messrs. Baker, Beach, Belfrage, Bicknell, Blair, Bloom, Bosworth, Bridges, Brown of Dickinson, Brown of Linn, Caldwell, Casey, Cobbey, Cochran, Dean, Dotson, Downing, Duncombe, Dungan, Egbert, Epperson, Evans, Francis, Glasgow, Harvey, Hayden, Hays, Hixson, Homan, Hornaday, Hubbell, Hull, Hutchison of Calhoun, Hutchison of Wapello, Jennings, Jordan, King, Knight, Lake, Lambert, Laub, Lewis of Mills, Lucas, Lyon, Mackey, McDaid, McGregor, Merten, Mueller, Muncey, Nagle, Nichols, O'Brien, Palmer, Parker, Patterson, Payne, Pearson, Perrin, Prouty, Reck, Richardson of Harrison, Richardson of Jackson, Richey, Robb, Russell, Scott, Seaman, Simpson, Stephens, Stockton, Struble, Stutsman, Terry, Tilton, Tool, Van Staden, Wadleigh, Wagner, Whaley, Wicks, Wolfe, Wood, Yorán, and Mr. Speaker—85.

The nays were—None.

Absent or not voting:

Messrs. Barnes, Carson, Clayton, Colton, Coomes, Ehl, Fisher, Gay, Lewis of Fayette, Martindale, Newbold, Porter, Stout, Webster, and Williams—15.

So the bill passed, and the title was agreed to.

BILLS ON THIRD READING.

House File No. 92, a bill for an act to amend section 3777 of the Code, etc., was taken up and read.

The question being, shall the bill pass?

The yeas were:

Messrs. Baker, Barnes, Beach, Belfrage, Bicknell, Blair, Bloom, Bridges, Brown of Dickinson, Brown of Linn, Caldwell, Carson, Clayton, Cobbey, Cochran, Colton, Coomes, Dean, Dotson, Duncombe, Dungan, Ehl, Epperson, Evans, Fisher, Francis, Harvey, Hornaday, Hubbell, Hutchison of Calhoun, Hutchison of Wapello, Jordan, King, Knight, Lake, Lambert, Laub, Lewis of Fayette, Lewis of Mills, Lucas, Lyon, Mackey, McDaid, McGregor, Merten, Mueller, Muncey, Nagle, Nichols, O'Brien, Palmer, Pearson, Perrin, Prouty, Reck, Richardson of Harrison, Richardson of Jackson, Richey, Robb, Scott, Seaman, Simpson, Stephens, Stockton, Stout, Struble, Stutsman, Tilton, Tool, Van Staden, Wadleigh, Whaley, Wicks, Williams, Wolfe, and Wood—76.

The nays were:

Messrs. Downing, Hays, Hixson, Homan, Jennings, Payne, Russell, Wagner, and Mr. Speaker—9.

Absent or not voting:

Messrs. Bosworth, Casey, Egbert, Gay, Glasgow, Hayden, Hull, Martindale, Newbold, Parker, Patterson, Porter, Terry, Webster and Yorán—15.

So the bill passed, and the title was agreed to.

BILLS ON SECOND READING.

House File No. 536, a bill for an act to prohibit hunting for game in certain places, with majority report of committee recommending that the bill do pass, and a minority report, was taken up and considered.

Mr. Dungan moved that the rule be suspended, the bill be considered engrossed, and read a third time now, which prevailed, and the bill was read a third time.

The question being, shall the bill pass?

The yeas were:

Messrs. Blair, Bosworth, Bridges, Brown of Dickinson, Brown of Linn, Caldwell, Casey, Clayton, Cobbey, Cochran, Colton, Coomes, Dean, Dotson, Dungan, Ehl, Evans, Francis, Gay, Harvey, Hubbell, Hutchison of Calhoun, Jordan, Lewis of Fayette, Mackey, McDaid, Mueller, Muncey, Nichols, O'Brien, Patterson, Payne, Pearson, Prouty, Reck, Robb, Seaman, Stephens, Stockton, Stout, Stutsman, Tilton, Tool, Wicks, Williams, Wood, and Mr. Speaker—47.

The nays were:

Messrs. Baker, Barnes, Beach, Belfrage, Bicknell, Carson, Downing, Duncombe, Epperson, Fisher, Glasgow, Hayden, Hays, Hixson, Homan, Hornaday, Hull, Jennings, Lake, Lambert, Laub, Lewis of Mills, Lucas, Lyon, McGregor, Merten, Nagle, Palmer, Perrin, Porter, Richardson of Harrison, Richardson of Jackson, Richey, Russell, Scott, Simpson, Terry, Van Staden, Wadleigh, Wagner, Whaley, and Wolfe—42.

Absent or not voting:

Messrs. Bloom, Egbert, Hutchison of Wapello, King, Knight, Martindale, Newbold, Parker, Struble, Webster, and Yorán—11.

So the bill not receiving a constitutional majority, failed to pass the House.

MESSAGE FROM THE SENATE.

The following message was received from the Senate:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has passed the following bills, without amendment:

House File No. 496, a bill for an act to legalize the incorporation of the town of Riverton, Fremont county, Iowa.

House File No. 531, a bill for an act to prevent fraud in the sale of lard in certain cases.

Also, Senate Substitute for House File No. 369, a bill for an act to authorize cities and towns organized under special charters to refund outstanding bonded debts at a lower rate of interest, and provide for the payment of same, in which the concurrence of the House is asked.

Also, the Senate has amended and passed House File No. 30, a bill for an act to repeal chapter 113 of the session laws of the Seventeenth General Assembly, and section 1802 of the Code of 1873, and enact a substitute therefor—amendments noted in the bill—in which the concurrence of the House is asked.

A. T. McCARGAR, *Secretary.*

Substitute for Senate File No. 196, a bill for an act to provide for the further enforcement of chapters 80 and 188 of the acts of the Seventeenth General Assembly, in relation to fish laws, with report of

committee recommending that the bill do pass, was taken up and considered.

Mr. Simpson moved to amend section 9 by adding: "*Provided*, That the provisions of this act shall not apply to any stream of less than twenty-five miles in length."

The motion did not prevail.

Mr. Hutchison of Wapello moved to amend section 9 by adding: "*Provided*, Nothing in this act shall apply to dams now constructed over any stream over 150 feet wide.

Mr. Caldwell moved to amend the amendment by striking out "150" and inserting "75."

The motion to amend did not prevail.

Mr. McDaid moved to amend the amendment offered by Mr. Hutchison of Wapello, by striking out all after the word "constructed."

Mr. Hutchison of Wapello accepted the amendment.

Mr. Payne moved the previous question, which was seconded.

Question, shall the main question be now put? was decided in the affirmative.

On the motion of Mr. Hutchison to amend the yeas and nays were demanded and were as follows—

The yeas were:

Messrs. Bloom, Bosworth, Bridges, Caldwell, Clayton, Colton, Downing, Duncombe, Ehl, Epperson, Hays, Hixson, Hornaday, Hutchison of Wapello, Jennings, Lake, Lambert, Lewis of Fayette, Lewis of Mills, Lucas, Mackey, McDaid, Mueller, O'Brien, Payne, Prouty, Richardson of Harrison, Richardson of Jackson, Russell, Simpson, Stutsman, Wicks, Wolfe, and Yoran—34.

The nays were:

Mssrs. Baker, Barnes, Beach, Belfrage, Bicknell, Blair, Brown of Dickinson, Brown of Linn, Cobbey, Cochran, Dean, Dungan, Egbert, Evans, Fisher, Francis, Gay, Glasgow, Harvey, Hayden, Homan, Hubbell, Hutchison of Calhoun, Jordan, King, Knight, Laub, Lyon, McGregor, Merten, Muncey, Nagle, Newbold, Nichols, Palmer, Parker, Pearson, Perrin, Porter, Richey, Robb, Scott, Seaman, Stephens, Stockton, Stout, Terry, Tilton, Tool, Van Staden, Wadleigh, Wagner, Whaley, Williams, and Wood—55.

Absent or not voting:

Messrs. Carson, Casey, Coomes, Dotson, Hull, Martindale, Patterson, Reck, Struble, Webster, and Mr. Speaker—11.

So the amendment was lost.

The bill was ordered engrossed.

Mr. Clayton moved that the rule be suspended, and the bill be considered engrossed, and read a third time now, on which question the yeas and nays were demanded, and were as follows—

The yeas were:

Messrs. Baker, Barnes, Beach, Belfrage, Bicknell, Blair, Brown of Dickinson, Brown of Linn, Clayton, Cobbey, Cochran, Colton, Coomes, Dean, Dotson, Downing, Duncombe, Dungan, Egbert, Epperson, Evans, Fisher, Francis, Gay, Glasgow, Harvey, Hayden, Hays, Hubbell, Hutchison of Calhoun, Hutchison of Wapello, Jennings, King, Knight, Lake, Laub, Lewis of Mills, Lyon, Mackey, McGregor, Merten, Muncey, Nagle, Newbold, Nichols, O'Brien, Palmer, Parker, Pearson, Per-

rin, Porter, Prouty, Richardson of Harrison, Richardson of Jackson, Robb, Russell, Scott, Seaman, Simpson, Stephens, Stockton, Stout, Terry, Tool, Van Staden, Wadleigh, Wagner, Whaley, Wicks, Williams, Wood, and Mr. Speaker—72.

The nays were:

Messrs. Bosworth, Bridges, Caldwell, Ehl, Hixson, Homan, Hornaday, Jordan, Lambert, Lewis of Fayette, Lucas, Payne, Reck, Richey, Stutsman, Tilton, and Yorán—17.

Absent or not voting:

Messrs. Bloom, Carson, Casey, Hull, Martindale, Mueller, Patterson, Struble, Webster, Wolfe, and McDaid—11.

So the rules were suspended.

The question being, shall the bill pass?

The yeas were:

Messrs. Barnes, Beach, Belfrage, Bicknell, Blair, Brown of Dickin-son, Brown of Linn, Carson, Cobbe, Cochran, Coomes, Dean, Dotson, Dungan, Egbert, Fisher, Francis, Gay, Glasgow, Harvey, Hayden, Hubbell, Hutchison of Calhoun, King, Knight, Lake, Lyon, McGregor, Merten, Muncey, Nagle, Nichols, Palmer, Parker, Pearson, Perrin, Porter, Scott, Seman, Stephens, Stockton, Stout, Tool, Van Staden, Wadleigh, Wagner, Whaley, Williams, Wood, and Mr. Speaker—50.

The nays were:

Messrs. Baker, Bosworth, Bridges, Caldwell, Clayton, Colton, Downing, Duncombe, Ehl, Epperson, Evans, Hays, Hixson, Homan, Hornaday, Hutchison of Wapello, Jennings, Jordan, Lambert, Laub, Lewis of Fayette, Lewis of Mills, Lucas, Mackey, McDaid, Newbold, O'Brien, Payne, Prouty, Reck, Richardson of Harrison, Richardson of Jackson, Richey, Robb, Simpson, Stutsman, Tilton, Wicks and Yorán—40.

Absent or not voting:

Messrs. Bloom, Casey, Hull, Martindale, Mueller, Patterson, Struble, Terry, Webster, and Wolfe—10.

So the bill, not receiving a constitutional majority, failed to pass the House, and the bill was lost.

REPORT OF COMMITTEE.

Mr. Reck, from the Committee on Enrolled Bills, submitted the following report:

MR. SPEAKER—Your Committee on Enrolled Bills ask leave to report that they have examined the following bills, and find the same correctly enrolled:

House File No. 353, a bill for an act making an appropriation for the Iowa Hospital for the Insane at Independence.

Substitute for House Files Nos. 192, 30 and 52, a bill for an act to repeal sections 3778 and 3789, of chapter 2, title 23 of the Code, and to enact a substitute therefor, in relation to compensation of sheriffs.

House File No. 582, a bill for an act to legalize the proceedings of the board of supervisors of Adams county, Iowa, held on the 7th day of January, A. D. 1875, and the proceedings of the town council of the town of Corning, Adams county, Iowa, held on the 16th day of February, 1875, vacating a certain alley in said town.

House File No. 522, a bill for an act to legalize the organization and acts of the Knotts Mexican Silver Mining Company.

A. C. RECK, *Chairman.*

Mr. Laub moved to reconsider the vote by which Senate File No. 196 was lost, and demanded the yeas and nays, which were as follows—

The yeas were:

Messrs. Barnes, Beach, Belfrage, Bicknell, Blair, Bloom, Brown of Dickinson, Brown of Linn, Carson, Cobbey, Cochran, Coomes, Dean, Dotson, Dungan, Fisher, Francis, Gay, Glasgow, Harvey, Hayden, Hubbell, Hutchison of Calhoun, Jordan, King, Knight, Lake, Lambert, Laub, Lyon, McDaid, McGregor, Merten, Mueller, Muncey, Nagle, Newbold, Nichols, Palmer, Parker, Pearson, Perrin, Robb, Scott, Stephens, Stockton, Stout, Struble, Tool, Van Staden, Wadleigh, Wagner, Whaley, Wicks, Williams, Wood, and Mr. Speaker—57.

The nays were:

Messrs. Baker, Bosworth, Bridges, Caldwell, Casey, Clayton, Colton, Downing, Duncombe, Ehl, Epperson, Evans, Hays, Hixson, Homan, Hornaday, Hutchison of Wapello, Jennings, Lewis of Fayette, Lewis of Mills, Lucas, Mackey, O'Brien, Payne, Porter, Prouty, Richardson of Harrison, Richardson of Jackson, Richey, Russell, Simpson, Stutsman, Tilton, and Wolfe—34.

Absent or not voting:

Messrs. Egbert, Hull, Martindale, Patterson, Reck, Seaman, Terry, Webster, and Yoran—9.

So the vote was reconsidered.

Mr. King moved a call of the House, which was seconded, and the following members were found absent:

Messrs. Patterson and Webster excused.

Mr. Hutchison of Wapello moved that the further call of the House be dispensed with.

The motion did not prevail.

Mr. Clayton moved that the further call of the House be dispensed with.

The motion did not prevail.

Mr. Cobbey moved that the House do now adjourn, and demanded the yeas and nays, which were as follows—

The yeas were:

Messrs. Belfrage, Bridges, Carson, Casey, Clayton, Cobbey, Downing, Duncombe, Ehl, Epperson, Evans, Gay, Hutchison of Wapello, Lake, Lambert, Lewis of Fayette, Mackey, McGregor, Parker, Porter, Prouty, Reck, Richey, Robb, Seaman, Simpson, Tilton, Tool, and Wadleigh—29.

The nays were:

Messrs. Baker, Barnes, Beach, Bicknell, Blair, Bloom, Bosworth, Brown of Dickinson, Brown of Linn, Caldwell, Cochran, Colton, Coomes, Dean, Dotson, Dungan, Egbert, Fisher, Francis, Glasgow, Harvey, Hayden, Hixson, Homan, Hornaday, Hubbell, Hutchison of Calhoun, Jennings, Jordan, King, Knight, Laub, Lewis of Mills, Lucas, Lyon, McDaid, Merten, Mueller, Muncey, Nagle, Newbold, Nichols, O'Brien, Palmer, Payne, Pearson, Perrin, Richardson of Harrison, Richardson of Jackson, Russell, Scott, Stephens, Stout, Struble,

Stutsman, Van Staden, Wagner, Whaley, Wicks, Williams, Wood, Yorán and Mr. Speaker—63.

Absent or not voting:

Messrs. Hays, Hull, Martindale, Patterson, Stockton, Terry, Webster, and Wolfe—8.

So the House refused to adjourn.

Mr. Prouty moved that further proceedings under the call of the House be dispensed with, and demanded the yeas and nays, which were as follows:

The yeas were:

Messrs. Baker, Blair, Bosworth, Bridges, Caldwell, Carson, Casey, Clayton, Cobbey, Colton, Dotson, Downing, Egbert, Ehl, Epperson, Evans, Fisher, Francis, Gay, Glasgow, Harvey, Hayden, Hays, Hixson, Homan, Hornaday, Hutchison of Wapello, Jennings, Jordan, Lambert, Lewis of Fayette, Lewis of Mills, McDaid, McGregor, Merten, Muncey, Nichols, O'Brien, Palmer, Parker, Payne, Perrin, Porter, Prouty, Richardson of Harrison, Richey, Robb, Scott, Simpson, Stout, Struble, Stutsman, Tilton, Tool, Van Staden and Wood—57.

The nays were:

Messrs. Barnes, Beach, Belfrage, Bicknell, Bloom, Brown of Dickinson, Brown of Linn, Cochran, Coomes, Dean, Duncombe, Dungan, Hubbell, Hutchison of Calhoun, King, Knight, Lake, Laub, Lucas, Lyon, Mueller, Nagle, Newbold, Pearson, Reck, Richardson of Jackson, Russell, Seaman, Stephens, Wadleigh, Wagner, Whaley, Wicks, Williams, Yorán, and Mr. Speaker—36.

Absent or not voting:

Messrs. Hull, Mackey, Martindale, Patterson, Stockton, Terry, Webster, and Wolfe—8.

So the motion to suspend proceedings under the call prevailed.

Mr. King moved that the vote by which the bill was engrossed be reconsidered.

The motion did not prevail.

The question being, shall the bill pass?

The yeas were:

Messrs. Barnes, Beach, Belfrage, Bicknell, Blair, Brown of Dickinson, Brown of Linn, Carson, Cobbey, Cochran, Coomes, Dean, Dungan, Egbert, Fisher, Francis, Gay, Glasgow, Harvey, Hayden, Hubbell, Hutchison of Calhoun, Jordan, King, Knight, Lake, Lewis of Mills, Lyon, McGregor, Merten, Muncey, Nagle, Nichols, Palmer, Parker, Pearson, Perrin, Richey, Scott, Seaman, Stephens, Stockton, Stout, Tool, Van Staden, Wadleigh, Wagner, Whaley, Williams, Wood, and Mr. Speaker—51.

The nays were:

Messrs. Baker, Bosworth, Bridges, Caldwell, Casey, Clayton, Colton, Downing, Duncombe, Ehl, Epperson, Evans, Hays, Hixson, Homan, Hornaday, Hutchison of Wapello, Jennings, Lambert, Laub, Lewis of Fayette, Mackey, McDaid, Mueller, Newbold, O'Brien, Payne, Porter, Prouty, Reck, Richardson of Harrison, Richardson of Jackson, Robb, Russell, Simpson, Struble, Stutsman, Tilton, Wicks, Wolfe, and Yorán—41.

Absent or not voting:

Messrs. Bloom, Dotson, Hull, Lucas, Martindale, Patterson, Terry, and Webster—8.

So the bill passed, and the title was agreed to.

At 12 o'clock M. the Speaker adjourned the House.

AFTERNOON SESSION.

2 O'CLOCK, P. M.

House called to order by the Speaker.

SENATE MESSAGES.

Senate File No. 255, a bill for an act to authorize independent school districts to fund their outstanding indebtedness and provide for payment of same, with report of committee recommending that the bill do pass, was taken up.

Mr. Perrin moved to amend by inserting the words "or district township" after the word "district" in 2d line of section 1; also, by inserting the words "or district township" after the word "district" in 3d line of section 4.

The motion to amend prevailed.

Mr. Perrin moved that the rule be suspended, the bill be considered engrossed, and read a third time now, which prevailed, and the bill was read a third time.

The question being, shall the bill pass?

The yeas were:

Messrs. Barnes, Beach, Belfrage, Bicknell, Blair, Bloom, Bosworth, Bridges, Brown of Dickinson, Brown of Linn, Caldwell, Carson, Casey, Clayton, Cobbey, Coomes, Dean, Downing, Duncombe, Dungan, Ehl, Epperson, Evans, Fisher, Francis, Hayden, Hays, Homan, Hornaday, Hubbell, Hull, Hutchison of Calhoun, Hutchison of Wapello, Jennings, Jordan, King, Knight, Lake, Lambert, Lewis of Mills, Lucas, Lyon, Mackey, Martindale, McDaid, McGregor, Merten, Mueller, Muncey, Newbold, Nichols, O'Brien, Palmer, Parker, Payne, Pearson, Perrin, Porter, Prouty, Reck, Richardson of Harrison, Richey, Robb, Russell, Scott, Stephens, Stockton, Stout, Struble, Stutsman, Terry, Tilton, Tool, Van Staden, Wadleigh, Wagner, Whaley, Wicks, Williams, Wolfe, Wood, and Mr. Speaker—82.

The nays were—None.

Absent or not voting:

Messrs. Baker, Cochran, Colton, Dotson, Egbert, Gay, Glasgow, Harvey, Hixson, Laub, Lewis of Fayette, Nagle, Patterson, Richardson of Jackson, Seaman, Simpson, Webster, and Yoran—18.

So the bill passed.

On motion of Mr. Perrin the title was amended by inserting the words "or district township" after the word "district."

INTRODUCTION OF BILL.

Leave was granted Mr. Stout to introduce House File No. 593, a bill for an act to amend section 3764 of the Code, etc.

Read a first and second time and referred to the Sifting Committee.

REPORT OF COMMITTEE.

Mr. Parker, from the Special Committee, submitted the following report:

MR. SPEAKER—Your Special Committee, to whom was referred Senate File No. 188, a bill for an act to provide for a special tax to pay the war and defense bonds, so called, etc., beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that it be amended as follows: Insert after the word "State," in line 8 of section 1, the words "war and defense bond tax"; also, strike out the word "enabling," in line 11 of section 1, and in lieu thereof insert the word "assisting"; also, insert in line 20, in section 1, after the word "one," the word "half"; and also strike out section 3 and substitute the following in lieu thereof: "SEC. 3. Any portion of said bonds and interest thereon not provided for by said special tax shall be paid out of the general revenue of the State." And that so amended it do pass.

J. M. PARKER, *Chairman.*

S. F. DUNCOMBE.

LORIN N. HAYS.

The bill was referred to the Sifting Committee.

MESSAGE FROM THE GOVERNOR.

The following message was received from the Governor, through his private secretary, Mr. Wm. H. Fleming:

THE STATE OF IOWA, }
EXECUTIVE DEPARTMENT, }
DES MOINES, March 24, 1880. }

MR. SPEAKER—I am instructed by the Governor to inform the honorable House of Representatives that he has approved, signed and deposited in the office of the Secretary of State the following:

House File No. 84, An act to give county boards of supervisors the right to improve the highways in certain cases.

House File No. 216, An act to authorize cities of the first and second class to acquire and dispose of real property in certain cases.

House File No. 329, An act to legalize the incorporation of the town of Union, in Hardin county, Iowa.

House File No. 397, An act making appropriations for the Iowa Hospital for the Insane at Mt. Pleasant.

House File No. 446, An act to amend section 10, chapter 70 of the

acts of the Sixteenth General Assembly, relating to the propagation of fish.

House File No. 449, An act making appropriations for the Additional Penitentiary at Anamosa.

House File No. 461, a bill for an act providing for the State fish hatching at Anamosa.

House File No. 464, An act to legalize the incorporation of the Star Coal Company, in Linn county, Iowa.

House File No. 516, An act to legalize the ordinances of the incorporated town of State Center, Marshall county, Iowa.

House File No. 517, An act to legalize the incorporation and the official proceedings of the town of Sibley, in the county of Osceola, in the State of Iowa.

House File No. 534, An act legalizing the organization of the independent school district of Red Rock, Red Rock township, Marion county, Iowa, and establishing the boundaries thereof.

House File No. 577, An act to make section 464 of the Code of 1873, as amended, applicable to special chartered cities and towns.

WM. H. FLEMING,
Private Secretary.

BILLS ON SECOND READING.

House File No. 527, a bill for an act to repeal section 3811 and part of section 3814 of the Code of 1873, defining a day's service of jurors and talesmen, etc., with report of committee recommending that the bill do pass, was taken up and considered.

The bill was ordered engrossed.

Mr. Hutchison of Wapello moved that the rule be suspended, the bill be considered engrossed, and read a third time now, which prevailed, and the bill was read a third time.

The question being, shall the bill pass?

The yeas were:

Messrs. Baker, Barnes, Beach, Belfrage, Bicknell, Blair, Bloom, Bosworth, Bridges, Brown of Dickinson, Brown of Linn, Caldwell, Carson, Casey, Clayton, Cobbey, Cochran, Colton, Dean, Downing, Duncombe, Dungan, Ehl, Epperson, Evans, Fisher, Francis, Hays, Hixson, Homan, Hornaday, Hubbell, Hull, Hutchison of Calhoun, Hutchison of Wapello, Jennings, Jordan, King, Lake, Lambert, Laub, Lewis of Fayette, Lewis of Mills, Lucas, Lyon, Martindale, Merten, Mueller, Muncey, Nagle, Newbold, Nichols, O'Brien, Palmer, Payne, Pearson, Perrin, Porter, Prouty, Richardson of Harrison, Richardson of Jackson, Richey, Robb, Russell, Scott, Stephens, Stockton, Stout, Struble, Tilton, Tool, Van Staden, Wadleigh, Wicks, Wolfe, Wood, Yoran, and Mr. Speaker—78.

The nays were:

Messrs. Glasgow, Hayden, Mackey, McDaid, Reck, Stutsman, Terry, Wagner, and Williams—9.

Absent or not voting:

Messrs. Coomes, Dotson, Egbert, Gay, Harvey, Knight, McGregor, Parker, Patterson, Seaman, Simpson, Webster, and Whaley—13.

So the bill passed, and the title was agreed to.

Mr. Knight moved the Sifting Committee be excused for the afternoon session.

The motion prevailed.

House File No. 268, a bill for an act relative to municipal corporations, and to limit their liability in certain cases, with report of committee recommending amendments, was taken up and considered, and the report of the committee was adopted.

Mr. Knight moved to amend by striking out section 4 and inserting the following:

SEC. 4. That within ninety days after the happening of an injury, as contemplated by this act, a statement, under oath, giving the time and place, and in detail the cause and manner of the injury, shall be filed with the governing body of such city or town, and within six months from the time such injury is suffered suit shall be brought against some of the parties liable therefor, otherwise the liability of all parties on account of such injury shall cease and be at an end, anything in the general statute of limitations to the contrary notwithstanding.

Mr. Hays moved to amend the amendment by striking out the word "six," in line 4, and inserting the word "twelve" in lieu thereof.

Mr. Knight accepted the amendment.

Mr. Stockton moved to amend the amendment of Mr. Knight by adding to section 4 the words:

Provided, This section shall not affect the claim of a minor or insane person.

Mr. Knight accepted the amendment.

The amendment of Mr. Knight was adopted.

Mr. Nagle moved to amend by striking out of lines 7 and 8, section 1, the following words: "Until after all legal remedies shall have been exhausted to collect such damages from such person or corporation and"; and the word "primarily," in line 6.

MESSAGE FROM THE SENATE.

The following message was received from the Senate:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has refused to pass the following bill:

House File No. 83, a bill for an act amending section 2590 of the Code of 1873, in relation to changes of venue in civil cases.

A. T. McCARGAR, *Secretary*.

Question recurring on the adoption of the amendment by Mr. Nagle. The motion to amend prevailed.

Mr. Dungan moved to amend by striking out section 3 of the bill.

Mr. Clayton moved the previous question, which was seconded.

Question, shall the main question be now put? was decided in the affirmative.

Question on the adoption of the amendment of Mr. Dungan.

The motion to amend prevailed.

Mr. Nagle moved that the rule be suspended, and the bill be considered engrossed, and read a third time now, which prevailed, and the bill was read a third time.

The question being, shall the bill pass?

The yeas were:

Messrs. Baker, Barnes, Belfrage, Bloom, Brown of Dickinson, Caldwell, Carson, Casey, Clayton, Cobbey, Colton, Coomes, Duncombe, Dungan, Egbert, Ehl, Fisher, Francis, Glasgow, Harvey, Hornaday, Hubbell, Hull, Hutchison of Calhoun, Hutchison of Wapello, Jordan, King, Knight, Lake, Lewis of Fayette, Lucas, Merten, Mueller, Nagle, Newbold, Nichols, O'Brien, Richardson of Harrison, Richey, Scott, Seaman, Simpson, Stephens, Stockton, Stout, Tilton, Tool, Van Staden, Wadleigh, Wolfe, Wood, and Yorán—52.

The nays were:

Messrs. Bicknell, Blair, Bosworth, Bridges, Brown of Linn, Cochran, Dean, Downing, Epperson, Evans, Gay, Hayden, Hays, Hixson, Homan, Jennings, Lambert, Laub, Lewis of Mills, Lyon, Mackey, Martindale, McDaid, McGregor, Muncey, Palmer, Parker, Payne, Pearson, Perrin, Porter, Prouty, Reck, Richardson of Jackson, Robb, Russell, Struble, Stutsman, Terry, Whaley, Wicks, Williams, and Mr. Speaker—43.

Absent or not voting:

Messrs. Beach, Dotson, Patterson, Wagner, and Webster—5.

So the bill passed, and the title was agreed to.

On motion of Mr. Perrin, Mr. Egbert was excused from voting on the bill.

REPORT OF COMMITTEE.

Mr. Blair, from the Sifting Committee, submitted the following report:

MR. SPEAKER—Your Sifting Committee, to whom was referred Senate File No. 188, and the report of the special committee of the House to whom the same was referred, would recommend that the report of the special committee be adopted, and that it be made a special order from the presentation of this report until disposed of.

G. M. BLAIR, *Chairman*.

Ordered passed on file.

Mr. Struble moved to reconsider the vote by which House File No. 309 was lost in its passage, and that it be made a special order for tomorrow morning.

The motion passed on file.

Senate File No. 188, a bill for an act for a special tax to provide for the paying of the war and defense bonds, with report of special committee recommending amendments, was taken up and considered, and the question recurring on the substitute offered by Mr. King, Mr. Cobbey moved the previous question, which was seconded.

Question, shall the main question be now put? was decided in the affirmative.

On the question, shall the substitute be adopted? the yeas and nays were demanded, and were as follows—

The yeas were:

Messrs. Barnes, Blair, Bloom, Caldwell, Casey, Clayton, Cochran, Colton, Coomes, Downing, Dungan, Fisher, Francis, Hayden, Hixson, Homan, Hull, Jennings, Jordan, King, Lambert, Lewis of Mills, Mackey, Martindale, McDaid, Nichols, Patterson, Payne, Perrin, Porter,

Reck, Richardson of Harrison, Richey, Stockton, Struble, Tilton, Tool, Williams, Wolfe, and Mr. Speaker—40.

The nays were:

Messrs. Baker, Beach, Belfrage, Bicknell, Bosworth, Bridges, Brown of Dickinson, Brown of Linn, Carson, Cobbey, Duncombe, Egbert, Ehl, Epperson, Evans, Gay, Glasgow, Harvey, Hays, Hornaday, Hubbell, Hutchison of Calhoun, Hutchison of Wapello, Knight, Lake, Laub, Lewis of Fayette, Lucas, Lyon, McGregor, Merten, Mueller, Muncey, Nagle, Newbold, O'Brien, Palmer, Parker, Pearson, Prouty, Richardson of Jackson, Robb, Russell, Scott, Seaman, Simpson, Stephens, Stout, Stutsman, Terry, Van Staden, Wadleigh, Wagner, Whaley, Wicks, Wood, and Yorán—57.

Absent or not voting:

Messrs. Dean, Dotson, and Webster—3.

So the substitute was lost.

MESSAGE FROM THE GOVERNOR.

The following message was received from the Governor, through his private secretary, Wm. H. Fleming:

STATE OF IOWA,
EXECUTIVE DEPARTMENT.
DES MOINES, March 24, 1880. }

MR. SPEAKER—I am instructed by the Governor to inform the honorable the House of Representatives that he has approved, signed and deposited in the office of the Secretary of State the following:

House File No. 267, An act to amend section 831, chapter 1, title 6 of the Code of Iowa, in relation to boards of equalization.

House File No. 353, An act making an appropriation for the Iowa Hospital for the Insane at Independence.

House File No. 382, An act to legalize the official acts of the incorporated town of Dakota City, Humboldt county, Iowa.

WM. H. FLEMING,
Private Secretary.

The question recurring on the consideration of Senate File No. 188.

On the question, shall the bill be engrossed for a third reading? the yeas and nays were demanded, and were as follows—

The yeas were:

Messrs. Baker, Barnes, Beach, Belfrage, Bicknell, Bridges, Brown of Dickinson, Brown of Linn, Carson, Clayton, Cobbey, Egbert, Ehl, Epperson, Evans, Glasgow, Hays, Hornaday, Hubbell, Hull, Hutchison of Wapello, Knight, Lake, Laub, Lewis of Fayette, Lucas, Lyon, McGregor, Merten, Mueller, Muncey, Nagle, Newbold, O'Brien, Palmer, Parker, Pearson, Prouty, Richardson of Harrison, Richardson of Jackson, Robb, Russell, Scott, Seaman, Simpson, Stephens, Stout, Terry, Tilton, Van Staden, Wadleigh, Wagner, Whaley, Wicks, Wood, and Yorán—56.

The nays were:

Messrs. Blair, Bloom, Bosworth, Casey, Colton, Coomes, Downing, Duncombe, Dungan, Fisher, Francis, Gay, Harvey, Hayden, Hixson,

Homan, Hutchison of Calhoun, Jennings, Jordan, King, Lambert, Lewis of Mills, Mackey, Martindale, McDaid, Nichols, Patterson, Payne, Perrin, Porter, Reck, Richey, Stockton, Struble, Stutsman, Tool, Williams, Wolfe, and Mr. Speaker—39.

Absent or not voting:

Messrs. Caldwell, Cochran, Dean, Dotson, and Webster—5.

So the bill passed, and the title was agreed to.

Mr. Nagle moved to reconsider the vote by which the bill was ordered engrossed.

The motion prevailed.

Mr. Nagle moved to reconsider the vote by which the substitute of Mr. King was lost.

The motion prevailed.

On motion of Mr. Nagle the vote by which the main question was ordered was reconsidered.

The question on the adoption of the substitute of Mr. King did not prevail.

The question on the adoption of the amendments recommended by the special committee, the first, second, third and fourth amendments were adopted.

Mr. Harvey moved to amend by offering a substitute for the bill.

The motion did not prevail.

On the question, shall the bill be engrossed and read a third time? the yeas and nays were demanded, and were as follows—

The yeas were:

Messrs. Baker, Barnes, Beach, Belfrage, Bicknell, Bloom, Bosworth, Bridges, Brown of Dickinson, Brown of Linn, Carson, Clayton, Cobbey, Duncombe, Egbert, Ehl, Epperson, Evans, Francis, Glasgow, Hayden, Hays, Hornaday, Hubbell, Hull, Hutchison of Calhoun, Hutchison of Wapello, Knight, Lake, Laub, Lewis of Fayette, Lucas, Lyon, McGregor, Merten, Mueller, Muncey, Nagle, Newbold, O'Brien, Palmer, Parker, Pearson, Prouty, Richardson of Harrison, Richardson of Jackson, Richey, Robb, Russell, Scott, Seaman, Simpson, Stephens, Stout, Stutsman, Terry, Tilton, Tool, Van Staden, Wadleigh, Wagner, Whaley, Wicks, Williams, Wood, and Yorán—66.

The nays were:

Messrs. Blair, Caldwell, Casey, Cochran, Colton, Coomes, Downing, Dungan, Fisher, Gay, Harvey, Hixson, Homan, Jennings, Jordan, King, Lambert, Lewis of Mills, Mackey, Martindale, McDaid, Nichols, Patterson, Payne, Perrin, Porter, Reck, Stockton, Struble, Wolfe, and Mr. Speaker—31.

Absent or not voting:

Messrs. Dean, Dotson, and Webster—3.

So the bill was ordered engrossed.

Mr. Duncombe moved that the rule be suspended, the bill be considered engrossed, and read a third time now, on which the yeas and nays were demanded, and were as follows—

The yeas were:

Messrs. Baker, Barnes, Beach, Belfrage, Bicknell, Bloom, Bosworth, Bridges, Brown of Dickinson, Brown of Linn, Carson, Clayton, Cobbey, Colton, Duncombe, Egbert, Ehl, Epperson, Evans, Gay, Glasgow, Hayden, Hays, Hornaday, Hubbell, Hull, Hutchison of Calhoun, Hutchison

of Wapello, Knight, Lake, Laub, Lewis of Fayette, Lucas, Lyon, Mackey, McDaid, McGregor, Merten, Mueller, Muncey, Nagle, Newbold, O'Brien, Palmer, Parker, Pearson, Prouty, Richardson of Harrison, Richardson of Jackson, Richey, Robb, Russell, Scott, Seaman, Simpson, Stephens, Stout, Stutsman, Terry, Van Staden, Wadleigh, Wagner, Whaley, Wicks, Williams, Wood, and Yoran—67.

The nays were:

Messrs. Blair, Caldwell, Casey, Cochran, Coomes, Downing, Dungan, Fisher, Francis, Harvey, Hixson, Homan, Jennings, Jordan, King, Lambert, Lewis of Mills, Martindale, Nichols, Patterson, Payne, Perrin, Porter, Reck, Stockton, Struble, Tilton, Tool, Wolfe, and Mr. Speaker—30.

Absent or not voting:

Messrs. Dean, Dotson, and Webster—3.

So the rule was suspended.

The bill was read a third time.

The question being, shall the bill pass?

The yeas were:

Messrs. Baker, Barnes, Beach, Belfrage, Bicknell, Bloom, Bosworth, Bridges, Brown of Dickinson, Brown of Linn, Carson, Clayton, Cobbey, Duncombe, Egbert, Ehl, Epperson, Evans, Glasgow, Hayden, Hays, Hornaday, Hubbell, Hutchison of Calhoun, Hutchison of Wapello, Knight, Lake, Lewis of Fayette, Lucas, Lyon, McGregor, Merten, Mueller, Muncey, Nagle, Newbold, O'Brien, Palmer, Parker, Pearson, Prouty, Richardson of Harrison, Richardson of Jackson, Richey, Robb, Russell, Scott, Seaman, Simpson, Stephens, Stout, Stutsman, Terry, Van Staden, Wadleigh, Wagner, Whaley, Wicks, Williams, Wood, and Yoran—61.

The nays were:

Messrs. Blair, Caldwell, Casey, Cochran, Colton, Coomes, Dean, Downing, Dungan, Fisher, Francis, Gay, Harvey, Hixson, Homan, Hull, Jennings, Jordan, King, Laub, Lewis of Mills, Mackey, Martindale, McDaid, Nichols, Patterson, Payne, Perrin, Porter, Reck, Stockton, Struble, Tilton, Tool, Wolfe, and Mr. Speaker—26.

Absent or not voting:

Messrs. Dotson, Lambert, and Webster—3.

So the bill passed.

On motion of Mr. Wood the title was amended by inserting "to assist" after the word "tax."

The Speaker decided that House File No. 309, a bill having passed the House yesterday without a two-thirds vote, did not come under the provisions of section 31 of article 3 of the Constitution.

REPORT OF COMMITTEE.

MR. SPEAKER—The Senate and House Committees on Appropriations, having in joint session had the following, a bill for an act making appropriations for the payment of State and judicial officers, and certain expenses of the General Assembly, under consideration, beg leave to report the same back to the House with the recommendation that it do pass.

S. M. YORAN, *Chairman House Committee.*

INTRODUCTION OF BILL.

Leave was granted Mr. Yoran to introduce House File No. 594, a bill for an act making appropriations for the State, etc.

Read a first and second time.

Mr. Clayton moved to amend section 33 by doubling the amount therein named.

Mr. Hays moved the bill and amendment be postponed until 7 o'clock this evening.

The motion did not prevail.

Question recurring on the amendment by Mr. Clayton, Mr. Bloom moved to amend the amendment by striking out "one hundred per cent" and inserting "fifty per cent."

Mr. Wicks moved the previous question, which was seconded.

Question, shall the main question be now put? was decided in the affirmative.

Question on the adoption of the amendment by Mr. Bloom—

The motion to amend did not prevail.

The amendment was adopted.

The bill was ordered engrossed.

Mr. Yoran moved that the rule be suspended, and the bill be considered engrossed, and read a third time now, which prevailed, and the bill was read a third time.

The question being, shall the bill pass?

The yeas were:

Messrs. Baker, Barnes, Beach, Belfrage, Bicknell, Bloom, Bosworth, Bridges, Brown of Dickinson, Brown of Linn, Caldwell, Carson, Casey, Clayton, Cobbey, Cochran, Colton, Dean, Duncombe, Dungan, Egbert, Ehl, Epperson, Evans, Fisher, Francis, Gay, Glasgow, Harvey, Hayden, Hays, Hixson, Homan, Hornaday, Hubbell, Hutchison of Calhoun, Hutchison of Wapello, Jennings, Jordan, King, Knight, Lake, Lambert, Laub, Lewis of Fayette, Lewis of Mills, Lyon, Mackey, Martindale, McGregor, Merten, Mueller, Nagle, Newbold, Nichols, O'Brien, Patterson, Pearson, Perrin, Reck, Richardson of Harrison, Richardson of Jackson, Richey, Robb, Russell, Scott, Seaman, Simpson, Stephens, Stockton, Stout, Struble, Stutsman, Terry, Tilton, Tool, Van Staden, Wadleigh, Wagner, Whaley, Wicks, Williams, Wood, Yoran, and Mr. Speaker—85.

The nays were:

Messrs. Hull, and McDaid—2.

Absent or not voting:

Messrs. Blair, Coomes, Dotson, Downing, Lucas, Muncey, Palmer, Parker, Payne, Porter, Prouty, Webster, and Wolfe—13.

So the bill passed, and the title was agreed to.

RESOLUTION.

Leave was granted Mr. Seaman to offer the following resolution:

Resolved, That the Speaker of the House is hereby required to adjourn this House on Friday, at 12 o'clock m., March 26, 1880, for the period of three days.

Mr. Seaman moved that the resolution be adopted.

The yeas and nays were demanded, and were as follows—

The yeas were:

Messrs. Baker, Beach, Belfrage, Blair, Bloom, Bosworth, Bridges, Brown of Dickinson, Clayton, Cobbey, Cochran, Coomes, Downing, Duncombe, Dungan, Egbert, Ehl, Glasgow, Hixson, Homan, Hubbell, Hutchison of Calhoun, Knight, Lambert, Laub, Lewis of Fayette, Lewis of Mills, Lucas, Mackey, McDaid, Merten, Mueller, Newbold, O'Brien, Pearson, Reck, Richardson of Harrison, Richardson of Jackson, Robb, Scott, Seaman, Stephens, Stockton, Stout, Struble, Terry, Tool, Van Staden, Wagner, Whaley, Wicks, Wolfe, Wood, Yorán, and Mr. Speaker—55.

The nays were:

Messrs. Barnes, Bicknell, Brown of Linn, Caldwell, Carson, Casey, Colton, Dean, Epperson, Evans, Fisher, Francis, Gay, Harvey, Hayden, Hays, Hornaday, Hull, Hutchison of Wapello, Jennings, Jordan, King, Lake, Lyon, McGregor, Muncey, Nichols, Payne, Perrin, Porter, Richey, Russell, Simpson, Stutsman, Tilton, Wadleigh, and Williams—38.

Absent or not voting:

Messrs. Dotson, Martindale, Nagle, Palmer, Parker, Prouty, and Webster—7.

So the resolution to adjourn at 12 o'clock prevailed.

Mr. Whaley moved the House do now adjourn.

Mr. Perrin moved to amend by making it 7:15 this evening.

The motion did not prevail.

Mr. Fisher moved to amend by inserting at 6 o'clock.

The motion prevailed.

Senate File No. 35, a bill for an act to repeal section 2831 of the Code of 1873, and to enact a substitute therefor, with report of committee recommending amendments, was taken up and considered and the report of the committee was adopted.

On motion of Mr. Hays the House adjourned until 9 o'clock tomorrow.

HALL OF HOUSE OF REPRESENTATIVES, }
DES MOINES IOWA, March 25, 1880. }

House met pursuant to adjournment, the Speaker in the chair.

Prayer by Rev. Gelwicks.

Pending the reading of the journal of yesterday, on motion of Mr. Prouty the further reading of same was dispensed with.

RESOLUTION.

Leave was granted Mr. Clayton to offer the following resolution:

Resolved, That the Sifting Committee is hereby instructed to place in the first class all bills on retrenchment and reduction of court ex-

penses, and that said bills shall have the preference over all others, and also all bills relating to municipal indebtedness.

On motion of Mr. Yoran bills on appropriations were taken up.

House File No. 430, a bill for an act to amend chapter 5, title 12 of the Code, relating to the Iowa Reform School, with report of committee recommending the bill do pass, was taken up.

Mr. Parker moved to amend section 2, line 2, by striking out "Mt. Pleasant, Henry county," and inserting "Mitchellville, Polk county."

Mr. Nagle moved to amend the amendment by striking out "Mitchellville, Polk county," and inserting "Eldora, Hardin county."

MESSAGE FROM THE SENATE.

The following message was received from the Senate:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has passed the following bill, in which the concurrence of the House is asked:

Senate File No. 318, a bill for an act in relation to the allowance for the support of convicts at the Penitentiary of the State at Fort Madison.

Also has passed House File No. 533, a bill for an act to provide for a badge of honor to be given by the State of Iowa to every honorably discharged soldier of the State, with the following amendments: Strike out the words "after having served his country thereon," in lines 5 and 6, section 1, and insert the words, "and also to every citizen of this State who served in the navy of the United States, and was honorably discharged therefrom, after having served his country therein during the late war of the rebellion." Also, add to the title the following words: "And to every citizen of this State who served in the navy of the United States during the rebellion."

House File No. 380, a bill for an act in relation to the formation of independent school districts, with amendments attached to the bill.

A. T. McCARGAR, *Secretary*.

Also:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has passed the following resolution, in which the concurrence of the House is asked:

Concurrent resolution relative to the adjournment of the Eighteenth General Assembly.

E. H. ODELL, *Second Ass't Secretary*.

Question recurring on the motion to amend, by Mr. Nagle.

Mr. Nagle moved to postpone the further consideration of the bill until 7:30 this evening.

The motion prevailed.

REPORT OF COMMITTEE.

Mr. Reck, from the Committee on Enrolled Bills, submitted the following report:

MR. SPEAKER—The Committee on Enrolled Bills respectfully report

that they have examined the following bills, and find the same correctly enrolled:

House File No. 572, a bill for an act to legalize an election held on Monday, March 8th, 1880, by the Independent School District of the City of Burlington, Des Moines county, Iowa.

House File No. 340, a bill for an act to appropriate funds to erect and furnish a building for the Soldiers' Orphans' Home and Home for Indigent Children.

Also, memorial and joint resolution in relation to the removal of obstructions from the channel of the Nishnabotna river.

Also, substitute for House File No. 181, a bill for an act repealing section 2, chapter 133, of acts of the Seventeenth General Assembly, and enacting a substitute therefor.

Substitute for House File No. 291, a bill for an act to authorize railroad companies organized in other States to extend their railroads into this State.

House File No. 466, a bill for an act legalizing certain transfers made by the Sioux City & St. Paul Railroad Company and the Worthington & Sioux Falls Railroad Company of Iowa to the St. Paul & Sioux Railroad Company.

House File No. 309, a bill for an act to amend sections 1971 and 1973, chapter 66, title 13 of the Code, relating to the duties of county auditors.

House File No. 496, a bill for an act to legalize the incorporation of the town of Riverton, Fremont county, Iowa.

House File No. 531, a bill for an act to prevent fraud in the sale of lard, in certain cases.

House File No. 538, a bill for an act making appropriations for the improvement of the Penitentiary at Fort Madison.

House File No. 316, a bill for an act to amend sections 4248 and 4273, and to repeal sections 4289 and 4293 of the Code, and enact a substitute therefor, in relation to evidence before grand juries.

A. C. RECK, *Chairman.*

SENATE MESSAGES.

On motion of Mr. Yoran Senate messages were taken up.

Concurrent resolution in regard to adjournment was taken up.

Mr. Stephens moved the resolution be referred to the Committee on Ways and Means.

Mr. Russell moved to amend by striking out "Ways and Means" and inserting "Sifting."

The motion to amend did not prevail.

The motion to refer did not prevail.

Mr. Yoran moved to strike out "11 o'clock A. M., Saturday," and insert "4 o'clock P. M. Friday" in lieu thereof.

Mr. Porter moved to strike out "4 o'clock P. M., Friday," and insert "April 1."

The motion of Mr. Porter did not prevail.

On the amendment offered by Mr. Yoran the yeas and nays were demanded, and were as follows:

The yeas were:

Messrs. Beach, Blair, Bloom, Cobbey, Colton, Downing, Duncombe, Ehl, Francis, Glasgow, Homan, Hutchison of Calhoun, Knight, Lake, Lambert, Laub, Lewis of Fayette, Lewis of Mills, Mackey, McDaid, McGregor, Merten, Mueller, Muncey, Nagle, Newbold, O'Brien, Patterson, Pearson, Richey, Scott, Simpson, Struble, Terry, Whaley, Yoran, and Mr. Speaker—37.

The nays were:

Messrs. Baker, Barnes, Belfrage, Bicknell, Bosworth, Bridges, Brown of Dickinson, Brown of Linn, Caldwell, Carson, Casey, Clayton, Cochran, Coomes, Dean, Dotson, Dungan, Egbert, Epperson, Evans, Fisher, Gay, Harvey, Hayden, Hays, Hixson, Hornaday, Hubbell, Hull, Hutchison of Wapello, Jennings, Jordan, King, Lucas, Lyon, Martindale, Nichols, Palmer, Parker, Payne, Perrin, Porter, Prouty, Reck, Richardson of Harrison, Richardson of Jackson, Russell, Seaman, Stephens, Stockton, Stout, Stutsman, Tilton, Tool, Van Staden, Wadleigh, Wagner, Wicks, Williams, and Wood—60.

Absent or not voting:

Messrs. Robb, Webster, and Wolfe—3.

So the motion to amend by striking out "11 o'clock, Saturday," and inserting "4 o'clock, Friday," in concurrent resolution on adjournment, was lost.

Question recurring on the concurrence of the House in the resolution, the yeas and nays were demanded, and were as follows—

The yeas were:

Messrs. Baker, Barnes, Belfrage, Bicknell, Bosworth, Bridges, Clayton, Cobbey, Coomes, Downing, Duncombe, Dungan, Egbert, Ehl, Epperson, Evans, Francis, Glasgow, Hays, Hixson, Homan, Hutchison of Wapello, Jennings, King, Knight, Lake, Lambert, Laub, Lewis of Fayette, Lewis of Mills, Lucas, Lyon, Mackey, Mueller, Nagle, Newbold, O'Brien, Palmer, Parker, Patterson, Payne, Pearson, Perrin, Reck, Richardson of Harrison, Richardson of Jackson, Richey, Scott, Seaman, Stockton, Stout, Stutsman, Terry, Tilton, Tool, Van Staden, Wadleigh, Wagner, Whaley, Wicks, Williams, Wood, and Mr. Speaker—63.

The nays were:

Messrs. Beach, Blair, Bloom, Brown of Dickinson, Brown of Linn, Caldwell, Carson, Casey, Cochran, Colton, Dean, Fisher, Gay, Harvey, Hayden, Hornaday, Hubbell, Hull, Hutchison of Calhoun, Jordan, Martindale, McDaid, McGregor, Merten, Muncey, Nichols, Porter, Prouty, Russell, Simpson, Stephens, Struble, and Yoran—33.

Absent or not voting:

Messrs. Dotson, Robb, Webster, and Wolfe—4.

So the House agreed to the joint resolution.

Mr. Seaman moved to reconsider the vote by which the resolution was adopted and to lay the motion to reconsider on the table.

The motion prevailed.

Mr. Struble moved the vote by which the resolution directing the Speaker to adjourn the House for three days at noon on Friday next be reconsidered.

The motion prevailed.

Mr. King moved to lay the resolution on the table.

The motion prevailed.

MESSAGE FROM THE SENATE.

The following message was received from the Senate:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has passed House File No. 392, a bill for an act to repeal section 512, chapter 9, laws of the Seventeenth General Assembly, and enact a substitute therefor, and to amend sections 489 and 493 of the Code, with the following amendments: add to the title, "as re-enacted by chapter 9 of the laws of the Seventeenth General Assembly"; insert after the figures "512" in first line of section 1 the words, "of the Code as re-enacted by"; strike out all after the word "council" in the fifth line of section 1; insert after the word "of" in ninth line, same section, the words, "the electors of."

E. H. ODELL, *Second Ass't Secretary.*

MESSAGES ON THE SPEAKER'S TABLE.

House File No. 380, a bill for an act in relation to the formation of independent school districts, was taken up, with Senate amendments.

Question, shall the House concur in the Senate amendments?

The yeas and nays were as follows—

The yeas were:

Messrs. Baker, Barnes, Beach, Belfrage, Bicknell, Bloom, Bosworth, Bridges, Brown of Dickinson, Brown of Linn, Caldwell, Carson, Casey, Clayton, Cobbey, Cochran, Colton, Dean, Downing, Duncombe, Dungan, Egbert, Ehl, Epperson, Evans, Fisher, Francis, Gay, Glasgow, Harvey, Hayden, Hixson, Homan, Hornaday, Hubbell, Hutchison of Calhoun, Hutchison of Wapello, Jennings, Jordan, Lake, Lambert, Laub, Lewis of Fayette, Lewis of Mills, Lucas, Lyon, Martindale, McDaid, Merten, Mueller, Muncey, Nagle, Newbold, Nichols, Palmer, Parker, Payne, Pearson, Perrin, Porter, Prouty, Richardson of Harrison, Richardson of Jackson, Richey, Scott, Simpson, Stephens, Stockton, Struble, Stutsman, Terry, Tilton, Tool, Van Staden, Wadleigh, Wagner, Whaley, Wicks, Williams, Wolfe, Wood, and Mr. Speaker—82.

The nays were—None.

Absent or not voting:

Messrs. Blair, Coomes, Dotson, Hays, Hull, King, Knight, Mackey, McGregor, O'Brien, Patterson, Reck, Robb, Russell, Seaman, Stout, Webster, and Yoran—18.

So the House concurred in the Senate amendments.

Leave of absence was granted Mr. Robb for rest of morning session.

Substitute for House File No. 30, a bill for an act to repeal chapter 113 of the session laws of the Seventeenth General Assembly, and section 1802 of the Code of 1873, and enact a substitute therefor, was taken up, with Senate amendments.

On the question, shall the House concur in the Senate amendments? the yeas and nays were as follows—

The yeas were:

Messrs. Baker, Barnes, Beach, Belfrage, Bicknell, Blair, Bosworth, Bridges, Brown of Dickinson, Brown of Linn, Carson, Casey, Clayton, Cobbey, Cochran, Colton, Dotson, Downing, Duncombe, Dungan, Ehl, Epperson, Evans, Fisher, Francis, Gay, Hayden, Hixson, Homan, Horna-

day, Hutchison of Calhoun, Hutchison of Wapello, Jennings, Jordan, King, Lake, Laub, Lewis of Fayette, Lewis of Mills, Lucas, Lyon, Mackey, Martindale, McDaid, McGregor, Merten, Mueller, Nagle, Newbold, Nichols, Palmer, Parker, Patterson, Payne, Pearson, Perrin, Porter, Prouty, Richardson of Harrison, Richardson of Jackson, Richey, Russell, Scott, Stephens, Stockton, Struble, Stutsman, Terry, Tilton, Tool, Van Staden, Wadleigh, Wagner, Whaley, Wicks, Williams, Wood, Yoran, and Mr. Speaker—79.

The nays were:

Messrs. Caldwell, Egbert, and Glasgow—3.

Absent or not voting:

Messrs. Bloom, Coomes, Dean, Harvey, Hays, Hubbell, Hull, Knight, Lambert, Muncey, O'Brien, Reck, Robb, Seaman, Simpson, Stout, Webster, and Wolfe—18.

So the House concurred in the Senate amendments.

House File No. 369, a bill for an act to amend chapter 58 of the acts of the Seventeenth General Assembly, was taken up, with Senate amendments.

Question, shall the House concur in the Senate amendments? the yeas and nays were as follows—

The yeas were:

Messrs. Baker, Barnes, Beach, Blair, Bloom, Bridges, Brown of Dickinson, Brown of Linn, Caldwell, Casey, Clayton, Cobbey, Cochran, Colton, Dean, Downing, Duncombe, Dungan, Egbert, Ehl, Epperson, Evans, Fisher, Francis, Gay, Harvey, Hayden, Hays, Hixson, Homan, Hubbell, Hutchison of Calhoun, Hutchison of Wapello, Jennings, Jordan, King, Lake, Lewis of Fayette, Lewis of Mills, Lucas, Lyon, Mackey, Martindale, McDaid, McGregor, Merten, Mueller, Muncey, Nagle, Newbold, Nichols, O'Brien, Palmer, Patterson, Payne, Pearson, Perrin, Porter, Prouty, Richardson of Harrison, Richey, Russell, Scott, Seaman, Stephens, Stockton, Stutsman, Terry, Tilton, Tool, Van Staden, Wadleigh, Wagner, Whaley, Wicks, Wolfe, Yoran, and Mr. Speaker—78.

The nays were—None.

Absent or not voting:

Messrs. Belfrage, Bicknell, Bosworth, Carson, Coomes, Dotson, Glasgow, Hornaday, Hull, Knight, Lambert, Laub, Parker, Reck, Richardson of Jackson, Robb, Simpson, Stout, Struble, Webster, Williams, and Wood—22.

So the House concurred in the Senate amendments.

House File No. 392, a bill for an act to repeal section 512, chapter 9, of the laws of the ——— General Assembly, and enact a substitute therefor, was taken up, with Senate amendments.

Question, shall the House concur in the Senate amendments? the yeas and nays were as follows—

The yeas were:

Messrs. Baker, Barnes, Beach, Bicknell, Blair, Bloom, Bridges, Brown of Dickinson, Brown of Linn, Caldwell, Carson, Casey, Cobbey, Cochran, Colton, Dean, Dotson, Downing, Duncombe, Dungan, Ehl, Epperson, Evans, Fisher, Francis, Gay, Harvey, Hayden, Hays, Hixson, Homan, Hornaday, Hubbell, Hull, Hutchison of Calhoun, Hutchison of Wapello, Jennings, Jordan, King, Lake, Lambert, Laub,

Lewis of Fayette, Lewis of Mills, Lucas, Lyon, Mackey, Martindale, McDaid, McGregor, Merten, Mueller, Muncey, Nagle, Newbold, Nichols, O'Brien, Palmer, Parker, Patterson, Payne, Pearson, Perrin, Porter, Prouty, Richardson of Harrison, Richey, Scott, Seaman, Stephens, Stutsman, Terry, Tilton, Tool, Van Staden, Wadleigh, Wagner, Wicks, Wolfe, Wood, and Mr. Speaker—81.

The nays were—None.

Absent or not voting:

Messrs. Belfrage, Bosworth, Clayton, Coomes, Egbert, Glasgow, Knight, Reck, Richardson of Jackson, Robb, Russell, Simpson, Stockton, Stout, Struble, Webster, Whaley, Williams, and Yoran—19.

So the House concurred in the Senate amendments.

House File No. 535, a bill for an act to provide for a badge of honor to be given to every honorably discharged soldier, etc., was taken up, with Senate amendments.

On the question, shall the House concur in the Senate amendments? the yeas and nays were as follows—

The yeas were:

Messrs. Baker, Barnes, Beach, Bicknell, Blair, Bloom, Bosworth, Bridges, Caldwell, Carson, Casey, Clayton, Cobbe, Cochran, Colton, Dean, Dotson, Downing, Dungan, Ehl, Epperson, Evans, Fisher, Francis, Gay, Harvey, Hayden, Hays, Hixson, Homan, Hornaday, Hubbell, Hull, Hutchison of Calhoun, Hutchison of Wapello, Jennings, Jordan, King, Lake, Lambert, Laub, Lewis of Fayette, Lewis of Mills, Lucas, Lyon, Mackey, Martindale, McDaid, McGregor, Merten, Mueller, Muncey, Nagle, Newbold, Nichols, O'Brien, Palmer, Parker, Patterson, Payne, Pearson, Perrin, Porter, Prouty, Richardson of Harrison, Richey, Russell, Scott, Stephens, Stout, Stutsman, Terry, Tilton, Van Staden, Wadleigh, Wagner, Wolfe, Wood, Yoran, and Mr. Speaker—80.

The nays were—None.

Absent or not voting:

Messrs. Belfrage, Brown of Dickinson, Brown of Linn, Coomes, Duncombe, Egbert, Glasgow, Knight, Reck, Richardson of Jackson, Robb, Seaman, Simpson, Stockton, Struble, Tool, Webster, Whaley, Wicks, and Williams—20.

So the House concurred in the Senate amendments.

Senate File No. 318, a bill for an act in relation to the allowance for the support of convicts at the Penitentiary of the State at Fort Madison, was taken up.

Read a first and second time and referred to the Sifting Committee.

UNFINISHED BUSINESS.

The question recurring on consideration of Senate File No. 35.

The bill was ordered engrossed.

Mr. Stephens moved that the rule be suspended, and the bill be considered engrossed, and read a third time now, which prevailed, and the bill was read a third time.

The question being, shall the bill pass?

The yeas were:

Messrs. Baker, Barnes, Beach, Belfrage, Bicknell, Blair, Bloom, Bosworth, Bridges, Brown of Linn, Caldwell, Carson, Casey, Clayton, Cobbey, Cochran, Colton, Dean, Dotson, Downing, Duncombe, Dungan, Ehl, Epperson, Evans, Fisher, Francis, Gay, Glasgow, Harvey, Hayden, Hays, Hixson, Homan, Hornaday, Hubbell, Hull, Hutchison of Calhoun, Hutchison of Wapello, Jennings, Jordan, King, Lake, Lambert, Laub, Lewis of Fayette, Lewis of Mills, Lucas, Lyon, Mackey, Martindale, McDaid, McGregor, Merten, Mueller, Muncey, Nagle, Newbold, Nichols, O'Brien, Palmer, Parker, Patterson, Payne, Pearson, Perrin, Porter, Prouty, Richardson of Harrison, Richey, Scott, Simpson, Stephens, Stout, Struble, Stutsman, Terry, Van Staden, Wadleigh, Whaley, Wicks, Williams, Wolfe, Wood, Yorán, and Mr. Speaker—86.

The nays were—None.

Absent or not voting:

Messrs. Brown of Dickinson, Coomes, Egbert, Knight, Reck, Richardson of Jackson, Robb, Russell, Seaman, Stockton, Tilton, Tool, Wagner, and Webster—14.

So the bill passed, and the title was agreed to.

INTRODUCTION OF BILLS.

Mr Simpson introduced House File No. 595, a bill for an act to limit the effect of certain laws requiring fishways and dams.

Read a first and second time and referred to the Sifting Committee.

Mr. Hayden introduced House File No. 596, a bill for an act to regulate and limit the salaries of the President and other officers of the Agricultural College.

Read a first and second time and referred to the Sifting Committee.

REPORTS OF COMMITTEES.

Mr. Perrin, from the Committee on Schools, submitted the following report:

MR. SPEAKER—Your Committee on Schools, to whom was referred substitute for Senate File No. 173, a bill for an act to prohibit school directors from employing as teachers near relatives or members of their own families, and to prohibit school officers from acting as agents for the sale of articles of supply for schools, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that it be indefinitely postponed.

PERRIN, *Chairman.*

Ordered passed on file.

Mr. Wood, from the Committee on Compensation of Public Officers, submitted the following report:

MR. SPEAKER—Your Committee on Compensation of Public Officers, to whom were referred House Files Nos. 414, 133, 235 and 437, beg leave to report that they have had the same under consideration

and have instructed me to report the same back to the House with the recommendation that they do not pass.

WOOD, *Chairman.*

Ordered passed on file.

Mr. Clayton, from the Committee on Agriculture, submitted the following report:

MR. SPEAKER—Your Committee on Agriculture, to whom was referred House File No. 462, a bill for an act for the protection of sheep culture, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that it do not pass.

B. F. CLAYTON, *Chairman.*

Ordered passed on file.

JOINT RESOLUTION.

Leave was granted Mr. King to offer the following joint resolution:

WHEREAS, It is the opinion of this General Assembly that the Trustees of the Agricultural College, and the Trustees of the Insane Asylum at Mt. Pleasant, and the Trustees of other of the charitable institutions of the State have been paying too large salaries to the principal officers of said institutions; therefore,

Be it resolved by the General Assembly of the State of Iowa, That the Trustees of the Agricultural College be instructed not to pay or allow the President of said college to exceed \$2,500 per annum, and make such other reduction as may seem equitable and just in the other officers; that Trustees of the asylum at Mt. Pleasant be instructed not to pay the Superintendent to exceed \$2,000 per annum, and such family supplies as have been heretofore furnished, and to make such reduction in the other officers' salaries as may seem equitable and just; and that the Trustees of the other charitable institutions of the State be requested to revise all of the salaries paid the principal officers, and if necessary for the best interest of the State, make such reduction as may seem equitable and just; and further, that the Capitol Commissioners be instructed to reduce the salaries of the superintendent and architect.

Mr. Lucas moved to amend to include the Regents of the State University.

The motion did not prevail.

Mr. Lucas moved to lay the resolution on the table, and demanded the yeas and nays, which were as follows—

The yeas were:

Messrs. Dotson, Lucas, Merten, Nagle, Terry, and Williams—6.

The nays were:

Messrs. Baker, Barnes, Beach, Belfrage, Bicknell, Blair, Bloom, Bosworth, Bridges, Brown of Dickinson, Brown of Linn, Caldwell, Carson, Casey, Clayton, Cobbey, Cochran, Colton, Coomes, Dean, Downing, Duncombe, Dungan, Ehl, Epperson, Evans, Francis, Glasgow, Harvey, Hayden, Hays, Hixson, Homan, Hornaday, Hubbell, Hull, Hutchison of Calhoun, Hutchison of Wapello, Jennings, Jordan, King, Knight, Lake, Lambert, Laub, Lewis of Fayette, Lewis of Mills, Lyon, Mackey, Martindale, McDaid, McGregor, Mueller, Muncey, Newbold,

Nichols, O'Brien, Palmer, Parker, Patterson, Payne, Pearson, Perrin, Porter, Prouty, Richardson of Harrison, Richey, Russell, Scott, Seaman, Simpson, Stephens, Stockton, Stout, Struble, Stutsman, Tilton, Tool, Van Staden, Wadleigh, Wagner, Whaley, Wicks, Wolfe, Wood, Yoran, and Mr. Speaker—88.

Absent or not voting:

Messrs. Gay, Reck, Richardson of Jackson, Robb, and Webster—5.

So the motion to lay on the table did not prevail.

Mr. Hutchison of Calhoun moved the previous question, which was not seconded.

Mr. Nichols moved to amend the amendment by adding: "*provided, that in no case shall the salary of the President of the Agricultural College be made less than that of the President of the State University.*"

The hour of adjournment having arrived, the Speaker adjourned the House until 2 P. M.

AFTERNOON SESSION.

2 O'CLOCK P. M.

House called to order by the Speaker.

Question recurring on the consideration of the joint resolution, leave was granted Mr. Nichols to withdraw his amendment.

Mr. King moved to amend by adding "and Regents of the State University" after the words "and other charitable institutions," in the ninth line from the bottom in the last section.

The motion to amend prevailed.

Mr. Duncombe moved to strike out "\$2,500" and insert "\$2,800" for President's salary of Agricultural College.

The motion to amend did not prevail.

On the question of the adoption of the resolution the yeas and nays were demanded, and were as follows:

The yeas were:

Messrs. Baker, Barnes, Belfrage, Bicknell, Blair, Bosworth, Bridges, Caldwell, Carson, Casey, Cobbey, Colton, Coomes, Dean, Dotson, Downing, Duncombe, Dungan, Ehl, Epperson, Fisher, Francis, Hayden, Hays, Hixson, Homan, Hornaday, Hubbell, Hutchison of Calhoun, Hutchison of Wapello, Jennings, Jordan, King, Knight, Lake, Lambert, Laub, Lewis of Fayette, Lewis of Mills, McDaid, Mueller, Muncey, Nichols, O'Brien, Palmer, Patterson, Payne, Pearson, Perrin, Porter, Reck, Richardson of Harrison, Richardson of Jackson, Robb, Russell, Scott, Simpson, Stephens, Stockton, Stout, Struble, Stutsman, Terry, Tilton, Tool, Van Staden, Wadleigh, Whaley, Wicks, Wolfe, Wood, and Mr. Speaker—72.

The nays were:

Messrs. Beach, Bloom, Brown of Linn, Clayton, Egbert, Gay, Glasgow, Lucas, Lyon, McGregor, Merten, Nagle, Newbold, Richey, Seaman, Wagner, Williams, and Yoran—19.

Absent or not voting:

Messrs. Brown of Dickinson, Cochran, Evans, Harvey, Hull, Mackey, Parker, Prouty, and Webster—9.

So the resolution was adopted.

RESOLUTION.

Mr. Dean offered the following resolution, which was adopted:

Resolved, That the Sifting Committee be and they are hereby instructed to inquire into and ascertain the amount annually paid to the overseers of the work connected with the construction of the new capitol building, and if the same should be reduced, and that the committee report to this House to-morrow morning.

REPORT OF COMMITTEE.

Mr. Reck, from the Committee on Enrolled Bills, submitted the following report:

MR. SPEAKER—Your Committee on Enrolled Bills respectfully report that they have examined the following bills, and find the same correctly enrolled:

House File No. 533, a bill for an act to provide for a badge of honor to be given by the State of Iowa to every honorably discharged soldier of the State and to every citizen of the State who served in the navy of the United States during the rebellion.

House File No. 30, a bill for an act to repeal chapter 113 of the acts of the Seventeenth General Assembly, and to amend section 1802 as amended by chapter 27 of the acts of the Fifteenth General Assembly.

House File No. 380, a bill for an act in relation to the formation of independent school districts.

Substitute for House File No. 369, a bill for an act to authorize cities and towns organizing under special charters to refund outstanding bonded debt at a lower rate of interest and to provide for the payment of the same.

A. C. RECK, *Chairman*.

RESOLUTION.

Mr. Mackey offered the following resolution:

Resolved, That it is the judgment of this House—

1st. That the coinage of silver of the standard now provided by law should be free and unlimited.

2d. That good faith with the people demands that Congress should not by any means contract the circulation of or destroy the value of the greenback or legal-tender paper money; that sound policy and fair dealing demand the retirement of the notes of the national banks and

the substitution of legal-tender notes issued by the Government in place thereof.

3d. That the Clerk of this House be directed to furnish each of our Senators and Representatives a copy of these resolutions.

Mr. Fisher moved to refer the resolution to the Committee on Federal Relations, and the yeas and nays were demanded, and were as follows—

The yeas were:

Messrs. Baker, Barnes, Beach, Belfrage, Bicknell, Blair, Bosworth, Brown of Dickinson, Brown of Linn, Carson, Cobbey, Cochran, Colton, Coomes, Dotson, Dungan, Evans, Fisher, Francis, Gay, Glasgow, Harvey, Hayden, Hays, Hornaday, Hutchison of Calhoun, Jordan, King, Lake, Laub, Lewis of Mills, Lucas, Lyon, Martindale, McDaid, McGregor, Merten, Muncey, Newbold, Nichols, Patterson, Payne, Pearson, Perrin, Richey, Robb, Russell, Scott, Stephens, Stockton, Stout, Struble, Stutsman, Tilton, Tool, Wagner, Whaley, Williams, Wood, Yoran, and Mr. Speaker—61.

The nays were:

Messrs. Bridges, Caldwell, Casey, Clayton, Dean, Downing, Duncome, Egbert, Ehl, Epperson, Hixson, Homan, Hutchison of Wapello, Knight, Lambert, Lewis of Fayette, Mackey, Mueller, O'Brien, Prouty, Reck, Richardson of Harrison, Richardson of Jackson, Seaman, Simpson, Terry, Van Staden, Wicks, and Wolfe—29.

Absent or not voting:

Messrs. Bloom, Hubbell, Hull, Jennings, Nagle, Palmer, Parker, Porter, Wadleigh, and Webster—10.

So the motion to refer to the Committee on Federal Relations prevailed.

MESSAGE FROM THE SENATE.

The following message was received from the Senate:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has passed, with amendments:

House File No. 510, a bill for an act providing for the publication and distribution of the census of the State of Iowa for 1880—amendments noted in the bill.

C. M. HOLTON, *First Ass't Secretary*.

MESSAGES ON SPEAKER'S TABLE.

House File No. 510, a bill for an act providing for the publication and distribution of the census of the State of Iowa for 1880, with Senate amendments, was taken up.

On the question, shall the House concur in the Senate amendments? the yeas and nays were as follows—

The yeas were:

Messrs. Baker, Barnes, Beach, Belfrage, Bicknell, Blair, Bloom, Bosworth, Bridges, Brown of Dickinson, Brown of Linn, Caldwell, Carson, Casey, Clayton, Cobbey, Cochran, Colton, Coomes, Dean, Dotson, Downing, Duncombe, Dungan, Egbert, Ehl, Epperson, Evans, Fisher, Francis, Gay, Glasgow, Harvey, Hayden, Hixson, Homan, Hornaday, Hub

bell, Hutchison of Calhoun, Hutchison of Wapello, Jennings, Jordan, Knight, Lake, Lambert, Laub, Lewis of Fayette, Lewis of Mills, Lucas, Lyon, Mackey, Martindale, McDaid, Merten, Mueller, Muncey, Nagle, Newbold, Nichols, O'Brien, Palmer, Parker, Patterson, Payne, Pearson, Perrin, Prouty, Richardson of Harrison, Richardson of Jackson, Richey, Robb, Russell, Scott, Seaman, Simpson, Stephens, Stockton, Stout, Struble, Stutsman, Terry, Tilton, Tool, Van Staden, Wadleigh, Wagner, Whaley, Wicks, Williams, Wolfe, Wood, Yoran, and Mr. Speaker—93.

The nays were—None.

Absent or not voting:

Messrs. Hays, Hull, King, McGregor, Porter, Reck, and Webster—7.
So the House concurred in the Senate amendments.

REPORT OF COMMITTEE.

Mr. Parker, from the Committee on Judiciary, submitted the following report:

MR. SPEAKER—Your Committee on Judiciary, to whom was referred Senate File No. 3, a bill for an act in relation to fees in certain criminal cases to be paid by the county, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that it do pass.

J. M. PARKER, *Chairman.*

Ordered passed on file.

BILLS ON SECOND READING.

House File No. 578, a bill for an act to facilitate business with railroad and sleeping car companies running or operating sleeping cars, with report of committee recommending that the bill do pass, was taken up and considered.

Mr. Stephens moved that the rule be suspended and the bill be considered engrossed, and read a third time now, which prevailed, and the bill was read a third time.

The question being, shall the bill pass?

The yeas were:

Messrs. Baker, Barnes, Beach, Belfrage, Bicknell, Blair, Bloom, Bosworth, Bridges, Brown of Linn, Caldwell, Carson, Casey, Cobbe, Cochran, Colton, Coomes, Dean, Dotson, Downing, Dungan, Egbert, Ehl, Epperson, Evans, Francis, Gay, Glasgow, Harvey, Hays, Hixson, Homan, Hornaday, Hutchison of Calhoun, Hutchison of Wapello, Jennings, Jordan, King, Laub, Lewis of Mills, Lucas, Lyon, Martindale, Merten, Mueller, Muncey, Nagle, Newbold, Nichols, O'Brien, Parker, Patterson, Payne, Pearson, Perrin, Prouty, Richey, Robb, Scott, Seaman, Stephens, Stockton, Stout, Struble, Stutsman, Terry, Tool, Van Staden, Wadleigh, Wagner, Whaley, Wicks, Williams, Wolfe, Wood, Yoran, and Mr. Speaker—77.

The nays were:

Messrs. Duncombe, Fisher, Hubbell, Lake, Lambert, Lewis of Fayette, Mackey, Russell, and Tilton—9.

Absent or not voting:

Messrs. Brown of Dickinson, Clayton, Hayden, Hull, Knight, McDaid, McGregor, Palmer, Porter, Reck, Richardson of Harrison, Richardson of Jackson, Simpson, and Webster—14.

So the bill passed, and the title was agreed to.

House File No. 366, a bill for an act to amend section 798, chapter 6 of the Code, relating to cultivating fruit trees, with report of committee recommending that the bill do pass, was taken up and considered.

Mr. McDaid moved that the rule be suspended, and the bill be considered engrossed, and read a third time now, which prevailed, and the bill was read a third time.

The question being, shall the bill pass?

The yeas were:

Messrs. Baker, Barnes, Beach, Belfrage, Blair, Bloom, Bosworth, Bridges, Brown of Linn, Caldwell, Carson, Casey, Cobbey, Cochran, Colton, Coomes, Dean, Downing, Duncombe, Dungan, Egbert, Ehl, Epperson, Evans, Fisher, Francis, Gay, Harvey, Hayden, Hays, Hixson, Homan, Hornaday, Hubbell, Hutchison of Calhoun, Hutchison of Wapello, Jennings, Jordan, Knight, Lake, Lambert, Laub, Lewis of Fayette, Lewis of Mills, Lyon, Mackey, Martindale, McDaid, McGregor, Merten, Mueller, Muncey, Nagle, Newbold, Nichols, O'Brien, Parker, Patterson, Payne, Pearson, Perrin, Porter, Reck, Richardson of Harrison, Richardson of Jackson, Richey, Robb, Russell, Scott, Seaman, Simpson, Stephens, Stockton, Stout, Struble, Stutsman, Terry, Tilton, Tool, Van Staden, Wadleigh, Wagner, Whaley, Wicks, Williams, Wolfe, Wood, Yoran, and Mr. Speaker—89.

The nays were:

Messrs. Bicknell, and Prouty—2.

Absent or not voting:

Messrs. Brown of Dickinson, Clayton, Dotson, Glasgow, Hull, King, Lucas, Palmer, and Webster—9.

So the bill passed, and the title was agreed to.

House File No. 460, a bill for an act to amend section 1729 of the Code, with report of committee recommending that the bill do pass, was taken up.

The bill was ordered engrossed.

Mr. Perrin moved that the rule be suspended, the bill be considered engrossed, and read a third time now, which prevailed, and the bill was read a third time.

The question being, shall the bill pass?

The yeas were:

Messrs. Baker, Barnes, Beach, Blair, Bosworth, Bridges, Brown of Linn, Caldwell, Carson, Casey, Cochran, Colton, Coomes, Dean, Dotson, Downing, Dungan, Epperson, Evans, Fisher, Francis, Gay, Harvey, Hayden, Hays, Hixson, Homan, Hornaday, Hubbell, Hutchison of Wapello, Jordan, King, Laub, Lewis of Fayette, Lewis of Mills, Lyon, Mackey, Martindale, Merten, Muncey, Nagle, Nichols, Parker, Patterson, Payne, Pearson, Perrin, Porter, Prouty, Richardson of Harrison, Richardson of Jackson, Richey, Robb, Scott, Seaman, Simpson, Stephens, Stockton, Stout, Struble, Stutsman, Terry, Tool, Wadleigh, Wagner, Wicks, Williams, Wood, and Mr. Speaker—69.

The nays were:

Messrs. Belfrage, Bicknell, Clayton, Cobbey, Duncombe, Egbert, Ehl, Hutchison of Calhoun, Jennings, Knight, Lake, Lambert, Lucas, McGregor, Mueller, Newbold, O'Brien, Palmer, Russell, Tilton, Van Staden, Whaley, Wolfe, and Yoran—24.

Absent or not voting:

Messrs. Bloom, Brown of Dickinson, Glasgow, Hull, McDaid, Reck, and Webster—7.

So the bill passed, and the title was agreed to.

MESSAGE FROM THE SENATE.

The following message was received from the Senate:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has concurred in House amendments to Senate File No. 255, a bill for an act to provide for the leasing of convict labor.

Also, has refused to concur in House amendments to Senate File No. 188, a bill for an act to provide for a special tax to pay the war and defense fund bonds.

Also, have amended and passed House File No. 176, a bill for an act relating to insurance and fire insurance companies: amended by striking out all after the enacting clause and inserting the substitute herewith reported.

Also, that the Senate has amended and passed the following:

House File No. 266, a bill for an act to amend section 3985, chapter 7, title 24 of the Code of Iowa; amendments noted in the bill.

Also, without amendment, House File No. 180, a bill for an act to protect depositors in banks and banking institutions, and to punish fraudulent banking.

Substitute for House Files Nos. 76 and 343, a bill for an act to amend section 1114 of the Code, prohibiting gambling, horse-racing, and the sale of intoxicating liquors at agricultural fairs, so as apply to State fairs.

Substitute for House File No. 175, a bill for an act to further amend section 591, chapter 1, title 5 of the Code, relating to the election of township officers.

Also, Senate File No. 320, a bill for an act to provide for payment of certain lost coupons of certain Iowa State bonds, in which the concurrence of the House is asked.

A. T. McCARGAR, *Secretary.*

House File No. 263, a bill for an act to amend chapter 2, title 10 of the Code, with report of committee recommending the bill do pass, was taken up and considered.

Mr. Tool moved to amend section 2, line 14: strike out "in the vicinity of," and insert "benefited by."

The motion to amend prevailed.

Mr. Clayton moved that the rule be suspended, and the bill be considered engrossed, and read a third time now, which prevailed, and the bill was read a third time.

The question being, shall the bill pass?

The yeas were:

Messrs. Baker, Barnes, Beach, Belfrage, Bicknell, Blair, Bloom, Bosworth, Bridges, Brown of Dickinson, Caldwell, Carson, Casey, Clayton, Cobbey, Cochran, Coomes, Dean, Dotson, Downing, Dungan, Ehl, Epperson, Evans, Francis, Gay, Harvey, Hayden, Hays, Hixson, Homan, Hornaday, Hull, Hutchison of Calhoun, Hutchison of Wapello, Jordan, King, Lake, Laub, Lewis of Fayette, Lewis of Mills, Lucas, Lyon, Mackey, Martindale, Merten, Mueller, Muncey, Nagle, Newbold, Nichols, Palmer, Parker, Patterson, Pearson, Perrin, Porter, Prouty, Richardson of Harrison, Richey, Robb, Russell, Scott, Seaman, Simpson, Stephens, Stockton, Struble, Terry, Tilton, Tool, Wadleigh, Wagner, Whaley, Wicks, Wolfe, Wood, and Mr. Speaker—78.

The nays were:

Messrs. Brown of Linn, Duncombe, Fisher, Glasgow, Hubbell, Jennings, Knight, Lambert, McGregor, O'Brien, Payne, Richardson of Jackson, Stout, Stutsman, Van Staden, and Williams—16.

Absent or not voting:

Messrs. Colton, Egbert, McDaid, Reck, Webster, and Yorán—6.

So the bill passed, and the title was agreed to.

On motion of Mr. Beach Senate File No. 297, a bill for an act to provide for the appointment of a Commissioner of Immigration and to define his duties, and to make an appropriation to pay the expense thereof, with report of committee recommending that the bill do pass, was taken up.

Mr. Duncombe moved that the rule be suspended, and the bill be considered engrossed, and read a third time now, on which the yeas and nays were demanded, and were as follows—

The yeas were:

Messrs. Baker, Barnes, Beach, Belfrage, Brown of Dickinson, Brown of Linn, Carson, Clayton, Downing, Duncombe, Dungan, Ehl, Fisher, Francis, Gay, Glasgow, Harvey, Hixson, Hornaday, Hubbell, Hull, Hutchison of Calhoun, King, Knight, Lambert, Laub, Lucas, Lyon, McDaid, Mueller, Muncey, Nagle, Nichols, O'Brien, Palmer, Parker, Patterson, Pearson, Richey, Seaman, Stout, Struble, Terry, Wadleigh, Wagner, Whaley, Wicks, and Williams—48.

The nays were:

Messrs. Blair, Bridges, Caldwell, Casey, Cobbey, Cochran, Colton, Dean, Dotson, Egbert, Epperson, Evans, Hayden, Hays, Homan, Jordan, Lake, Lewis of Fayette, Lewis of Mills, Mackey, Martindale, Payne, Prouty, Richardson of Harrison, Richardson of Jackson, Robb, Russell, Scott, Simpson, Stephens, Stockton, Stutsman, Tilton, Tool, Van Staden, Wolfe, Wood, and Mr. Speaker—38.

Absent or not voting:

Messrs. Bicknell, Bloom, Bosworth, Coomes, Hutchison of Wapello, Jennings, McGregor, Merten, Newbold, Perrin, Porter, Reck, Webster, and Yorán—14.

So the motion to suspend the rules and read the bill a third time did not prevail.

On the question, shall the bill be engrossed for a third reading? the yeas and nays were demanded, and were as follows—

The yeas were:

Messrs. Baker, Beach, Belfrage, Bicknell, Brown of Dickinson, Carson, Clayton, Duncombe, Dungan, Egbert, Ehl, Fisher, Francis, Gay, Glasgow, Harvey, Hubbell, Hull, Hutchison of Calhoun, King, Knight, Lake, Lambert, Laub, Lucas, Lyon, McDaid, Merten, Mueller, Muncey, Nagle, Nichols, O'Brien, Palmer, Pearson, Richey, Seaman, Stephens, Stockton, Stout, Struble, Wadleigh, Wagner, Whaley, Wicks, and Williams—46.

The nays were:

Messrs. Blair, Bridges, Brown of Linn, Caldwell, Casey, Cochran, Colton, Dean, Dotson, Epperson, Evans, Hayden, Hays, Hixson, Homan, Hornaday, Jordan, Lewis of Fayette, Lewis of Mills, Mackey, Martindale, Payne, Porter, Richardson of Harrison, Richardson of Jackson, Robb, Russell, Scott, Simpson, Stutsman, Terry, Tilton, Tool, Van Staden, Wolfe, Wood, and Mr. Speaker—37.

Absent or not voting:

Messrs. Barnes, Bloom, Bosworth, Cobbey, Coomes, Downing, Hutchison of Wapello, Jennings, McGregor, Newbold, Parker, Patterson, Perrin, Prouty, Reck, Webster, and Yorán—17.

So the bill was ordered engrossed.

House File No. 436, a bill for an act making an appropriation for the blind, with report of committee recommending the bill do pass, was taken up.

Mr. Gay moved that the rule be suspended, the bill be considered engrossed, and read a third time now, which prevailed, and the bill was read a third time.

The question being, shall the bill pass?

The yeas were:

Messrs. Baker, Barnes, Beach, Belfrage, Bicknell, Bosworth, Bridges, Brown of Dickinson, Brown of Linn, Caldwell, Carson, Casey, Clayton, Cobbey, Cochran, Colton, Dotson, Duncombe, Dungan, Egbert, Ehl, Epperson, Evans, Fisher, Francis, Gay, Glasgow, Harvey, Hayden, Hixson, Homan, Hornaday, Hubbell, Hull, Hutchison of Calhoun, Hutchison of Wapello, Jennings, Jordan, Lake, Lambert, Laub, Lewis of Fayette, Lewis of Mills, Lucas, Lyon, Mackey, Martindale, McDaid, Merten, Mueller, Muncey, Nagle, Nichols, O'Brien, Palmer, Patterson, Payne, Pearson, Porter, Prouty, Reck, Richey, Russell, Scott, Seaman, Stockton, Struble, Stutsman, Terry, Tilton, Tool, Van Staden, Wadleigh, Wagner, Whaley, Wicks, Williams, Wolfe, Wood, and Mr. Speaker—80.

The nays were:

Mr. Robb—1.

Absent or not voting:

Messrs. Blair, Bloom, Coomes, Dean, Downing, Hays, King, Knight, McGregor, Newbold, Parker, Perrin, Richardson of Harrison, Richardson of Jackson, Simpson, Stephens, Stout, Webster, and Yorán—19.

So the bill passed, and the title was agreed to.

MESSAGE FROM THE SENATE.

The following message was received from the Senate:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has passed the following bill, without amendment:

House File No. 594, a bill for an act making appropriations for the payment of State and judicial officers and certain expenses of the General Assembly.

Also, Senate File No. 317, a bill for an act to amend section 2127 of the Code of 1873 and to cure defects made in sales of real estate by assignees at private sale, etc., in which the concurrence of the House is asked.

A. T. McCARGAR, *Secretary*.

BILLS ON THIRD READING.

Leave was granted Mr. Palmer to call up Senate File No. 98, a bill for an act to provide for a State Board of Health, etc, with report of committee recommending that the bill do pass.

Mr. Nagle moved to amend section 1, line 2, by striking out "9" and inserting "12," and by striking out of 5th line "7" and inserting "10" in lieu thereof.

Mr. Hays moved to amend the amendment by striking out "12" and inserting "15" in lieu thereof.

The motion to amend the amendment did not prevail.

On the adoption of the amendment the yeas and nays were demanded and were as follows—

The yeas were:

Messrs. Bosworth, Brown of Linn, Caldwell, Carson, Dotson, Downing, Fisher, Glasgow, Hays, Homan, Lucas, Mackey, Payne, Struble, Wadleigh, Whaley, and Williams—17.

The nays were:

Messrs. Barnes, Beach, Belfrage, Bicknell, Bridges, Brown of Dickinson, Casey, Clayton, Cobbey, Cochran, Colton, Dean, Duncombe, Dungan, Egbert, Ehl, Epperson, Francis, Harvey, Hixson, Hornaday, Hubbell, Hull, Hutchison of Calhoun, Hutchison of Wapello, Jordan, Lake, Lambert, Laub, Lewis of Fayette, Lewis of Mills, Lyon, Martindale, McDaid, Merten, Mueller, Muncey, Nagle, Nichols, O'Brien, Palmer, Patterson, Pearson, Prouty, Richardson of Harrison, Richardson of Jackson, Richey, Robb, Russell, Scott, Seaman, Simpson, Stephens, Stockton, Stutsman, Terry, Tilton, Van Staden, Wagner, Wicks, Wolfe, and Wood—62.

Absent or not voting:

Messrs. Baker, Blair, Bloom, Coomes, Evans, Gay, Hayden, Jennings, King, Knight, McGregor, Newbold, Parker, Perrin, Porter, Reck, Stout, Tool, Webster, Yoran, and Mr. Speaker—21.

So the amendment was lost.

Mr. Knight moved that the rule be suspended, and the bill be considered engrossed and read a third time now.

Upon the question to suspend the rule the yeas and nays were demanded, and were as follows—

The yeas were:

Messrs. Baker, Barnes, Belfrage, Bicknell, Bosworth, Bridges, Brown of Dickinson, Carson, Casey, Clayton, Cobbey, Cochran, Colton, Coomes, Duncombe, Dungan, Egbert, Ehl, Fisher, Francis, Glasgow, Harvey, Hayden, Hornaday, Hubbell, Hull, Hutchison of Calhoun, Hutchison of Wapello, Jordan, King, Knight, Lambert, Laub, Lewis of Fayette, Lewis

of Mills, Lucas, Lyon, Martindale, McGregor, Mueller, Muncey, Nagle, Newbold, Nichols, O'Brien, Prouty, Seaman, Stephens, Stockton, Stout, Struble, Stutsman, Terry, Wadleigh, Wagner, Wicks, Wood, and Yoran—58.

The nays were:

Messrs. Bosworth, Caldwell, Dean, Downing, Epperson, Evans, Hays, Hixson, Homan, Lake, Mackey, Merten, Payne, Pearson, Porter, Reck, Richardson of Harrison, Richardson of Jackson, Richey, Robb, Russell, Scott, Simpson, Tilton, Tool, Van Staden, and Whaley—27.

Absent or not voting:

Messrs. Beach, Blair, Bloom, Brown of Linn, Dotson, Gay, Jennings, McDaid, Palmer, Parker, Patterson, Perrin, Webster, Williams, and Mr. Speaker—15.

So the motion to suspend the rule prevailed.

The bill was read a third time.

The question being, shall the bill pass?

The yeas were:

Messrs. Baker, Barnes, Belfrage, Bicknell, Brown of Dickinson, Carson, Casey, Clayton, Cobbey, Cochran, Colton, Duncombe, Dungan, Egbert, Glasgow, Harvey, Hayden, Hornaday, Hubbell, Hull, Jordan, King, Knight, Laub, Lewis of Fayette, Lucas, Lyon, McGregor, Merten, Mueller, Muncey, Newbold, Nichols, O'Brien, Palmer, Pearson, Perrin, Scott, Seaman, Stephens, Stockton, Stout, Struble, Stutsman, Terry, Wadleigh, Wagner, Wicks, and Wood—49.

The nays were:

Messrs. Beach, Bosworth, Bridges, Caldwell, Dean, Dotson, Downing, Ehl, Epperson, Evans, Fisher, Francis, Hays, Hixson, Homan, Hutchison of Calhoun, Jennings, Lake, Lambert, Lewis of Mills, Mackey, Martindale, McDaid, Nagle, Parker, Patterson, Payne, Porter, Reck, Richardson of Harrison, Richardson of Jackson, Richey, Robb, Russell, Simpson, Tilton, Tool, Van Staden, Williams, and Wolfe—40.

Absent or not voting:

Messrs. Blair, Bloom, Brown of Linn, Coomes, Gay, Hutchison of Wapello, Prouty, Webster, Whaley, Yoran, and Mr. Speaker—11.

So the bill, not receiving a constitutional majority, failed to pass the House.

Mr. Mackey moved to reconsider the vote by which the bill was lost.

The yeas and nays were demanded and were as follows—

The yeas were:

Messrs. Barnes, Belfrage, Bicknell, Brown of Dickinson, Carson, Casey, Clayton, Cobbey, Cochran, Colton, Coomes, Duncombe, Dungan, Egbert, Fisher, Glasgow, Hayden, Hornaday, Hubbell, Hull, Jordan, King, Knight, Laub, Lewis of Fayette, Lewis of Mills, Lucas, Lyon, Martindale, McDaid, McGregor, Merten, Mueller, Muncey, Nagle, Newbold, Nichols, O'Brien, Palmer, Parker, Prouty, Reck, Scott, Seaman, Stephens, Stockton, Stout, Struble, Stutsman, Terry, Wadleigh, Wagner, Wicks, Williams, and Wood—55.

The nays were:

Messrs. Bosworth, Bridges, Brown of Linn, Caldwell, Dean, Dotson, Downing, Ehl, Epperson, Francis, Gay, Harvey, Hays, Hixson, Homan, Hutchison of Calhoun, Hutchison of Wapello, Jennings, Lake, Lambert,

Mackey, Patterson, Payne, Pearson, Perrin, Porter, Richardson of Harrison, Richardson of Jackson, Richey, Russell, Simpson, Tilton, Tool, Van Staden, Whaley, Wolfe and Mr. Speaker—37.

Absent or not voting:

Messrs. Baker, Beach, Blair, Bloom, Evans, Robb, Webster, and Yorán—8.

So the motion to reconsider prevailed.

Question recurring on the passage of the bill, the yeas and nays were as follows:

The yeas were:

Messrs. Barnes, Beach, Belfrage, Bicknell, Blair, Bosworth, Bridges, Brown of Dickinson, Brown of Linn, Caldwell, Carson, Casey, Clayton, Cobbey, Cochran, Colton, Coomes, Dean, Dotson, Downing, Duncombe, Dungan, Egbert, Ehl, Epperson, Evans, Fisher, Francis, Gay, Glasgow, Harvey, Hayden, Hays, Hixson, Homan, Hornaday, Hubbell, Hull, Hutchison of Calhoun, Hutchison of Wapello, Jennings, King, Knight, Lake, Lambert, Laub, Lewis of Fayette, Lewis of Mills, Lucas, Lyon, Mackey, Martindale, McGregor, Merten, Mueller, Muncey, Nagle, Newbold, Nichols, O'Brien, Palmer, Parker, Patterson, Payne, Pearson, Perrin, Porter, Prouty, Reck, Richardson of Harrison, Richardson of Jackson, Richey, Robb, Russell, Scott, Seaman, Simpson, Stockton, Struble, Stutsman, Terry, Tilton, Tool, Van Staden, Wadleigh, Whaley, Wicks, Williams, Wolfe, Wood, Yorán, and Mr. Speaker—92.

The nays were—None.

Absent or not voting:

Messrs. Baker, Bloom, Jordan, McDaid, Stephens, Stout, Wagner, and Webster—8.

So the bill passed, and the title was agreed to.

Substitute for Senate File No. 139, a bill for an act to repeal section 1579 of the Code and enact a substitute therefor, relating to the publication and distribution of school laws, with report of Sifting Committee recommending that the bill do pass, was taken up and considered.

Mr. Perrin moved that the rule be suspended, and the bill be considered engrossed, and read a third time now.

The question being, shall the bill pass?

The yeas were:

Messrs. Barnes, Beach, Belfrage, Bicknell, Brown of Dickinson, Carson, Casey, Clayton, Cobbey, Cochran, Colton, Duncombe, Dungan, Egbert, Fisher, Glasgow, Harvey, Hayden, Hornaday, Hubbell, Hull, Jordan, King, Knight, Laub, Lewis of Fayette, Lewis of Mills, Lucas, Lyon, Martindale, McGregor, Merten, Mueller, Muncey, Newbold, Nichols, O'Brien, Palmer, Parker, Patterson, Perrin, Prouty, Reck, Scott, Seaman, Stephens, Stockton, Stout, Struble, Stutsman, Terry, Wadleigh, Wagner, Wicks, Williams, and Wood—56.

The nays were:

Messrs. Bosworth, Bridges, Brown of Linn, Caldwell, Coomes, Dean, Dotson, Downing, Ehl, Epperson, Francis, Gay, Hays, Hixson, Homan, Hutchison of Calhoun, Jennings, Lake, Lambert, Mackey, McDaid, Nagle, Payne, Pearson, Porter, Richardson of Harrison, Richardson of Jackson, Richey, Robb, Russell, Simpson, Tilton, Tool, Van Staden, Whaley, Wolfe, Yorán, and Mr. Speaker—38.

Absent or not voting:

Messrs. Baker, Blair, Bloom, Evans, Hutchison of Wapello, and Webster—6.

So the bill passed, and the title was agreed to.

Senate File No. 254, a bill for an act to repeal section 722 of the Code and to enact a substitute therefor, with report of committee recommending the bill do pass, was taken up and considered.

Mr. O'Brien moved that the rule be suspended, the bill be considered engrossed, and read a third time now, which prevailed.

The question being, shall the bill pass?

The yeas were:

Messrs. Baker, Barnes, Beach, Bicknell, Blair, Bloom, Bosworth, Bridges, Brown of Dickinson, Caldwell, Carson, Casey, Clayton, Cochran, Colton, Coomes, Dean, Dotson, Downing, Duncombe, Dungan, Ehl, Epperson, Evans, Fisher, Francis, Gay, Harvey, Hayden, Hixson, Homan, Hubbell, Hull, Hutchison of Calhoun, Hutchison of Wapello, Jennings, Jordan, King, Lake, Lambert, Laub, Lewis of Fayette, Lewis of Mills, Lucas, Lyon, Mackey, Martindale, McDaid, McGregor, Merten, Mueller, Muncey, Nagle, Newbold, Nichols, O'Brien, Palmer, Parker, Patterson, Payne, Pearson, Perrin, Porter, Prouty, Reck, Richardson of Harrison, Richardson of Jackson, Richey, Robb, Russell, Scott, Seaman, Simpson, Stephens, Stockton, Stout, Struble, Stutsman, Terry, Tool, Van Staden, Wadleigh, Whaley, Wicks, Williams, Wolfe, Wood, Yoran, and Mr. Speaker—89.

The nays were—None.

Absent or not voting:

Messrs. Belfrage, Brown of Linn, Cobbey, Egbert, Glasgow, Hays, Hornaday, Knight, Tilton, Wagner, and Webster—11.

So the bill passed, and the title was agreed to.

Mr. Porter moved that the House do now adjourn.

The motion prevailed, and the House adjourned until 7 o'clock this evening.

EVENING SESSION.

7 O'CLOCK P. M.

House called to order by the Speaker.

BILLS ON SECOND READING.

House File No. 571, a bill for an act in relation to mayors of cities of the second class, with reference to violation of certain city ordinances, was taken up and considered.

Mr. Hutchison of Wapello moved that the rule be suspended, and

the bill be considered engrossed, and read a third time now, which prevailed.

The question being, shall the bill pass?

The yeas were:

Messrs. Baker, Barnes, Belfrage, Blair, Bosworth, Bridges, Brown of Dickinson, Caldwell, Carson, Casey, Clayton, Cobbey, Cochran, Colton, Coomes, Dean, Dotson, Downing, Duncombe, Dungan, Ehl, Epperson, Fisher, Francis, Gay, Glasgow, Harvey, Hixson, Homan, Hornaday, Hubbell, Hull, Hutchison of Calhoun, Hutchison of Wapello, King, Knight, Lake, Lambert, Lewis of Fayette, Lewis of Mills, Lucas, Lyon, Mackey, Martindale, McDaid, Merten, Mueller, Nagle, Newbold, Nichols, Palmer, Parker, Patterson, Payne, Pearson, Perrin, Porter, Prouty, Richardson of Harrison, Richardson of Jackson, Richey, Robb, Scott, Seaman, Simpson, Stephens, Stockton, Stout, Struble, Stutsman, Terry, Tool, Van Staden, Wadleigh, Whaley, Wicks, Williams, Wood, Yoran, and Mr. Speaker—80.

The nays were:

Messrs. Hayden, McGregor, and Tilton—3.

Absent or not voting:

Messrs. Beach, Bicknell, Bloom, Brown of Linn, Egbert, Evans, Hays, Jennings, Jordan, Laub, Muncey, O'Brien, Reck, Russell, Wagner, Webster, and Wolfe—17.

So the bill passed, and the title was agreed to.

House File No. 569, a bill for an act to repeal section 1785 of the Code and enact a substitute therefor, with report of committee recommending a substitute, was taken up, considered, and the report of the committee was adopted.

Mr. Perrin moved that the rule be suspended, the bill be considered engrossed, and read a third time now, which prevailed, and the bill was read a third time.

The question being, shall the bill pass?

The yeas were:

Messrs. Baker, Barnes, Beach, Belfrage, Blair, Bosworth, Bridges, Brown of Dickinson, Carson, Casey, Clayton, Cobbey, Cochran, Colton, Dean, Dotson, Downing, Duncombe, Dungan, Ehl, Epperson, Evans, Fisher, Francis, Gay, Glasgow, Harvey, Hayden, Hays, Hixson, Homan, Hornaday, Hubbell, Hull, Hutchison of Calhoun, Hutchison of Wapello, Jennings, Jordan, King, Knight, Lake, Lambert, Lewis of Fayette, Lewis of Mills, Lyon, Mackey, Martindale, McDaid, McGregor, Merten, Mueller, Nagle, Newbold, Nichols, O'Brien, Palmer, Parker, Patterson, Payne, Pearson, Perrin, Porter, Prouty, Reck, Richardson of Harrison, Richey, Robb, Scott, Seaman, Stephens, Stockton, Stout, Struble, Stutsman, Terry, Tilton, Tool, Van Staden, Wadleigh, Whaley, Wicks, Williams, Wolfe, Wood, Yoran and Mr. Speaker—86.

The nays were—None.

Absent or not voting:

Messrs. Bicknell, Bloom, Brown of Linn, Caldwell, Coomes, Egbert, Laub, Lucas, Muncey, Richardson of Jackson, Russell, Simpson, Wagner, and Webster—14.

So the bill passed, and the title was agreed to.

House File No. 298, a bill for an act to establish the department of

industry, with report of committee recommending substitute, was taken up, considered, and the report of the committee was adopted.

Mr. Caldwell moved to amend by striking out "1,800," in section 6, line 1, and inserting "1,500" in lieu thereof.

The motion to amend did not prevail.

Mr. Gay moved to amend by striking out of line 8, section 4, the words "not to exceed twenty-five cents per volume" and inserting "not to exceed cost now paid by the State."

Mr. Russell moved the previous question, which was seconded.

Question, shall the main question be now put? was decided in the affirmative.

The motion to amend did not prevail.

Mr. Stout moved that the rule be suspended, and the bill be considered engrossed, and read a third time now, which prevailed, and the bill was read a third time.

The question being, shall the bill pass?

The yeas were:

Messrs. Baker, Barnes, Belfrage, Bicknell, Blair, Bosworth, Brown of Dickinson, Brown of Linn, Carson, Cobbey, Coomes, Dean, Dotson, Downing, Duncombe, Dungan, Epperson, Evans, Francis, Glasgow, Harvey, Hays, Hixson, Hornaday, Hubbell, Hull, Hutchison of Calhoun, Hutchison of Wapello, Jennings, Jordan, King, Knight, Laub, Lewis of Fayette, Lewis of Mills, Lucas, Lyon, Martindale, McDaid, Merten, Nagle, Newbold, Nichols, O'Brien, Parker, Pearson, Perrin, Porter, Prouty, Reck, Richey, Russell, Scott, Seaman, Stephens, Stockton, Stout, Struble, Stutsman, Terry, Tilton, Tool, Whaley, Wicks, Williams, Wood, Yorlan, and Mr. Speaker—68.

The nays were:

Messrs. Bridges, Caldwell, Cochran, Colton, Ehl, Gay, Homan, Lake, Lambert, Mackey, McGregor, Mueller, Payne, Richardson of Harrison, Richardson of Jackson, Robb, Simpson, Van Staden, Wadleigh, and Wolfe—20.

Absent or not voting:

Messrs. Beach, Bloom, Casey, Clayton, Egbert, Fisher, Hayden, Muncey, Palmer, Patterson, Wagner, and Webster—12.

So the bill passed, and the title was agreed to.

On motion of Mr. Parker the special order was taken up.

House File No. 420, a bill for an act amending chapter 5, title 12 of the Code, was taken up, and the question recurred on the motion of Mr. Nagle to amend by removing to Eldora.

The motion to amend the amendment did not prevail.

The question recurring on the amendment to strike out Mt. Pleasant and insert Mitchellville, Polk county, the yeas and nays were demanded and were as follows—

The yeas were:

Messrs. Baker, Barnes, Blair, Bridges, Brown of Dickinson, Brown of Linn, Carson, Casey, Clayton, Cobbey, Colton, Coomes, Dotson, Downing, Duncombe, Dungan, Egbert, Ehl, Epperson, Evans, Fisher, Francis, Gay, Glasgow, Harvey, Hays, Hixson, Homan, Hornaday, Hubbell, Hutchison of Calhoun, Hutchison of Wapello, Jennings, Jordan, King, Lake, Lambert, Laub, Lewis of Fayette, Lewis of Mills, Mackey, Martindale, Merten, Muncey, Nagle, Nichols, Palmer, Parker, Pat-

terson, Pearson, Ferrin, Porter, Prouty, Reck, Richardson of Harrison, Richardson of Jackson, Richey, Russell, Scott, Seaman, Simpson, Stephens, Stockton, Stout, Struble, Stutsman, Terry, Tilton, Tool, Williams, Wolfe, Wood, Yoran, and Mr. Speaker—74.

The nays were:

Messrs. Belfrage, Bicknell, Bloom, Bosworth, Caldwell, Dean, Hayden, Hull, Knight, Lucas, Lyon, McDaid, McGregor, Mueller, Newbold, Payne, Robb, Van Staden, Wadleigh, Whaley and Wicks—21.

Absent or not voting:

Messrs. Beach, Cochran, O'Brien, Wagner, and Webster—5.

So the motion to amend by striking out "Mt. Pleasant, Henry Co." and inserting "Mitchellville, Polk county," prevailed.

Mr. Newbold moved to amend by the following substitute:

A bill for an act leasing of grounds and buildings for the Girls' Department of the State Reform School and to make appropriation therefor.

SECTION 1. *Be it enacted by the General Assembly of the State of Iowa,* There is hereby appropriated out of any funds in the State treasury, not otherwise appropriated, the sum of \$2,000, or so much thereof as is necessary, to be expended by the board of trustees of said school, in preparing and paying rent of buildings for the accomodation of said school.

SEC. 2. This act, being deemed of immediate importance, shall be in force from and after its publication in the "Iowa State Register" and "Iowa State Leader," newspapers published in Des Moines, Iowa.

MESSAGE FROM THE SENATE.

The following message was received from the Senate:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has passed the following bills:

House File No. 587, a bill for an act legalizing the incorporation of Superior Silver Mining Company.

House File No. 436, a bill for an act making an appropriation for the College for the Blind.

House File No. 429, a bill for an act appropriating \$43.53 to pay S. Green for iron castings.

Also, Senate File No. 319, a bill for an act appropriating money to pay J. W. Bull, contestant from the 24th district, in which the concurrence of the House is asked.

Also have passed without amendment House File No. 435, a bill for an act to reimburse H. C. Metcalf for money advanced the State on account of the Anamosa Penitentiary.

Senate File No. 316, a bill for an act making an appropriation for indemnity of purchasers of land from the State in pursuance of the provisions of Acts of the General Assembly.

Senate File No. 286, a bill for an act to amend section 135 of the Code.

Also, without amendment, House File No. 525, legalizing acts of Frank Penney, member of the board of supervisors of Mitchell county.

House File No. 444, legalizing independent district of Carpenter.

E. H. ODELL, *Second Ass't Secretary.*

Mr. Terry moved the previous question, which was seconded.

Question, shall the main question be now put? was decided in the affirmative.

Question, shall the substitute be adopted?

The yeas and nays were demanded and were as follows—

The yeas were:

Messrs. Bosworth, Caldwell, Casey, Duncombe, Ehl, Epperson, Francis, Glasgow, Hayden, Homan, Knight, Lake, Laub, Lewis of Fayette, Lucas, Mackey, McDaid, Mueller, Nagle, Newbold, Patterson, Payne, Perrin, Porter, Richardson of Harrison, Richey, Russell, Scott, Seaman, Stout, Wadleigh, Wagner, Wicks, and Williams—34.

The nays were:

Messrs. Baker, Barnes, Belfrage, Bicknell, Blair, Bloom, Bridges, Brown of Linn, Carson, Clayton, Cobbey, Cochran, Colton, Coomes, Dean, Dotson, Dungan, Egbert, Evans, Fisher, Gay, Harvey, Hays, Hixson, Hornaday, Hubbell, Hull, Hutchison of Calhoun, Hutchison of Wapello, Jennings, Jordan, King, Lambert, Lewis of Mills, Lyon, Martindale, Merten, Muncey, Nichols, Palmer, Parker, Pearson, Prouty, Reck, Richardson of Jackson, Robb, Simpson, Stephens, Struble, Stutsman, Terry, Tilton, Tool, Van Staden, Whaley, Wolfe, Wood, Yorán, and Mr. Speaker—59.

Absent or not voting:

Messrs. Beach, Brown of Dickinson, Downing, McGregor, O'Brien, Stockton, and Webster—7.

So the substitute was lost.

The bill was ordered engrossed.

Mr. Parker moved that the vote by which the bill was ordered engrossed be reconsidered.

The motion to reconsider prevailed.

Mr. Nagle moved that the vote by which the substitute offered by Mr. Newbold was lost be reconsidered.

The motion prevailed.

Mr. King moved that the vote by which the main question was ordered be reconsidered.

The motion prevailed.

Mr. Newbold was granted leave to withdraw his substitute.

Mr. Stephens moved to amend by offering a substitute for the bill.

Mr. Nagle moved to amend the substitute: "That the trustees of the Reform School shall within ninety days after the passage of this act report to the Executive Council the total amount of money donated or furnished by the citizens of Eldora and accepted by them for the location of said school at Eldora, with the names of the persons donating the same and the amount donated by each, and upon the receipt of said report the said Council shall cause to be paid to each person so donating one-third of the amount so donated by him, out of any money in the treasury not otherwise appropriated, not to exceed \$5,000."

MESSAGE FROM THE SENATE.

The following message was received from the Senate:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has passed, with amendment reported with the bill, substitute for House File No. 141, a bill for an act to repeal sections 181, 182 and 3777 of the Code, in relation to short-hand reporters.

C. M. HOLTON, *First Ass't Secretary*.

The hour for adjournment having arrived the Speaker adjourned the House until to-morrow at 9 A. M.

HALL OF HOUSE OF REPRESENTATIVES, }
DES MOINES, IOWA, March 26, 1880. }

House met pursuant to adjournment, the Speaker in the chair.

Prayer by Rev. Mr. Cain.

Pending the reading of the journal, on motion of Mr. Newbold further reading was dispensed with.

Mr. Newbold moved to take up Senate messages.

The motion did not prevail.

RESOLUTION.

Leave was granted Mr. Clayton to offer the following resolution, which was adopted:

Resolved, That all committee clerks report to Mr. Reck promptly this morning for duty.

REPORT OF COMMITTEE.

Mr. Reck, from the Committee on Enrolled Bills, submitted the following report:

MR. SPEAKER—Your Committee on Enrolled Bills ask leave to report that they have examined the following bills, and find the same correctly enrolled:

House File No. 575, a bill for an act to legalize the formation of the independent school district of Fonda, in Pocahontas county, Iowa.

House File No. 390, a bill for an act to repeal section 512, chapter 9, laws of the Seventeenth General Assembly, and enact a substitute therefor, and to amend sections 489 and 493 of the Code, as re-enacted by chapter 9, laws of the Seventeenth General Assembly.

House File No. 510, a bill for an act providing for the publication and distribution of the census of the State of Iowa for 1880, and for the payment for the same.

House File No. 343, a bill for an act to amend section 1114 of the Code, prohibiting gambling, horse-racing, and the sale of intoxicating liquors at agricultural fairs, so as to apply to State fairs.

A. C. RECK, *Chairman.*

BILLS ON SECOND READING.

On motion of Mr. Yoran Senate File No. 204, a bill for an act making appropriations for feeble-minded children, with report of committee recommending that it do pass, was taken up and considered.

Mr. Yoran moved that the rule be suspended, and the bill be considered engrossed, and read a third time now, which motion prevailed, and the bill was read a third time.

The question being, shall the bill pass?

The yeas were:

Messrs. Baker, Barnes, Beach, Belfrage, Bicknell, Blair, Bloom, Bosworth, Bridges, Brown of Dickinson, Brown of Linn, Caldwell, Carson, Clayton, Cobbey, Cochran, Colton, Dean, Dotson, Downing, Duncombe, Dungan, Ehl, Epperson, Evans, Fisher, Francis, Gay, Harvey, Hayden, Hixson, Homan, Hull, Hutchison of Calhoun, Hutchison of Wapello, Jennings, Jordan, King, Knight, Lake, Lambert, Lewis of Fayette, Lewis of Mills, Lucas, Lyon, Martindale, McDaid, McGregor, Merten, Muncey, Nagle, Newbold, Nichols, O'Brien, Patterson, Payne, Pearson, Perrin, Porter, Prouty, Reck, Richardson of Harrison, Richey, Robb, Russell, Scott, Seaman, Simpson, Stephens, Stockton, Stout, Struble, Stutsman, Terry, Tilton, Tool, Van Staden, Wadleigh, Whaley, Williams, Wolfe, Yoran, and Mr. Speaker—83.

The nays were—None.

Absent or not voting:

Messrs. Casey, Coomes, Egbert, Glasgow, Hays, Hornaday, Hubbell, Laub, Mackey, Mueller, Palmer, Parker, Richardson of Jackson, Wagner, Webster, Wicks, and Wood—17.

So the bill passed, and the title was agreed to.

UNFINISHED BUSINESS.

The Speaker decided the motion of Mr. Nagle to amend substitute offered by Mr. Stephens for House File No. 420 was not in order.

The question recurring on the amendment by Mr. Stephens, the motion to amend prevailed.

The bill was ordered engrossed for a third reading.

Mr. Parker moved that the rule be suspended, and the bill be considered engrossed, and read a third time now, which prevailed, and the bill was read a third time.

The question being, shall the bill pass?

The yeas were:

Messrs. Baker, Barnes, Beach, Belfrage, Bicknell, Blair, Bloom, Bridges, Brown of Dickinson, Brown of Linn, Carson, Clayton, Cobbey, Cochran, Colton, Coomes, Dean, Dotson, Duncombe, Dungan, Egbert, Evans, Fisher, Gay, Harvey, Hays, Hubbell, Hutchison of Wapello, Jordan, King, Lambert, Lewis of Fayette, Lewis of Mills, Lyon, Martindale, Merten, Mueller, Muncey, Nichols, Parker, Porter, Prouty, Reck,

Richey, Robb, Russell, Scott, Seaman, Simpson, Stephens, Stockton, Stout, Struble, Stutsman, Terry, Tilton, Tool, Whaley, Williams, Wolfe, Wood, and Mr. Speaker—62.

The nays were:

Messrs. Bosworth, Caldwell, Ehl, Epperson, Francis, Glasgow, Hayden, Hixson, Homan, Hull, Hutchison of Calhoun, Knight, Lake, Lucas, McGregor, Nagle, Newbold, O'Brien, Patterson, Payne, Pearson, Perrin, Richardson of Harrison, Van Staden, Wadleigh, Wagner, Wicks, and Yoran—28.

Absent or not voting:

Messrs. Casey, Downing, Hornaday, Jennings, Laub, Mackey, McDaid, Palmer, Richardson of Jackson, and Webster—10.

So the bill passed, and the title was agreed to.

MESSAGE FROM THE SENATE.

The following message was received from the Senate:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has refused to concur in the House amendments to substitute for Senate Files Nos. 11, 13 and 170, fixing salaries of county officers, and defining their duties.

Also, has passed Senate File No. 322, legalizing ordinances of Emmetsburg.

Senate File No. 277, relating to support of soldiers' orphans.

A. T. McCARGAR, *Secretary.*

On motion of Mr. Yoran House File No. —, a bill for an act making appropriations for the new capitol building, and amend section 2, chapter 138 of the laws of —, with report of committee recommending amendments, was taken up and considered, and the report of the committee was adopted.

Mr. Yoran moved to amend by striking out all after the enacting clause, excepting section 2.

The motion to amend prevailed.

Mr. Yoran moved that the rule be suspended, and the bill be considered engrossed, and read a third time now, which prevailed, and the bill was read a third time.

The question being, shall the bill pass?

The yeas were:

Messrs. Baker, Barnes, Beach, Belfrage, Bicknell, Blair, Bloom, Bosworth, Bridges, Brown of Dickinson, Brown of Linn, Caldwell, Carson, Casey, Clayton, Cobbey, Cochran, Colton, Coomes, Dean, Downing, Duncombe, Dungan, Egbert, Ehl, Epperson, Evans, Fisher, Francis, Gay, Glasgow, Harvey, Hays, Hixson, Homan, Hornaday, Hubbell, Hutchison of Calhoun, Hutchison of Wapello, Jennings, Jordan, King, Knight, Lake, Lambert, Lewis of Fayette, Lewis of Mills, Lucas, Lyon, Mackey, Martindale, McDaid, McGregor, Merten, Mueller, Nagle, Newbold, Nichols, O'Brien, Palmer, Patterson, Payne, Pearson, Perrin, Porter, Prouty, Reck, Richardson of Harrison, Richey, Robb, Russell, Scott, Seaman, Simpson, Stephens, Stockton, Stout, Struble, Stutsman, Terry, Tilton, Tool, Van Staden, Wadleigh, Wagner, Whaley, Wicks, Williams, Wolfe, Wood, Yoran, and Mr. Speaker—92.

The nays were:
 Messrs. Laub and Muncey—2.
 Absent or not voting:
 Messrs. Dotson, Hayden, Hull, Parker, Richardson of Jackson, and
 Webster—6.
 So the bill passed, and the title was agreed to.

MESSAGE FROM THE GOVERNOR.

The following message was received from the Governor, through his private secretary, Mr. Wm. H. Fleming:

STATE OF IOWA,
 EXECUTIVE DEPARTMENT.
 DES MOINES, March 24, 1880. }

MR. SPEAKER—I am instructed by the Governor to inform the honorable House of Representatives that he has approved, signed and deposited in the office of the Secretary of State the following:

House File No. 415, An act to repeal section 798 of the Code and enacting a substitute therefor.

House File No. 422, An act to authorize the Board of Capitol Commissioners to contract with the City of Des Moines for the use of sewers, and limiting the expenditure therefor.

House File No. 522, An act to legalize the organization and acts of the Knotts Mexican Silver Mining Company.

House File No. 582, An act to legalize the proceedings of the board of supervisors of Adams county, Iowa, held on 7th day of January, A. D. 1875, and the proceedings of the town council of the town of Corning, Adams county, Iowa, on the 16th day of January, 1875, vacating a certain alley in said town.

House Files Nos. 190, 30 and 52, An act to repeal sections 3788 and 3789, of chapter two (2), title twenty-three (23) of the Code, and enacting a substitute therefor, in relation to the compensation of sheriffs.

House File No. 181, An act to amend section 1, chapter 133, of the acts of the Seventeenth General Assembly, and enacting a substitute therefor.

House File No. 209, An act to amend sections 1971 and 1974, chapter 6, title 13 of the Code, relating to the duties of county auditors.

House Files Nos. 313 and 316, An act to amend sections 4289 and 4293 of the Code, and enact substitutes therefor, in relation to evidence before grand juries.

Senate File No. 340, An act to appropriate funds to erect and furnish buildings for the Soldiers' Orphans' Home and Home for Indigent Children.

House File No. 496, An act to legalize the incorporation of the town of Riverton, Fremont county.

House File No. 531, An act to prevent fraud in the sale of land in certain cases.

House File No. 538, An act making appropriations for the improvement of the Penitentiary at Fort Madison.

House File No. 572, An act to legalize an election held on Mon-

day, March 8, 1880, by the Independent School District of the City of Burlington, Des Moines county, Iowa.

House File No. 533, An act to provide for a badge of honor to be given by the State of Iowa to every honorably discharged soldier of the State, and every citizen of the State who served in the navy of the United States during the rebellion.

House File No. 380, An act in relation to the formation of independent school districts.

Substitute for House File 369, An act to authorize cities and towns organized under special charters to refund outstanding bonded debt at a lower rate of interest, and to provide for the payment of the same.

House File No. 30, An act to repeal chapter 113 of the acts of the Seventeenth General Assembly, and amend section 1802 as amended by chapter 27, acts of the Fifteenth General Assembly.

Memorial and Joint Resolution in relation to the removal of obstructions from the channel of the Nishnabotna river.

WM. H. FLEMING,
Private Secretary.

On motion of Mr. Perrin Senate File No. 281, a bill for an act to amend section 2, chapter 123, of the acts of the Sixteenth General Assembly, relative to the time for publishing notices relative to the time of voting aid to railways, with report of committee recommending that the bill do pass, was taken up and considered.

Mr. King moved that the rule be suspended, and the bill be considered engrossed, and read a third time now, which prevailed, and the bill was read a third time.

The question being, shall the bill pass?

The yeas were:

Messrs. Baker, Beach, Belfrage, Bicknell, Blair, Bloom, Bosworth, Bridges, Brown of Dickinson, Brown of Linn, Caldwell, Carson, Casey, Clayton, Cobbey, Colton, Coomes, Dean, Duncombe, Dungan, Egbert, Ehl, Epperson, Evans, Fisher, Francis, Glasgow, Harvey, Hays, Hornaday, Hubbell, Hutchison of Calhoun, Hutchison of Wapello, Jordan, King, Knight, Lake, Lambert, Laub, Lewis of Hayette, Lewis of Mills, Lucas, Martindale, Merten, Mueller, Muncey, Newbold, Nichols, O'Brien, Palmer, Parker, Patterson, Pearson, Perrin, Porter, Prouty, Reck, Richardson of Harrison, Richardson of Jackson, Richey, Robb, Scott, Seaman, Simpson, Stephens, Stockton, Stout, Struble, Stutsman, Terry, Tilton, Van Staden, Wadleigh, Wagner, Webster, Wicks, Wood, Yoran, and Mr. Speaker—79.

The nays were:

Messrs. Downing, Gay, Hixson, Homan, Lyon, McGregor, Payne, Russell, Tool, Whaley, and Wolfe—11.

Absent or not voting:

Messrs. Barnes, Cochran, Dotson, Hayden, Hull, Jennings, Mackey, McDaid, Nagle, and Williams—10.

So the bill passed, and the title was agreed to.

BILLS ON SECOND READING.

On motion of Mr. Duncombe Senate File No. 216, a bill for an act making appropriation for the indemnity of purchasers of land from the State, in pursuance of the provisions of chapter 63, acts of the Eighth General Assembly, was taken up.

Read a first and second time and referred to the Sifting Committee.

REPORT OF COMMITTEE.

Mr. Parker, from the Committee on Judiciary, submitted the following report:

MR. SPEAKER—Your Committee on Judiciary, to whom was referred House File No. 559, a bill for an act defining certain public offenses and providing for punishment, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that it do pass.

J. M. PARKER, *Chairman.*

Ordered passed on file.

PETITION.

Leave was granted Mr. Stutsman to present a petition.
Referred to the Committee on Appropriations.

REPORT OF COMMITTEE.

Mr. Clayton, from the Committee on Agriculture, submitted the following report:

MR. SPEAKER—Your Committee on Agriculture, to whom were referred various petitions, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the committee have reported bills covering the grounds asked for.

B. F. CLAYTON, *Chairman.*

Ordered passed on file.

SENATE MESSAGES.

Senate File No. 188, a bill for an act to provide for paying the war and defense bonds falling due July 1, 1881, was taken up.

The Senate refused to concur in House amendments.

On motion of Mr. Stephens the House insisted on its amendments and asked a Committee of Conference.

Substitute for Senate Files Nos. 11, 13 and 170, was taken up.

The Senate refused to concur in House amendments.

On motion of Mr. Wood the House insisted on its amendments and asked a Committee of Conference.

Senate File No. 320, a bill for an act to authorize the payment of certain lost coupons of certain Iowa State bonds, was taken up.

Read a first and second time and referred to the Sifting Committee.

Senate File No. 317, a bill for an act to amend section 2127 of the Code of 1873, and to cure defect made in sales of real estate, etc., was taken up.

Read a first and second time and referred to the Sifting Committee.

Senate File No. 277, a bill for an act amending section 1630 of the Code, relating to support of Soldiers' Orphans' Home, was taken up.

Read a first and second time and referred to the Sifting Committee.

Senate File No. 322, a bill for an act to legalize certain ordinances of the incorporated town of Emmettsburg, was taken up.

Read a first and second time and referred to the Sifting Committee.

Senate File No. 319, a bill for an act for an appropriation to pay J. W. Bull, contestant from the Twenty-seventh Senatorial District, was taken up.

Read a first and second time and referred to the Sifting Committee.

Senate File No. 286, a bill for an act to amend section 135, chapter 1, title 3 of the Code, relating to the organization of the Supreme Court, etc., was taken up.

Read a first and second time and referred to the Sifting Committee.

MESSAGE FROM THE SENATE.

The following message was received from the Senate:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has passed the following bills, in which the concurrence of the House is asked:

Senate substitute for House File No. 157, to secure policy-holders in fire companies from unjust forfeitures.

Senate File No. 291, to make settlements with county treasurers.

Senate File No. 289, providing for estimates and drawing funds for State institutions.

Also, without amendment, House File No. 54, providing for appeals from findings of commissioners of insanity.

Substitute for Senate File No. 268, a bill for an act in relation to the time of holding general elections.

Also, has passed without amendment House File No. 305, a bill for an act to equalize convicts' good time.

House File No. 225, a bill for an act to provide for an Assistant Fish Commissioner.

E. H. ODELL, *Second Ass't Secretary.*

House File No. 266, a bill for an act to amend section 3985, chapter 7 title 24 of the Code of Iowa, was taken up, with Senate amendments.

On the question, shall the House concur in the Senate amendments? the yeas and nays were as follows—

The yeas were:

Messrs. Baker, Barnes, Beach, Belfrage, Bicknell, Blair, Bloom, Bosworth, Bridges, Brown of Dickinson, Brown of Linn, Caldwell, Carson, Casey, Cobbey, Colton, Coomes, Dean, Dotson, Downing, Duncombe, Dungan, Egbert, Ehl, Epperson, Evans, Fisher, Francis, Glasgow, Harvey, Hayden, Hays, Hixson, Homan, Hornaday, Hubbell, Hutchison of Calhoun, Hutchison of Wapello, Jordan, King, Lake, Lambert, Laub, Lewis of Fayette, Lewis of Mills, Lucas, Lyon, Mackey, Martindale, McDaid, Mueller, Muncey, Nagle, Newbold, Nichols, O'Brien, Palmer, Parker, Patterson, Payne, Pearson, Perrin, Porter, Prouty, Reck, Richardson of Harrison, Richardson of Jackson, Richey, Russell, Scott, Simpson, Stephens, Stockton, Stout, Struble, Stutsman, Terry, Tilton, Tool, Van Staden, Wadleigh, Wagner, Webster, Whaley, Wicks, Williams, Wolfe, Wood, Yoran, and Mr. Speaker—90.

The nays were—None.

Absent or not voting:

Messrs. Clayton, Cochran, Gay, Hull, Jennings, Knight, McGregor, Merten, Robb, and Seaman—10.

So the amendments were concurred in.

The Speaker announced the following Conference Committee on Senate File No. 187:

Messrs. Stephens, Glasgow, and Stockton.

On Substitute for Senate Files Nos. 11, 13, and 170: Messrs. Wood, Dungan, and Lyon.

Substitute for Senate File No. 268, a bill for an act to repeal section 573, chapter 1, title 5 of the Code, and enact a substitute therefor, was taken up.

Read a first and second time and referred to the Sifting Committee.

Senate File No. 289, a bill for an act providing for quarterly estimates of the ordinary and current expenses of certain State institutions, etc., was taken up.

Read a first and second time and referred to the Sifting Committee.

Senate File No. 291, a bill for an act requiring boards of supervisors to make settlements with county treasurers at each of their regular meetings in January and June, was taken up.

Read a first and second time and referred to the Sifting Committee.

House File No. 175, a bill for an act relating to insurance and fire insurance companies, was taken up, with Senate amendments.

On the question, shall the House concur in the Senate amendments? the yeas and nays were as follows—

The yeas were:

Messrs. Baker, Barnes, Beach, Belfrage, Bicknell, Blair, Bosworth, Bridges, Brown of Linn, Caldwell, Carson, Clayton, Cobbey, Cochran, Colton, Coomes, Dungan, Epperson, Evans, Fisher, Francis, Gay, Harvey, Hixson, Hornaday, Hubbell, Hutchison of Calhoun, Hutchison of Wapello, Jordan, King, Lambert, Laub, Lewis of Fayette, Lucas, Lyon, Martindale, Mueller, Muncey, Newbold, Nichols, O'Brien, Parker, Patterson, Payne, Pearson, Perrin, Porter, Prouty, Richardson of Harrison, Richardson of Jackson, Richey, Robb, Scott, Simpson,

Stephens, Stockton, Stout, Struble, Stutsman, Tool, Van Staden, Whaley, Wolfe, Wood, Yorau, and Mr. Speaker—66.

The nays were:

Messrs. Bloom, Brown of Dickinson, Dean, Downing, Duncombe, Egbert, Ehl, Hays, Homan, Knight, McGregor, Merten, Palmer, Russell, Terry, Tilton, Wadleigh, and Wagner—19.

Absent or not voting:

Messrs. Casey, Dotson, Glasgow, Hayden, Hull, Jennings, Lake, Lewis of Mills, Mackey, McDaid, Nagle, Reck, Seaman, Wicks, and Williams—15.

So the House concurred in the Senate amendments.

Substitute for House File No. 157, a bill for an act to secure policyholders in fire insurance companies from unjust forfeitures of policies, was taken up, with Senate amendments.

Question, shall the House concur in the Senate amendments?

The yeas and nays were as follows—

The yeas were:

Messrs. Baker, Barnes, Beach, Bicknell, Blair, Bloom, Bosworth, Bridges, Brown of Dickinson, Brown of Linn, Caldwell, Carson, Casey, Clayton, Cobbey, Cochran, Colton, Coomes, Dotson, Downing, Dungan, Epperson, Evans, Fisher, Francis, Gay, Homan, Hornaday, Hubbell, Hutchison of Calhoun, Hutchison of Wapello, Jennings, Jordan, King, Lambert, Laub, Lewis of Fayette, Lewis of Mills, Lucas, Lyon, Mackey, Martindale, McDaid, McGregor, Merten, Mueller, Muncey, Nagle, Newbold, Nichols, Parker, Patterson, Payne, Pearson, Perrin, Porter, Prouty, Reck, Richardson of Harrison, Richardson of Jackson, Richey, Robb, Russell, Scott, Simpson, Stockton, Stout, Struble, Stutsman, Terry, Tilton, Tool, Van Staden, Whaley, Wicks, Williams, Wolfe, Wood, Yorau, and Mr. Speaker—80.

The nays were:

Messrs. Dean, Duncombe, Ehl, Harvey, Hays, Knight, O'Brien, Palmer, Seaman, Stephens, Wadleigh, Wagner, and Webster—13.

Absent or not voting:

Messrs. Belfrage, Egbert, Glasgow, Hayden, Hixson, Hull, and Lake—7.

So the Senate amendments were concurred in.

MESSAGE FROM THE SENATE.

The following message was received from the Senate:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has appointed as Committee of Conference on the disagreeing votes on House amendments to Senate File No. 188, Senators Larabee, Nichols of Benton, and Hebard.

Also has appointed as Committee of Conference on the disagreeing vote on House amendments to substitute for Senate Files Nos. 11, 13, and 170, Senators Chase, Lewellen, and Wall.

A. T. McCARGAR, *Secretary*.

BILLS ON SECOND READING.

House File No. 493, a bill for an act to encourage reasonable rates of interest, with report of committee recommending a substitute, was taken up and considered, and the report of the committee adopted.

Mr. King moved to amend the third and fourth lines of section 2 by striking out the word "receive," and insert the word "recover" in lieu thereof.

The motion to amend prevailed.

Mr. King moved that the rule be suspended, and the bill be considered engrossed, and read a third time now, which prevailed, and the bill was read a third time.

The question being, shall the bill pass?

The yeas were:

Messrs. Baker, Barnes, Beach, Belfrage, Bicknell, Bloom, Bosworth, Brown of Dickinson, Brown of Linn, Caldwell, Carson, Casey, Clayton, Cobbey, Cochran, Colton, Coomes, Dotson, Ehl, Fisher, Gay, Harvey, Hubbell, Hull, Jordan, King, Knight, Lambert, Laub, Lewis of Fayette, Lewis of Mills, Lucas, Martindale, McGregor, Merten, Newbold, Nichols, Parker, Patterson, Pearson, Reck, Scott, Stout, Terry, Tool, Van Staden, Williams, and Wolfe—48.

The nays were:

Messrs. Bridges, Dean, Downing, Epperson, Francis, Hayden, Hays, Homan, Hornaday, Hutchison of Calhoun, Hutchison of Wapello, Lake, Mackey, Mueller, Muncey, Nagle, Palmer, Payne, Perrin, Porter, Prouty, Richardson of Harrison, Richardson of Jackson, Richey, Robb, Russell, Seaman, Simpson, Stutsman, Tilton, Wadleigh, Wagner, Webster, Wicks, and Mr. Speaker—35.

Absent or not voting:

Messrs. Blair, Duncombe, Dungan, Egbert, Evans, Glasgow, Hixson, Jennings, Lyon, McDaid, O'Brien, Stephens, Stockton, Struble, Whaley, Wood, and Yorán—17.

So the bill not having received a constitutional majority, was declared lost.

Senate File No. 44, a bill for an act defining the rights and liabilities of hotel and eating-house keepers, with report of committee recommending that the bill do pass, was taken up and considered.

Mr. Hutchison of Wapello moved that the rule be suspended, and the bill be considered engrossed, and read a third time now, which prevailed, and the bill was read a third time.

The question being, shall the bill pass?

The yeas were:

Messrs. Baker, Barnes, Beach, Belfrage, Bicknell, Blair, Bloom, Bosworth, Bridges, Brown of Dickinson, Carson, Casey, Clayton, Cobbey, Cochran, Colton, Coomes, Dotson, Downing, Duncombe, Ehl, Epperson, Evans, Fisher, Francis, Gay, Harvey, Hayden, Hays, Homan, Hornaday, Hubbell, Hull, Hutchison of Calhoun, Hutchison of Wapello, Jennings, King, Lake, Lambert, Laub, Lewis of Fayette, Lewis of Mills, Lucas, Lyon, Martindale, McGregor, Merten, Muncey, Newbold, Nichols, Parker, Payne, Pearson, Porter, Reck, Richey, Scott, Simpson, Stephens, Stockton, Stout, Struble, Stutsman, Terry, Van Staden, Wadleigh, Wagner, Whaley, Wicks, Williams, Wolfe, and Mr. Speaker—72.

The nays were:

Messrs. Brown of Linn, Dean, Palmer, Prouty, Richardson of Harrison, and Tilton—6.

Absent or not voting:

Messrs. Caldwell, Dungan, Egbert, Glasgow, Hixson, Jordan, Knight, Mackey, McDaid, Mueller, Nagle, O'Brien, Patterson, Perrin, Richardson of Jackson, Robb, Russell, Seaman, Tool, Webster, Wood, and Yorán—22.

So the bill passed, and the title was agreed to.

Mr. Lewis of Fayette was excused for the rest of the session.

House File No. 573, a bill for an act to provide for the condemnation of real estate for channels and ditches for the drainage and better protection of the right of way and road-bed of railroads, with report of committee recommending that it do pass, was taken up and considered.

Mr. King moved to amend: "*Provided*, That nothing herein shall permit any railroad company to turn the channel of any stream off of any cultivated pasture or meadow lands where said stream only touches said farm at one point, unless it be by the consent of the owner of said land."

The motion to amend prevailed.

Mr. Duncombe moved that the rule be suspended, and the bill be considered engrossed, and read a third time now, on which the yeas and nays were demanded, and were as follows—

The yeas were:

Messrs. Baker, Barnes, Beach, Belfrage, Bicknell, Bosworth, Bridges, Brown of Dickinson, Brown of Linn, Carson, Casey, Clayton, Colton, Dean, Duncombe, Egbert, Ehl, Epperson, Evans, Fisher, Gay, Glasgow, Harvey, Hays, Hornaday, Hubbell, Hull, Hutchison of Calhoun, Hutchison of Wapello, Jennings, Jordan, King, Lake, Lambert, Laub, Lewis of Mills, Lucas, Mackey, Martindale, Merten, Mueller, Nagle, Newbold, O'Brien, Parker, Pearson, Perrin, Prouty, Reck, Richardson of Harrison, Richardson of Jackson, Richey, Robb, Scott, Seaman, Simpson, Stephens, Stockton, Stout, Struble, Stutsman, Terry, Van Staden, Wadleigh, Wagner, Webster, Whaley, Wicks, Williams, Yorán, and Mr. Speaker—71.

The nays were:

Messrs. Caldwell, Coomes, Dotson, Downing, Francis, Hayden, Homan, McDaid, Palmer, Payne, Tilton, Tool, and Wolfe—13.

Absent or not voting:

Messrs. Blair, Bloom, Cobbe, Cochran, Dungan, Hixson, Knight, Lewis of Fayette, Lyon, McGregor, Muncey, Nichols, Patterson, Porter, Russell, and Wood—16.

So the motion to suspend the rules prevailed.

On motion of Mr. Duncombe the time of adjournment was extended 15 minutes.

The bill was read a third time.

The question being, shall the bill pass?

The yeas were:

Messrs. Baker, Barnes, Beach, Belfrage, Bicknell, Bloom, Bosworth, Bridges, Brown of Dickinson, Brown of Linn, Carson, Casey, Cochran, Colton, Dean, Downing, Duncombe, Egbert, Ehl, Epperson,

Evans, Fisher, Francis, Gay, Glasgow, Harvey, Hays, Hornaday, Hubbell, Hull, Hutchison of Calhoun, Hutchison of Wapello, Jennings, Jordan, King, Knight, Lake, Lambert, Laub, Lewis of Fayette, Lewis of Mills, Lucas, Lyon, Mackey, Martindale, McDaid, Merten, Mueller, Muncey, Nagle, Newbold, Nichols, Parker, Pearson, Perrin, Prouty, Reck, Richardson of Harrison, Richardson of Jackson, Richey, Robb, Scott, Seaman, Simpson, Stephens, Stockton, Stout, Stutsman, Tilton, Tool, Wadleigh, Wagner, Webster, Wicks, Williams, Wolfe, Wood, Yoran, and Mr. Speaker—79.

The nays were:

Messrs. Coomes, Dotson, Dungan, Hayden, Homan, McGregor, Palmer, Payne, Russell, Struble, and Van Staden—11.

Absent or not voting:

Messrs. Blair, Caldwell, Clayton, Cobbey, Hixson, O'Brien, Patterson, Porter, Terry, and Whaley—10.

So the bill passed, and the title was agreed to.

The hour for adjournment having arrived, the Speaker adjourned the House until 2 P. M.

AFTERNOON SESSION.

2 O'CLOCK, P. M.

House called to order by the Speaker.

BILLS ON SECOND READING.

Senate File No. 63, a bill for an act providing for the protection of sepulchres and the bodies of deceased persons, with report of committee recommending that the bill do pass, was taken up and considered.

Mr. Casey moved that the rule be suspended, and the bill be considered engrossed, and read a third time now which prevailed, and the bill was read a third time.

The question being, shall the bill pass?

The yeas were:

Messrs. Baker, Barnes, Beach, Belfrage, Bicknell, Bloom, Bosworth, Bridges, Brown of Dickinson, Brown of Linn, Caldwell, Carson, Casey, Clayton, Cobbey, Cochran, Colton, Coomes, Dean, Dotson, Downing, Duncombe, Egbert, Evans, Fisher, Francis, Hayden, Hornaday, Hubbell, Hutchison of Calhoun, Hutchison of Wapello, Jennings, Jordan, King, Lake, Lambert, Lewis of Mills, Martindale, McDaid, McGregor, Merten, Mueller, Muncey, Nagle, Parker, Patterson, Payne, Pearson, Perrin, Porter, Prouty, Reck, Richardson of Harrison, Richardson of Jackson, Richey, Scott, Stephens, Stockton, Stout, Struble,

Stutsman, Tool, Wadleigh, Wagner, Webster, Whaley, Williams, Yorán, and Mr. Speaker—69.

The nays were—None.

Absent or not voting:

Messrs. Blair, Dungan, Ehl, Epperson, Gay, Glasgow, Harvey, Hays, Hixson, Homan, Hull, Knight, Laub, Lewis of Fayette, Lucas, Lyon, Mackey, Newbold, Nichols, O'Brien, Palmer, Robb, Russell, Seaman, Simpson, Terry, Tilton, Van Staden, Wicks, Wolfe, and Wood—31.

So the bill passed, and the title was agreed to.

REPORT OF COMMITTEE.

Mr. Blair, from the Sifting Committee, submitted the following report:

MR. SPEAKER—Your Sifting Committee, to whom were referred Senate Files Nos. 316, 132 and 322, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that they now be taken up and acted upon.

BLAIR, *Chairman.*

Ordered passed on file.

BILLS ON SECOND READING.

Senate File No. 316, a bill for an act making an appropriation for the indemnity of purchasers of land from the State in pursuance of the provisions of chapter 63, acts of the Eighth General Assembly, with report of committee recommending that the bill do pass, was taken up and considered.

Mr. Duncombe moved that the rule be suspended, and the bill be considered engrossed, and read a third time now, which prevailed, and the bill was read a third time.

The question being, shall the bill pass?

The yeas were:

Messrs. Baker, Barnes, Belfrage, Bicknell, Blair, Bloom, Bosworth, Bridges, Brown of Dickinson, Brown of Linn, Caldwell, Carson, Casey, Clayton, Cobbey, Cochran, Colton, Coomes, Dean, Dotson, Downing, Duncombe, Egbert, Ehl, Fisher, Francis, Glasgow, Harvey, Hayden, Homan, Hornaday, Hubbell, Hutchison of Calhoun, Hutchison of Wapello, Lake, Lambert, Lewis of Mills, Lucas, Martindale, McDaid, McGregor, Merten, Mueller, Muncey, Nagle, Newbold, Parker, Payne, Pearson, Perrin, Porter, Prouty, Richardson of Harrison, Richey, Russell, Scott, Seaman, Stephens, Stockton, Stout, Struble, Stutsman, Terry, Tool, Van Staden, Wadleigh, Wagner, Webster, Whaley, Wicks, Williams, Wolfe, and Mr. Speaker—73.

The nays were—None.

Absent or not voting:

Messrs. Beach, Dungan, Epperson, Evans, Gay, Hays, Hixson, Hull, Jennings, Jordan, King, Knight, Laub, Lewis of Fayette, Lyon, Mackey, Nichols, O'Brien, Palmer, Patterson, Reck, Richardson of Jackson, Robb, Simpson, Tilton, Wood, and Yorán—27.

So the bill passed, and the title was agreed to.

Senate File No. 132, a bill for an act to amend chapter 154 of the acts of ——— General Assembly, and chapter 289 of the Code, etc., with report of committee recommending that the bill do pass, was taken up and considered.

Mr. Perrin moved that the rule be suspended, and the bill be considered engrossed, and read a third time now, which prevailed, and the bill was read a third time.

The question being, shall the bill pass?

The yeas were:

Messrs. Baker, Barnes, Beach, Belfrage, Bicknell, Blair, Bloom, Bosworth, Bridges, Brown of Dickinson, Brown of Linn, Caldwell, Carson, Casey, Clayton, Cobbey, Colton, Coomes, Dean, Downing, Duncombe, Evans, Fisher, Francis, Glasgow, Harvey, Hays, Homan, Hornaday, Hubbell, Hutchison of Calhoun, Hutchison of Wapello, Jennings, Jordan, Lake, Lambert, Laub, Lewis of Mills, Lucas, Mackey, Martindale, McDaid, McGregor, Merten, Mueller, Muncey, Nagle, Newbold, Nichols, Parker, Payne, Pearson, Perrin, Porter, Prouty, Richardson of Harrison, Richardson of Jackson, Richey, Scott, Seaman, Simpson, Stephens, Stockton, Stout, Struble, Stutsman, Terry, Tool, Van Staden, Wadleigh, Whaley, Wicks, Williams, Wolfe, and Yoran—75.

The nays were—None.

Absent or not voting:

Messrs. Cochran, Dotson, Dungan, Egbert, Ehl, Epperson, Gay, Hayden, Hixson, Hull, King, Knight, Lewis of Fayette, Lyon, O'Brien, Palmer, Patterson, Reck, Robb, Russell, Tilton, Wagner, Webster, Wood, and Mr. Speaker—25.

So the bill passed, and the title was agreed to.

Senate File No. 222, a bill for an act to legalize the ordinances of the incorporated town of Emmetsburg, Palo Alto county, Iowa, was taken up and considered.

The bill was ordered engrossed.

Mr. Perrin moved that the rule be suspended, and the bill be considered engrossed, and read a third time now, which prevailed, and the bill was read a third time.

The question being, shall the bill pass?

The yeas were:

Messrs. Baker, Barnes, Beach, Belfrage, Bicknell, Bloom, Bosworth, Bridges, Brown of Dickinson, Brown of Linn, Caldwell, Carson, Casey, Clayton, Cobbey, Cochran, Colton, Coomes, Dean, Dotson, Duncombe, Evans, Fisher, Francis, Gay, Harvey, Hayden, Hays, Homan, Hornaday, Hubbell, Hutchison of Calhoun, Hutchison of Wapello, Jennings, Jordan, King, Lake, Lambert, Lewis of Mills, Lucas, Mackey, Martindale, McDaid, McGregor, Merten, Mueller, Muncey, Nagle, Newbold, Nichols, Parker, Patterson, Payne, Pearson, Perrin, Porter, Prouty, Reck, Richardson of Harrison, Richardson of Jackson, Richey, Scott, Seaman, Simpson, Stockton, Stout, Struble, Stutsman, Terry, Tool, Van Staden, Wadleigh, Webster, Whaley, Wicks, Williams, Wolfe, Yoran, and Mr. Speaker—79.

The nays were—None.

Absent or not voting:

Messrs. Blair, Downing, Dungan, Egbert, Ehl, Epperson, Glasgow,

Hixson, Hull, Knight, Laub, Lewis of Fayette, Lyon, O'Brien, Palmer, Robb, Russell, Stephens, Tilton, Wagner, and Wood—21.

So the bill passed, and the title was agreed to.

Substitute for House File No. 378, a bill for an act to define tramping and punish tramps, was taken up.

Mr. Duncombe moved that the rule be suspended, and the bill be considered engrossed, and read a third time now, which prevailed, and the bill was read a third time.

The question being, shall the bill pass?

The yeas were:

Messrs. Baker, Barnes, Beach, Belfrage, Bloom, Bosworth, Brown of Dickinson, Brown of Linn, Carson, Cobbe, Colton, Coomes, Dotson, Duncombe, Egbert, Fisher, Francis, Harvey, Hayden, Hornaday, Hubbell, Hutchison of Calhoun, Lake, Laub, Lucas, Martindale, McGregor, Merten, Mueller, Muncey, Nagle, Newbold, Nichols, Patterson, Pearson, Reck, Robb, Russell, Scott, Struble, Terry, Wadleigh, Wagner, Webster, Whaley, Wicks, Williams, Wolfe, and Yoran—49.

The nays were:

Messrs. Bicknell, Bridges, Clayton, Dean, Epperson, Evans, Gay, Hays, Homan, Hutchison of Wapello, Jennings, Jordan, King, Lambert, Lewis of Mills, Mackey, McDaid, Parker, Payne, Porter, Prouty, Richardson of Jackson, Richey, Seaman, Stockton, Stout, Stutsman, Tool, and Van Staden—29.

Absent or not voting:

Messrs. Blair, Caldwell, Casey, Cochran, Downing, Dungan, Ehl, Glasgow, Hixson, Hull, Knight, Lewis of Fayette, Lyon, O'Brien, Palmer, Perrin, Richardson of Harrison, Simpson, Stephens, Tilton, Wood, and Mr. Speaker—22.

So the bill, not receiving a constitutional majority, failed to pass the House.

REPORT OF COMMITTEE.

Mr. Reck, from the Committee on Enrolled Bills, submitted the following report:

MR. SPEAKER—The Committee on Enrolled Bills respectfully report that they have examined the following bills, and find the same correctly enrolled:

House File No. 435, a bill for an act to reimburse H. C. Metcalf for money paid for lots and land for the use of the State at the Additional Penitentiary at Anamosa.

House File No. 175, a bill for an act to further amend section 391, chapter 1, title 5 of the Code, relating to township officers.

House File No. 180, a bill for an act to protect depositors in banks and banking institutions and to punish fraudulent banking.

House File No. 176, a bill for an act relating to insurance and fire insurance companies.

House File No. 54, a bill for an act providing for appeals from the findings of the commissioners of insanity and to amend section 1401, chapter 2, title 11 of the Code.

House File No. 436, a bill for an act making appropriations for the College for the Blind.

House File No. 444, a bill for an act to legalize the organization and acts of the independent school district of Carpenter, consisting of territory in the counties of Mitchell, Worth and Iowa.

House File No. 587, a bill for an act to legalize the incorporation of the Surprise Silver Mining Company.

House File No. 525, a bill for an act to legalize the official acts of Frank Penney, as a member of the board of supervisors of Mitchell county, Iowa.

Also, House File No. 305, a bill for an act to equalize the good time that may be earned by the convicts at the penitentiary, amendatory of section 4754 of the Code, and of chapter 43 of the General and Public Laws of the Fourteenth General Assembly, chapter 40, of the acts of the Sixteenth General Assembly, and chapter 187 of the acts of the Seventeenth General Assembly.

House File No. 225, a bill for an act to provide for an Assistant Fish Commissioner.

House File No. 429, a bill for an act appropriating \$43.55 to pay Samuel Green for iron castings for the Iowa Reform School.

A. C. RECK, *Chairman.*

Mr. McDaid moved the vote by which the bill was lost be reconsidered.

Mr. Hays moved to lay the motion to reconsider on the table, and demanded the yeas and nays, which were as follows—

The yeas were:

Messrs. Barnes, Bicknell, Bosworth, Bridges, Clayton, Dean, Dungan, Epperson, Evans, Francis, Gay, Harvey, Hays, Homan, Hutchison of Wapello, Jennings, Jordan, King, Lewis of Mills, Mackey, Payne, Porter, Prouty, Richardson of Harrison, Richardson of Jackson, Richey, Russell, Simpson, Stutsman, and Wood—30.

The nays were:

Messrs. Baker, Beach, Belfrage, Bloom, Brown of Dickinson, Brown of Linn, Caldwell, Carson, Casey, Cobbey, Cochran, Colton, Coomes, Dotson, Duncombe, Egbert, Fisher, Glasgow, Hayden, Hornaday, Hubbell, Hutchison of Calhoun, Lake, Lambert, Laub, Lucas, Martindale, McDaid, McGregor, Merten, Mueller, Muncey, Nagle, Newbold, Nichols, Parker, Patterson, Pearson, Perrin, Reck, Scott, Seaman, Stephens, Stockton, Stout, Struble, Terry, Tool, Van Staden, Wadleigh, Wagner, Webster, Whaley, Wicks, Williams, Wolfe, Yorlan, and Mr. Speaker—58.

Absent or not voting:

Messrs. Blair, Downing, Ehl, Hixson, Hull, Knight, Lewis of Fayette, Lyon, O'Brien, Palmer, Robb, and Tilton—12.

So the motion to lay on the table did not prevail.

Question recurring on the engrossment of the bill.

The bill was ordered engrossed.

The question being, shall the bill pass?

The yeas were:

Messrs. Barnes, Beach, Belfrage, Bloom, Brown of Dickinson, Brown of Linn, Caldwell, Carson, Casey, Cobbey, Colton, Coomes, Dotson, Duncombe, Egbert, Francis, Glasgow, Hayden, Hornaday, Hutchison of Calhoun, Lake, Lucas, Martindale, McGregor, Merten, Mueller,

Muncey, Nagle, Newbold, Nichols, Patterson, Pearson, Reck, Russell, Scott, Seaman, Stephens, Stockton, Struble, Terry, Tool, Van Staden, Wadleigh, Wagner, Webster, Whaley, Wicks, Williams, Wolfe, Yoran, and Mr. Speaker—51.

The nays were:

Messrs. Baker, Bicknell, Bosworth, Bridges, Clayton, Cochran, Dean, Downing, Dungan, Epperson, Evans, Fisher, Gay, Harvey, Hays, Homan, Hubbell, Hutchison of Wapello, Jennings, Jordan, King, Lambert, Laub, Lewis of Mills, Mackey, McDaid, Parker, Payne, Perrin, Porter, Prouty, Richardson of Harrison, Richardson of Jackson, Richey, Simpson, Stout, and Stutsman—37.

Absent or not voting:

Messrs. Blair, Ehl, Hixson, Hull, Knight, Lewis of Fayette, Lyon, O'Brien, Palmer, Robb, Tilton, and Wood—12.

So the bill passed, and the title was agreed to.

MESSAGE FROM THE GOVERNOR.

The following message was received from the Governor, through his private secretary, Wm. H. Fleming:

STATE OF IOWA,
EXECUTIVE DEPARTMENT.
DES MOINES, March 26, 1880. }

MR. SPEAKER—I am instructed by the Governor to inform the honorable the House of Representatives that he has approved, signed and deposited in the office of the Secretary of State the following:

Substitute for House Files Nos. 76 and 343, An act to amend section 1114 of the Code, prohibiting gambling, horse-racing, and the sale of intoxicating liquors at agricultural fairs, so as to apply to State Fairs.

Substitute for House File No. 291, An act to authorize railroad companies organized in other States to extend their railroads into this State.

House File No. 392, An act to repeal section 512, chapter 9, laws of the Seventeenth General Assembly, and to enact a substitute therefor, and to amend sections 489 and 493 of the Code, as reenacted by chapter 9, laws of the Seventeenth General Assembly.

House File No. 510, An act providing for the publication and distribution of the census of the State of Iowa for 1880, and for payment of the same.

House File No. 575, An act to legalize the formation of the Independent School District of Fonda, in Pocahontas county.

House File No. 466, An act legalizing certain transfers made by the Sioux City & St. Paul Railroad Company and the Worthington & Sioux Falls Railroad Company of Iowa to the St. Paul & Sioux City Railroad Company.

WM. H. FLEMING,
Private Secretary.

Mr. Russell moved that Senate File No. 93 be made a special order for this evening.

The motion did not prevail.

BILLS ON THIRD READING.

Senate File No. 297, a bill for an act to provide for the appointment of a Commissioner of Immigration and to define his duties, and to make an appropriation to pay the expenses therefor, was taken up, and the bill was read a third time.

The question being, shall the bill pass?

The yeas were:

Messrs. Baker, Barnes, Beach, Belfrage, Bicknell, Blair, Bloom, Brown of Dickinson, Carson, Clayton, Coomes, Duncombe, Egbert, Evans, Fisher, Glasgow, Harvey, Hubbell, Hutchison of Calhoun, Lambert, Laub, Lewis of Mills, Lucas, Martindale, McDaid, McGregor, Merten, Mueller, Nagle, Nichols, Patterson, Perrin, Richardson of Harrison, Seaman, Stephens, Stockton, Stout, Struble, Terry, Wadleigh, Wagner, Webster, Whaley, Wicks, Williams, Wolfe, and Wood—47.

The nays were:

Messrs. Bosworth, Bridges, Brown of Linn, Caldwell, Casey, Cobbe, Cochran, Colton, Dean, Dungan, Epperson, Francis, Gay, Hayden, Hays, Homan, Hornaday, Jordan, Mackey, Muncey, Newbold, Payne, Pearson, Prouty, Richardson of Jackson, Richey, Russell, Scott, Simpson, Stutsman, Tool, Van Staden, and Yoran—33.

Absent or not voting:

Messrs. Dotson, Downing, Ehl, Hixson, Hull, Hutchison of Wapello, Jennings, King, Knight, Lake, Lewis of Fayette, Lyon, O'Brien, Palmer, Parker, Porter, Reck, Robb, Tilton, and Mr. Speaker—20.

So the bill, not receiving a constitutional majority, failed to pass the House.

REPORT OF COMMITTEE.

MR. SPEAKER—Your Committee of Conference on the disagreement between the two Houses on Senate File No. 188, beg leave to report that they have met, and after a full and frank conference beg leave to report the following:

We are unable to agree, and recommend that another Committee of Conference be appointed.

W. LARRABEE,
R. M. HAINES,
A. HEBARD,

Committee on part of Senate.

R. D. STEPHENS,
S. L. GLASGOW,
T. R. STOCKTON,

Committee on part of House.

The report was adopted.

BILLS ON SECOND READING.

House File No. 395, a bill for an act to require railroad companies holding lands by grant to place the evidence of their title to such lands on record, with report of committee recommending a substitute, was taken up and considered.

The report of the committee was adopted.

Mr. King moved that the rule be suspended, and the bill be considered engrossed, and read a third time now, which prevailed, and the bill was read a third time.

The question being, shall the bill pass?

The yeas were:

Messrs. Baker, Barnes, Beach, Bicknell, Bosworth, Bridges, Brown of Linn, Carson, Casey, Clayton, Cobbe, Cochran, Colton, Coomes, Dean, Duncombe, Dungan, Egbert, Evans, Fisher, Francis, Glasgow, Harvey, Hayden, Hornaday, Hubbell, Hutchison of Calhoun, Jennings, Jordan, King, Lake, Lambert, Laub, Lewis of Mills, Lucas, Mackey, Martindale, Merten, Mueller, Muncey, Nagle, Newbold, Nichols, Payne, Pearson, Perrin, Porter, Prouty, Richey, Robb, Scott, Seaman, Stephens, Stockton, Struble, Stutsman, Terry, Wadleigh, Wagner, Whaley, Wicks, Williams, Wolfe, and Wood—64.

The nays were:

Messrs. Caldwell, Epperson, Homan, Hutchison of Wapello, McGregor, Tool, Van Staden, and Webster—8.

Absent or not voting:

Messrs. Belfrage, Blair, Bloom, Brown of Dickinson, Dotson, Downing, Ehl, Gay, Hays, Hixson, Hull, Knight, Lewis of Fayette, Lyon, McDaid, O'Brien, Palmer, Parker, Patterson, Reck, Richardson of Harrison, Richardson of Jackson, Russell, Simpson, Stout, Tilton, Yorán, and Mr. Speaker—28.

So the bill passed, and the title was agreed to.

The Chair announced the Committee of Conference on Senate File No. 188: Messrs. Newbold, Lucas and McGregor.

The House excused Mr. Lucas from serving on Committee of Conference, and Mr. Clayton was appointed in his place.

MESSAGE FROM THE SENATE.

The following message was received from the Senate:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has passed the following bills, without amendment:

House File No. 445, amending section 2, chapter 138, laws of the Seventeenth General Assembly.

House File No. 495, to legalize deeds by counties for swamp and other lands.

House File No. 529, for payment of claim of W. R. Craig.

House File No. 578, to facilitate business with railroad and sleeping car companies.

A. T. McCARGAR, *Secretary*.

BILLS ON SECOND READING.

Senate File No. 184, a bill for an act to repeal section 93 of the Code and enact a substitute therefor.

Mr. Newbold moved that the rule be suspended, and the bill be considered engrossed, and read a third time now, which prevailed, and the bill was read a third time.

The question being, shall the bill pass?

The yeas were:

Messrs. Baker, Barnes, Beach, Belfrage, Bicknell, Blair, Bloom, Bosworth, Bridges, Brown of Dickinson, Brown of Linn, Carson, Casey, Cobbe, Colton, Coomes, Dean, Duncombe, Dungan, Egbert, Epperson, Evans, Fisher, Francis, Gay, Glasgow, Hayden, Hubbell, Hutchison of Calhoun, Hutchison of Wapello, Jordan, King, Lake, Laub, Lewis of Mills, Lucas, Lyon, Mackey, Martindale, Mueller, Nagle, Newbold, Pearson, Perrin, Prouty, Reck, Richardson of Harrison, Richey, Robb, Russell, Scott, Seaman, Stephens, Stockton, Stout, Terry, Van Staden, Wadleigh, Wagner, Webster, Whaley, Wicks, Williams, Wolfe, and Yorán—66.

The nays were:

Messrs. Caldwell, Downing, Harvey, Homan, Hornaday, Jennings, Lambert, Payne, Porter, Struble, Stutsman, Tilton, and Wood—13.

Absent or not voting:

Messrs. Clayton, Cochran, Dotson, Ehl, Hays, Hixson, Hull, Knight, Lewis of Fayette, McDaid, McGregor, Merten, Muncey, O'Brien, Palmer, Parker, Patterson, Richardson of Jackson, Simpson, Tool, and Mr. Speaker—21.

So the bill passed, and the title was agreed to.

MESSAGE FROM THE SENATE.

The following message was received from the Senate:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has passed the following bills, in which the concurrence of the House is asked:

Senate File No. 273, relating to manner of selecting jurors.

Senate File No. 321, relating to taxing peddlers.

Also, without amendment, House File No. 555, to pay the prior lien of Josephine S. Dorr upon school lands.

House File No. 410, for publication of the road laws.

Also, Senate File No. 97, relating to classification of property for assessment.

A. T. McCARGAR, *Secretary.*

Substitute for Senate File No. 6, a bill for an act relating to conveyances of real estate by foreign executors and trustees, and to amend section 3352 of the Code, with report of committee recommending that the bill do pass, was taken up and considered.

Mr. Carson moved that the rule be suspended, and the bill be considered engrossed, and read a third time now, which prevailed, and the bill was read a third time.

The question being, shall the bill pass?

The yeas were:

Messrs. Baker, Barnes, Beach, Belfrage, Bloom, Bosworth, Bridges, Brown of Dickinson, Brown of Linn, Caldwell, Carson, Casey, Cobbe, Colton, Coomes, Dean, Dotson, Downing, Duncombe, Dungan, Egbert, Epperson, Evans, Francis, Gay, Glasgow, Harvey, Hayden, Hays, Homan, Hornaday, Hubbell, Hutchison of Calhoun, Hutchison of Wap-

ello, Jennings, King, Lake, Lambert, Laub, Lewis of Mills, Lyon, Mar-
dale, McDaid, Mueller, Muncey, Nagle, Parker, Patterson, Payne,
Pearson, Perrin, Porter, Prouty, Richardson of Harrison, Richey, Robb,
Scott, Stephens, Stockton, Stutsman, Terry, Tilton, Van Staden, Web-
ster, Whaley, Wolfe, Wood, Yoran, and Mr. Speaker—69.

The nays were—None.

Absent or not voting:

Messrs Bicknell, Blair, Clayton, Cochran, Ehl, Fisher, Hixson, Hull,
Jordan, Knight, Lewis of Fayette, Lucas, Mackey, McGregor, Merten,
Newbold, Nichols, O'Brien, Palmer, Reck, Richardson of Jackson,
Russell, Seaman, Simpson, Stout, Struble, Tool, Wadleigh, Wagner,
Wicks, and Williams—31.

So the bill passed, and the title was agreed to.

House File No. 447, a bill for an act to repeal part of section 4783 of
chapter 167 of the public acts of the Seventeenth General Assembly,
and enact a substitute therefor, fixing the compensation of the officers
of the penitentiary, was taken up.

The bill was read a third time.

The question being, shall the bill pass?

The yeas were:

Messrs. Baker, Barnes, Belfrage, Bicknell, Bloom, Bosworth, Bridges,
Brown of Linn, Caldwell, Carson, Cobbe, Cochran, Colton, Coomes,
Dean, Dotson, Downing, Duncombe, Dungan, Egbert, Epperson, Evans,
Fisher, Francis, Gay, Glasgow, Harvey, Hayden, Hays, Homan, Horna-
day, Hubbell, Hull, Hutchison of Calhoun, Hutchison of Wapello, Jen-
nings, Jordan, Lake, Lambert, Laub, Lewis of Mills, Lucas, Lyon, Martin-
dale, McDaid, Muncey, Nagle, Newbold, Palmer, Parker, Pearson, Per-
rin, Porter, Reck, Richardson of Harrison, Richey, Robb, Russell, Scott,
Stephens, Stockton, Stout, Struble, Stutsman, Terry, Tool, Van Staden,
Webster, Whaley, Williams, Wolfe, Wood, Yoran, and Mr. Speaker
—74.

The nays were—None.

Absent or not voting:

Messrs. Beach, Blair, Brown of Dickinson, Casey, Clayton, Ehl, Hix-
son, King, Knight, Lewis of Fayette, Mackey, McGregor, Merten, Muel-
ler, Nichols, O'Brien, Patterson, Payne, Prouty, Richardson of Jackson,
Seaman, Simpson, Tilton, Wadleigh, Wagner, and Wicks—26.

So the bill passed, and the title was agreed to.

House File No. 407, a bill for an act to secure the collection of
taxes on personal property, with report of committee recommending
amendments, was taken up and considered, and the report of the com-
mittee was adopted.

Mr. Muncey moved that the rule be suspended, and the bill be con-
sidered engrossed, and read a third time now, which prevailed, and the
bill was read a third time.

The question being, shall the bill pass?

The yeas were:

Messrs. Barnes, Beach, Belfrage, Bloom, Brown of Linn, Cobbe,
Coomes, Dean, Dotson, Evans, Harvey, Hayden, Hornaday, Hubbell,
Hutchison of Wapello, Lake, Lucas, Martindale, McDaid, McGregor,
Mueller, Muncey, Nichols, Parker, Perrin, Prouty, Richardson of Har-

rison, Scott, Seaman, Stephens, Wadleigh, Wagner, Webster, Williams, and Wolfe—35.

The nays were:

Messrs. Baker, Bicknell, Bosworth, Bridges, Caldwell, Clayton, Cochran, Colton, Downing, Duncombe, Dungan, Epperson, Francis, Gay, Hays, Homan, Hutchison of Calhoun, Jordan, Lambert, Laub, Lewis of Mills, Lyon, Nagle, Pearson, Porter, Richey, Robb, Russell, Stutsman, Tilton, Tool, Van Staden, Whaley, Wood, and Mr. Speaker—35.

Absent or not voting:

Messrs. Blair, Brown of Dickinson, Carson, Casey, Egbert, Ehl, Fisher, Glasgow, Hixson, Hull, Jennings, King, Knight, Lewis of Fayette, Mackey, Merten, Newbold, O'Brien, Palmer, Patterson, Payne, Reck, Richardson of Jackson, Simpson, Stockton, Stout, Struble, Terry, Wicks, and Yorán—30.

So the bill, not receiving a constitutional majority, failed to pass the House.

Senate File No. 222, a bill for an act to consolidate the office of Register of State Land Office with the office of Secretary of State, was taken up and considered.

Mr. Coomes moved to amend by striking out "1881" and inserting "1883."

The motion to amend prevailed.

Mr. King moved that the rule be suspended, and the bill be considered engrossed, and read a third time now, which prevailed, and the bill was read a third time.

The question being, shall the bill pass?

The yeas were:

Messrs. Belfrage, Bicknell, Bloom, Bosworth, Bridges, Brown of Linn, Caldwell, Carson, Clayton, Cobbey, Dean, Dotson, Downing, Duncombe, Dungan, Egbert, Epperson, Evans, Francis, Gay, Harvey, Hayden, Hays, Hutchison of Wapello, Jennings, Jordan, King, Lewis of Mills, Lyon, Mackey, McGregor, Merten, Mueller, Muncey, Nichols, Parker, Payne, Pearson, Perrin, Porter, Prouty, Richardson of Harrison, Richey, Robb, Russell, Scott, Seaman, Stephens, Struble, Stutsman, Tilton, Van Staden, Whaley, Wicks, Williams, Wolfe, Wood, Yorán, and Mr. Speaker—59.

The nays were:

Messrs. Baker, Beach, Casey, Cochran, Coomes, Fisher, Glasgow, Homan, Hornaday, Hubbell, Hutchison of Calhoun, Lambert, Laub, Lewis of Fayette, McDaid, Stockton, Tool, and Wadleigh—18.

Absent or not voting:

Messrs. Barnes, Blair, Brown of Dickinson, Colton, Ehl, Hixson, Hull, Knight, Lake, Lucas, Martindale, Nagle, Newbold, O'Brien, Palmer, Patterson, Reck, Richardson of Jackson, Simpson, Stout, Terry, Wagner, and Webster—23.

So the bill passed, and the title was agreed to.

Mr. Hayden moved that the House do now adjourn.

The motion did not prevail.

INTRODUCTION OF BILL.

Leave was granted Mr. Perrin to introduce House File No. 597, a bill for an act to repeal sections 1998 and 1999, chapter 8, title 13 of the Code, and enact a substitute therefor.

Read a first and second time.

Mr. Perrin moved that the rule be suspended, and the bill be considered engrossed, and read a third time now, which prevailed, and the bill was read a third time.

The question being, shall the bill pass?

The yeas were:

Messrs. Barnes, Beach, Belfrage, Bicknell, Bloom, Bosworth, Bridges, Brown of Linn, Carson, Casey, Clayton, Cobbe, Cochran, Colton, Dean, Dotson, Downing, Duncombe, Dungan, Epperson, Francis, Glasgow, Harvey, Hayden, Homan, Hornaday, Hubbell, Hutchison of Calhoun, Hutchison of Wapello, Jennings, Jordan, Lake, Lambert, Laub, Lewis of Fayette, Lewis of Mills, Lucas, Lyon, Martindale, McDaid, McGregor, Merten, Mueller, Nagle, Newbold, Nichols, Palmer, Payne, Pearson, Perrin, Porter, Prouty, Richardson of Harrison, Richey, Robb, Russell, Scott, Seaman, Stephens, Struble, Stutsman, Terry, Van Staden, Whaley, Wicks, Williams, Wolfe, Wood, and Mr. Speaker—69.

The nays were:

Messrs. Caldwell, Gay, Tilton, Tool, Wadleigh, and Webster—6.

Absent or not voting:

Messrs. Baker, Blair, Brown of Dickinson, Coomes, Egbert, Ehl, Evans, Fisher, Hays, Hixson, Hull, King, Knight, Mackey, Muncey, O'Brien, Parker, Patterson, Reck, Richardson of Jackson, Simpson, Stockton, Stout, Wagner, and Yoran—25.

So the bill passed, and the title was agreed to.

MESSAGE FROM THE SENATE.

The following message was received from the Senate:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has passed, without amendment, the following bill:

House File No. 457, a bill for an act relating to the liabilities of owners of stock running at large.

E. H. ODELL, *Second Ass't Secretary.*

Mr. Lake moved the House do now adjourn.

The motion did not prevail.

REPORT OF COMMITTEE OF CONFERENCE.

MR. SPEAKER—Your Committee of Conference on the disagreement between the two houses on Senate File No. 188, beg leave to report that they have met, and after a full and frank conference beg leave to report the following:

That they recommend that all of the House amendments be agreed to except the word "half," in the twentieth line of section 1. That the House recede from its amendment of one-half mill, in the twentieth line of section 1, and that the words "three-fourths" be inserted in lieu of the words "one half."

J. J. RUSSELL.

WILLIAM LARRABEE,

J. M. SHELLEY,

Committee on part of Senate.

J. G. NEWBOLD,

G. MCGREGOR,

B. F. CLAYTON,

Committee on part of House.

Mr. Wood moved that the House do not concur in report of committee.

Mr. Glasgow moved a call of the House, which was seconded.

The Clerk proceeded to call the roll, and the following members were found absent without leave:

Mr. Duncombe moved that further proceedings under the call be dispensed with.

The motion prevailed.

Mr. Tilton moved that the House do now adjourn.

The motion did not prevail.

Question, shall the House concur in the report of the Committee of Conference?

The yeas and nays were demanded, and were as follows—

The yeas were:

Messrs. Baker, Barnes, Beach, Belfrage, Bicknell, Bosworth, Bridges, Brown of Linn, Carson, Clayton, Cobbey, Egbert, Gay, Homan, Hornaday, Hutchison of Calhoun, Lake, Laub, Lewis of Fayette, Lyon, McGregor, Merten, Mueller, Newbold, Pearson, Richardson of Harrison, Russell, Scott, Seaman, Stutsman, Terry, Van Staden, Wadleigh, Webster, Whaley, Wicks, Williams, Yorán, and Mr. Speaker—39.

The nays were:

Messrs. Bloom, Caldwell, Casey, Cochran, Colton, Coomes, Dean, Dotson, Downing, Duncombe, Dungan, Epperson, Fisher, Francis, Glasgow, Harvey, Hayden, Hays, Hubbell, Hutchison of Wapello, Jennings, Jordan, King, Lambert, Lewis of Mills, Lucas, Mackey, Martindale, McDaid, Nagle, Nichols, Palmer, Parker, Payne, Perrin, Porter, Prouty, Reek, Richey, Robb, Stephens, Stockton, Struble, Tilton, Tool, Wolfe, and Wood—47.

Absent or not voting:

Messrs. Blair, Brown of Dickinson, Ehl, Evans, Hixson, Hull, Knight, Muncey, O'Brien, Patterson, Richardson of Jackson, Simpson, Stout, and Wagner—14.

So the House refused to concur in the report of the Committee of Conference.

Mr. King moved that the House insist on its amendments and ask another Committee of Conference.

The motion prevailed.

The Chair appointed Messrs. King, Duncombe and Struble as such committee.

On motion of Mr. Merten the House adjourned until 7:30 o'clock this evening.

EVENING SESSION.

7 O'CLOCK P. M.

House called to order by the Speaker.

Mr. Downing was excused for the rest of the session.

Mr. Laub was excused for the rest of the session.

RESOLUTION.

Mr. Clayton offered the following resolution, which was adopted:

Resolved, That the Postmistress of the House of Representatives is hereby instructed to continue the office for three days after adjournment, and to forward such mail as may be sent to this office.

BILLS ON SECOND READING.

On motion of Mr. Clayton House File No. 540, a bill for an act to amend sections 1 and 2, chapter 98, laws of the Seventeenth General Assembly, relating to the Institution for the Deaf and Dumb, with report of committee recommending that the bill do pass, was taken up and considered.

Mr. Clayton moved that the rule be suspended, and the bill be considered engrossed, and read a third time now, which prevailed, and the bill was read a third time.

The question being, shall the bill pass?

The yeas were:

Messrs. Baker, Barnes, Belfrage, Bloom, Bosworth, Bridges, Brown of Dickinson, Brown of Linn, Caldwell, Carson, Casey, Clayton, Cobbe, Cochran, Dotson, Downing, Duncombe, Dungan, Egbert, Francis, Glasgow, Homan, Hornaday, Hubbell, Hutchison of Calhoun, King, Lambert, Laub, Lewis of Fayette, Lewis of Mills, Lucas, Lyon, Martindale, McGregor, Nagle, Newbold, Nichols, Parker, Patterson, Pearson, Perrin, Porter, Prouty, Reck, Richardson of Jackson, Richey, Russell, Scott, Seaman, Simpson, Stockton, Stout, Struble, Stutsman, Tilton, Tool, Van Staden, Wagner, Whaley, Wicks, Williams, Wood, Yorán, and Mr. Speaker—64.

The nays were:

Messrs. McDaid, and Stephens—2.

Absent or not voting:

Messrs. Beach, Bicknell, Blair, Colton, Coomes, Dean, Ehl, Epperson, Evans, Fisher, Gay, Harvey, Hayden, Hays, Hixson, Hull, Hutchison of Wapello, Jennings, Jordan, Knight, Lake, Mackey, Merten, Mueller, Muncey, O'Brien, Palmer, Payne, Richardson of Harrison, Robb, Terry, Wadleigh, Webster, and Wolfe—34.

So the bill passed, and the title was agreed to.

INTRODUCTION OF BILL.

Leave was granted Mr. Duncombe to introduce House File No. 598, a bill for an act to repeal section 1, chapter 53, acts of the Fifteenth General Assembly.

Read a first and second time.

Mr. Duncombe moved that the rule be suspended, and the bill be considered engrossed, and read a third time now, which prevailed, and the bill was read a third time.

The question being, shall the bill pass?

The yeas were:

Messrs. Baker, Barnes, Belfrage, Bloom, Bosworth, Bridges, Brown of Dickinson, Brown of Linn, Caldwell, Carson, Casey, Clayton, Cobbe, Cochran, Colton, Downing, Duncombe, Dungan, Evans, Fisher, Francis, Glasgow, Hayden, Homan, Hornaday, Hubbell, Hutchison of Calhoun, Jennings, Jordan, King, Lake, Lambert, Laub, Lewis of Fayette, Lewis of Mills, Lucas, Lyon, Martindale, McDaid, McGregor, Mueller, Muncey, Nagle, Newbold, Nichols, Parker, Patterson, Payne, Pearson, Perin, Porter, Prouty, Reck, Richardson of Jackson, Richey, Robb, Russell, Scott, Stephens, Stockton, Stout, Struble, Stutsman, Tilton, Van Staden, Wadleigh, Whaley, Wicks, Williams, and Yorán—70.

The nays were—None.

Absent or not voting:

Messrs. Beach, Bicknell, Blair, Coomes, Dean, Dotson, Egbert, Ehl, Epperson, Gay, Harvey, Hays, Hixson, Hull, Hutchison of Wapello, Knight, Mackey, Merten, O'Brien, Palmer, Richardson of Harrison, Seaman, Simpson, Terry, Tool, Wagner, Webster, Wolfe Wood, and Mr. Speaker—30.

So the bill passed, and the title was agreed to.

On motion of Mr. Parker, the Sifting Committee was excused for a time.

Senate File No. 93, a bill for an act limiting the amount on which appeals may be taken before justices of the peace to the circuit courts in civil cases, was taken up and considered.

Mr. Yorán moved that the rule be suspended, and the bill be considered engrossed, and read a third time now, which prevailed, and the bill was read a third time.

The question being, shall the bill pass?

The yeas were:

Messrs. Baker, Barnes, Beach, Belfrage, Bloom, Bosworth, Bridges, Brown of Dickinson, Brown of Linn, Carson, Clayton, Cobbe, Cochran, Coomes, Dotson, Downing, Duncome, Fisher, Francis, Gay, Glasgow, Hayden, Hornaday, Hubbell, Hutchison of Calhoun, Jennings,

Jordan, King, Lake, Lambert, Laub, Lewis of Mills, Lucas, Lyon, Martindale, Merten, Mueller, Muncey, Nagle, Nichols, Palmer, Payne, Pearson, Richey, Robb, Russell, Scott, Seaman, Stephens, Stockton, Stout, Struble, Stutsman, Terry, Tilton, Van Staden, Wadleigh, Wagner, Whaley, Wicks, Williams, Wolfe, Wood, and Yorán—64.

The nays were:

Messrs. Bicknell, Caldwell, Casey, Dungan, Evans, Harvey, Hays, Homan, Mackey, McDaid, Patterson, Prouty, Simpson, and Tool—14.

Absent or not voting:

Messrs. Blair, Colton, Dean, Egbert, Ehl, Epperson, Hixson, Hull, Hutchison of Wapello, Knight, Lewis of Fayette, McGregor, Newbold, O'Brien, Parker, Perrin, Porter, Reck, Richardson of Harrison, Richardson of Jackson, Webster, and Mr. Speaker—22.

So the bill passed, and the title was agreed to.

On motion of Mr. Lewis of Mills Senate File No. 269, a bill for an act to amend chapter 152 of the acts of the Sixteenth General Assembly, was taken up and considered.

Mr. Lewis of Mills moved that the rule be suspended and the bill be considered engrossed, and read a third time now, which prevailed, and the bill was read a third time.

The question being, shall the bill pass?

The yeas were:

Messrs. Baker, Barnes, Beach, Belfrage, Bicknell, Bloom, Bridges, Brown of Dickinson, Brown of Linn, Carson, Casey, Clayton, Cobbe, Cochran, Coomes, Dean, Downing, Duncombe, Dungan, Evans, Fisher, Francis, Glasgow, Harvey, Hayden, Hays, Hornaday, Hubbell, Hutchison of Calhoun, Jennings, Jordan, Lake, Lambert, Laub, Lewis of Fayette, Lewis of Mills, Lucas, Lyon, Mackey, Martindale, McDaid, Merten, Mueller, Muncey, Nagle, Palmer, Patterson, Payne, Pearson, Porter, Prouty, Richardson of Jackson, Richey, Robb, Scott, Seaman, Simpson, Stephens, Stockton, Struble, Stutsman, Tilton, Tool, Van Staden, Wadleigh, Wagner, Whaley, Wicks, Williams Wolfe, Wood, and Yorán—72.

The nays were:

Messrs. Gay, Homan, Nichols, Russell, Stout, and Terry—6.

Absent or not voting:

Messrs. Blair, Bosworth, Caldwell, Colton, Dotson, Egbert, Ehl, Epperson, Hixson, Hull, Hutchison of Wapello, King, Knight, McGregor, Newbold, O'Brien, Parker, Perrin, Reck, Richardson of Harrison, Webster, and Mr. Speaker—22.

So the bill passed, and the title was agreed to.

MESSAGE FROM THE SENATE.

The following message was received from the Senate:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has passed the following bills, with amendments, in which the concurrence of the House is asked:

Substitute for House File No. 286, to regulate mines and mining and to repeal an act named therein, amended as follows: strike out all of section 20 after the figures "20" and insert the following: "Chapter 31, acts of the Fifteenth General Assembly, is hereby repealed."

Also, that the Senate has unanimously adopted the report of the Committee of Conference on the disagreeing vote between the two Houses on amendment to Senate File No. 188, a bill for an act relating to the payment of the war and defense bonds.

A. T. McCARGAR, *Secretary.*

REPORT OF COMMITTEE.

Mr. Reck, from the Committee on Enrolled Bills, submitted the following report:

MR. SPEAKER—Your Committee on Enrolled Bills ask leave to report that they have examined the following bills, and find the same correctly enrolled:

House File No. 529, a bill for an act providing for the payment of the claim of William R. Craig.

House File No. 594, a bill for an act making appropriations for the payment of State and judicial officers and certain expenses of the General Assembly.

House File No. 445, a bill for an act amending section 2, chapter 138 of the laws of the Seventeenth General Assembly.

House File No. 157, a bill for an act to secure policy-holders in fire insurance companies from unjust forfeitures of policies.

House File No. 578, a bill for an act to facilitate business with railroad and sleeping car companies running or operating in this State.

House File No. 435, a bill for an act to reimburse H. C. Metcalf for money paid for lots and land for the use of the State at the Additional Penitentiary at Anamosa.

House File No. 495, a bill for an act to legalize deeds by counties of swamp and other lands and conveyed by such counties.

A. C. RECK, *Chairman.*

Mr. Richardson of Jackson was excused for the rest of the session.

BILLS ON SECOND READING.

House File No. 220, a bill for an act to amend chapter 5, title 3 of the Code of 1873, in relation to circuit and district courts and the judges thereof, etc., was taken up and considered.

Mr. Duncombe moved that the rule be suspended, and the bill be considered engrossed, and read a third time now, which prevailed, and the bill was read a third time.

The question being, shall the bill pass?

The yeas were:

Messrs. Bloom, Bridges, Brown of Linn, Caldwell, Casey, Cobbey, Cochran, Colton, Coomes, Dean, Dotson, Downing, Duncombe, Dungan, Fisher, Francis, Homan, Hornaday, Lambert, Laub, Lucas, Lyon, Mackey, Martindale, McGregor, Newbold, Parker, Patterson, Payne, Perrin, Porter, Reck, Robb, Russell, Seaman, Simpson, Stephens, Stockton, Stout, Struble, Stutsman, Tool, Wadleigh, Wagner, Whaley, Wolfe, and Mr. Speaker—47.

The nays were:

Messrs. Baker, Barnes, Belfrage, Bicknell, Brown of Dickinson, Carson, Egbert, Epperson, Gay, Glasgow, Hays, Hubbell, Hutchison of Calhoun, Hutchison of Wapello, Jordan, King, Lake, Lewis of Fayette, Lewis of Mills, Merten, Mueller, Muncey, Nagle, Nichols, Palmer, Pearson, Prouty, Richardson of Harrison, Richardson of Jackson, Scott, Terry, Tilton, Van Staden, Webster, Wicks, Williams, and Yorán—37.

Absent or not voting:

Messrs. Beach, Blair, Bosworth, Clayton, Ehl, Evans, Harvey, Hayden, Hixson, Hull, Jennings, Knight, McDaid, O'Brien, Richey, and Wood—16.

So the bill, not having received a constitutional majority, failed to pass the House.

Mr. Newbold moved to reconsider the vote by which Senate File No. 297 failed to pass the House.

Mr. Caldwell moved to lay the motion to reconsider on the table.

The yeas and nays were demanded, and were as follows—

The yeas were:

Messrs. Bridges, Brown of Linn, Caldwell, Cochran, Colton, Dean, Dotson, Epperson, Francis, Hays, Homan, Mackey, Palmer, Payne, Richardson of Jackson, Russell, Scott, Simpson, Stutsman, Terry, Tilton, Tool, Webster, Wood, and Yorán—25.

The nays were:

Messrs. Baker, Barnes, Beach, Belfrage, Bicknell, Bloom, Brown of Dickinson, Carson, Clayton, Cobbey, Coomes, Duncombe, Dungan, Egbert, Evans, Fisher, Gay, Glasgow, Hayden, Hornaday, Hubbell, Hutchison of Calhoun, Jordan, King, Lake, Lambert, Laub, Lewis of Fayette, Lewis of Mills, Lucas, Lyon, Martindale, McDaid, McGregor, Merten, Mueller, Muncey, Nagle, Newbold, Nichols, Parker, Patterson, Pearson, Perrin, Porter, Prouty, Richardson of Harrison, Richey, Seaman, Stephens, Stockton, Stout, Struble, Van Staden, Wadleigh, Wagner, Whaley, Wicks, Williams, Wolfe, and Mr. Speaker—62.

Absent or not voting:

Messrs. Blair, Bosworth, Casey, Downing, Ehl, Harvey, Hixson, Hull, Jennings, Knight, O'Brien, Reck, Robb, and Hutchison of Wapello—14.

So the motion to lay on the table did not prevail.

MESSAGE FROM THE SENATE.

The following message was received from the Senate:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has passed the following bill, without amendment:

House File No. 571, a bill for an act in relation to jurisdiction of mayors in cities of second class and incorporated towns.

Also, that the Senate has adopted the report of the Conference Committee on the disagreeing vote upon amendments to substitute for Senate Files Nos. 11, 13 and 170, a bill for an act relating to salaries of county officers.

Also, that the Senate has appointed Senators Arnold, Kimball and

Hemenway as a Committee of Conference on the disagreeing vote of the two houses upon amendments to Senate File No. 188, a bill for an act relating to the payment of the war and defense bonds.

A. T. McCARGAR, *Secretary*.

REPORT OF COMMITTEE.

Mr. Reck, from the Committee on Enrolled Bills, submitted the following report:

MR. SPEAKER—Your Committee on Enrolled Bills respectfully report that they have examined the following bills, and find the same correctly enrolled:

House File No. 555, a bill for an act making an appropriation to pay off the prior lien of Josephine S. Dorr upon certain lands sold under execution to satisfy a judgment in favor of the school fund.

House File No. 410, a bill for an act to provide for the compilation and publication of the road laws, and the distribution of the same.

A. C. RECK, *Chairman*.

Question recurring on the motion to reconsider—

The motion to reconsider prevailed.

The question being, shall the bill pass?

The yeas were:

Messrs. Baker, Barnes, Beach, Belfrage, Bicknell, Bloom, Brown of Dickinson, Carson, Clayton, Cobbey, Coomes, Duncombe, Egbert, Evans, Fisher, Gay, Glasgow, Harvey, Hayden, Hubbell, Hutchison of Calhoun, Jennings, Jordan, King, Lake, Lambert, Laub, Lewis of Fayette, Lewis of Mills, Lucas, Lyon, Martindale, McDaid, McGregor, Merten, Mueller, Nagle, Nichols, Parker, Patterson, Pearson, Perrin, Porter, Reck, Richardson of Harrison, Richey, Robb, Seaman, Stephens, Stout, Struble, Van Staden, Wadleigh, Wagner, Webster, Whaley, Wicks, Williams Wolfe, and Mr. Speaker—60.

The nays were:

Messrs. Bosworth, Bridges, Brown of Linn, Caldwell, Cochran, Colton, Dean, Dotson, Dungan, Epperson, Francis, Hays, Homan, Mackey, Muncey, Newbold, Palmer, Payne, Prouty, Richardson of Jackson, Russell, Scott, Simpson, Stutsman, Terry, Tilton, Tool, Wood, and Yorlan—29.

Absent or not voting:

Messrs. Blair, Casey, Downing, Ehl, Hixson, Hornaday, Hull, Hutchison of Wapello, Knight, O'Brien, and Stockton—11.

So the bill passed, and the title was agreed to.

On motion of Mr. Wood the report of the Conference Committee on substitute for Senate Files Nos. 11, 13 and 170 was taken up.

The report is as follows:

REPORT OF CONFERENCE COMMITTEE.

MR. SPEAKER—Your Committee of Conference on the disagreement between the two houses on substitute for Senate Files Nos. 11, 13 and 170, beg leave to report that they have met, and after a full and frank conference beg leave to report the following:

The committee have agreed upon amendments to the bill as follows:

1st. Strike out the word "twelve," in the 12th line of section 1, and insert the word "eleven" in lieu thereof.

2d. Strike out the word "fourteen," in the sixteenth line of section 1, and insert the word "thirteen" in lieu thereof.

3d. Strike out the word "sixteen," in the 21st line of section 1, and insert the word "fifteen" in lieu thereof.

4th. Strike out the words "forty-five," in the 74th line of section 1, and insert the words "thirty-five" in lieu thereof.

5th. Before the word "one," in the 12th line of section 2, insert the words "three-fourths of."

5th. After the word "employed," in the 62d line of section 2, insert the following: "*provided*, that in counties whose population does not exceed 10,000 the salary shall not exceed \$1,300 in any case, and the board shall not allow to exceed \$300 clerk hire in such counties, and".

Your committee recommend that the House recede from its amendments and adopt the foregoing.

D. D. CHASE,

J. J. WALL,

P. W. LEWELLEN,

Committee on part of Senate.

A. J. WOOD,

O. H. LYON,

WARREN S. DUNGAN,

Committee on part of House.

On the adoption of the report the yeas and nays were as follows—

The yeas were:

Messrs. Baker, Barnes, Belfrage, Bicknell, Bosworth, Bridges, Brown of Dickinson, Brown of Linn, Carson, Clayton, Cobbey, Cochran, Colton, Coomes, Dotson, Dungan, Egbert, Epperson, Fisher, Francis, Glasgow, Harvey, Hayden, Hornaday, Hubbell, Hutchison of Calhoun, Hutchison of Wapello, Jennings, Jordan, Lake, Lambert, Laub, Lewis of Fayette, Lewis of Mills, Lucas, Lyon, Mackey, Martindale, McDaid, McGregor, Merten, Mueller, Muncey, Nagle, Newbold, Nichols, Palmer, Parker, Patterson, Payne, Pearson, Perrin, Porter, Prouty, Richardson of Harrison, Richey, Robb, Russell, Scott, Seaman, Stephens, Stockton, Stout, Struble, Stutsman, Terry, Tilton, Tool, Van Staden, Wadleigh, Wagner, Whaley, Wicks, Williams, Wood, Yorlan, and Mr. Speaker—77.

The nays were:

Messrs. Dean, Homan, King, Richardson of Jackson, and Simpson—5.

Absent or not voting:

Messrs. Beach, Blair, Bloom, Caldwell, Casey, Downing, Duncombe, Ehl, Evans, Gay, Hays, Hixson, Hull, Knight, O'Brien, Reck, Webster, and Wolfe—19.

So the report of the Conference Committee was adopted.

Mr. Dean moved to reconsider the vote by which Senate File No. 184 was passed.

Mr. Glasgow moved to lay the motion on the table.

The motion prevailed.

Senate File No. 271, a bill for an act to regulate and limit the amount of attorneys' fees that may be taxed on written contracts stipulating for attorneys' fees in certain cases, was taken up and considered.

Mr. Hutchison of Wapello moved that the rule be suspended, and the bill be considered engrossed, and read a third time now, which prevailed, and the bill was read a third time.

The question being, shall the bill pass?

The yeas were:

Messrs. Baker, Barnes, Belfrage, Bicknell, Bloom, Bosworth, Brown of Dickinson, Brown of Linn, Caldwell, Carson, Casey, Cobbe, Cochran, Dotson, Duncombe, Dungan, Egbert, Epperson, Evans, Fisher, Francis, Gay, Harvey, Hayden, Hays, Homan, Hornaday, Hubbell, Hutchison of Calhoun, Hutchison of Wapello, Jennings, Jordan, Lake, Lambert, Laub, Lewis of Fayette, Lewis of Mills, Lucas, Lyon, Martindale, McDaid, McGregor, Merten, Mueller, Muncey, Nagle, Newbold, Nichols, Palmer, Parker, Patterson, Payne, Pearson, Perrin, Reck, Richardson of Harrison, Richardson of Jackson, Richey, Robb, Russell, Scott, Seaman, Simpson, Stephens, Stockton, Stout, Stutsman, Terry, Tilton, Tool, Van Staden, Wadleigh, Wagner, Webster, Whaley, Wicks, Williams, Wolfe, Wood, and Mr. Speaker—80.

The nays were:

Messrs. Bridges, Dean, and Porter—3.

Absent or not voting:

Messrs. Beach, Blair, Clayton, Colton, Coomes, Downing, Ehl, Glasgow, Hixson, Hull, King, Knight, Mackey, O'Brien, Prouty, Struble, and Yoran—17.

So the bill passed, and the title was agreed to.

Senate File No. 278, a bill for an act amendatory to chapter 98, laws of the Seventeenth General Assembly, relating to the support of the Institution for the Deaf and Dumb, was taken up.

The bill was ordered engrossed for a third reading.

Senate File No. 279, a bill for an act to amend chapter 72, laws of the Seventeenth General Assembly, relating to support of the blind, was taken up and considered.

Mr. Perrin moved that the rule be suspended, and the bill be considered engrossed, and read a third time now, which prevailed, and the bill was read a third time.

The question being, shall the bill pass?

The yeas were:

Messrs. Baker, Barnes, Belfrage, Bloom, Bosworth, Bridges, Brown of Linn, Caldwell, Carson, Casey, Clayton, Cobbe, Cochran, Colton, Dean, Dotson, Dungan, Epperson, Evans, Fisher, Francis, Hayden, Hays, Homan, Hornaday, Hubbell, Hutchison of Calhoun, Hutchison of Wapello, Jordan, Lambert, Lewis of Fayette, Lewis of Mills, Lucas, Martindale, McDaid, McGregor, Merten, Mueller, Newbold, Nichols, Palmer, Parker, Patterson, Payne, Pearson, Perrin, Porter, Prouty, Reck, Richardson of Harrison, Richey, Robb, Russell, Scott, Stephens, Stockton, Stout, Stutsman, Tilton, Tool, Van Staden, Wagner, Webster, Whaley, Williams, Wolfe, Wood, and Mr. Speaker—68.

The nays were:

Messrs. Harvey, Jennings, and Lake—3.

Absent or not voting:

Messrs. Beach, Bicknell, Blair, Brown of Dickinson, Coomes, Downing, Duncombe, Egbert, Ehl, Gay, Glasgow, Hixson, Hull, King, Knight, Laub, Lyon, Mackey, Muncey, Nagle, O'Brien, Richardson of Jackson, Seaman, Simpson, Struble, Terry, Wadleigh, Wicks, and Yorán—29.

So the bill passed, and the title was agreed to.

Substitute for House File No. 591, a bill for an act amendatory to sections 2174 and 2082 of the Code of 1873, in relation to the negotiability of promissory notes obtained by fraud, was taken up.

Mr. Stephens moved that the bill be indefinitely postponed.

The motion did not prevail.

Question, shall the rule be suspended, and the bill be considered engrossed, and read a third time now?

The yeas and nays were demanded and were as follows—

The yeas were:

Messrs. Barnes, Beach, Belfrage, Bosworth, Bridges, Brown of Dickinson, Brown of Linn, Caldwell, Casey, Clayton, Cobbey, Cochran, Colton, Coomes, Dean, Dotson, Duncombe, Dungan, Evans, Fisher, Francis, Gay, Harvey, Hayden, Homan, Hornaday, Jennings, Jordan, King, Lewis of Fayette, Lewis of Mills, Lucas, Mackey, Martindale, McDaid, McGregor, Merten, Muncey, Nichols, Parker, Patterson, Payne, Pearson, Porter, Richey, Robb, Russell, Scott, Seaman, Stephens, Stockton, Stout, Stutsman, Terry, Wadleigh, Wagner, Webster, Whaley, Wicks, Williams, Wolfe, and Wood—62.

The nays were:

Messrs. Baker, Bloom, Carson, Egbert, Epperson, Glasgow, Hays, Hubbell, Hutchison of Calhoun, Hutchison of Wapello, Lake, Lambert, Lyon, Mueller, Nagle, Newbold, Palmer, Perrin, Prouty, Richardson of Harrison, Tilton, Tool, Van Staden, and Mr. Speaker—24.

Absent or not voting:

Messrs. Bicknell, Blair, Downing, Ehl, Hixson, Hull, Knight, Laub, O'Brien, Reck, Richardson of Jackson, Simpson, Struble, and Yorán—14.

So the motion to suspend the rule prevailed.

The question being, shall the bill pass?

The yeas were:

Messrs. Barnes, Bosworth, Bridges, Brown of Dickinson, Caldwell, Casey, Cobbey, Cochran, Coomes, Dean, Dotson, Dungan, Evans, Fisher, Francis, Gay, Harvey, Hayden, Homan, Hornaday, Jennings, Jordan, King, Lewis of Fayette, Lewis of Mills, Martindale, Merten, Muncey, Nichols, Palmer, Parker, Patterson, Payne, Pearson, Porter, Richey, Robb, Russell, Scott, Stout, Stutsman, Terry, Tool, Wolfe, Wood, and Mr. Speaker—46.

The nays were:

Messrs. Baker, Beach, Belfrage, Bicknell, Bloom, Brown of Linn, Carson, Clayton, Colton, Egbert, Epperson, Glasgow, Hays, Hubbell, Hutchison of Calhoun, Hutchison of Wapello, Knight, Lake, Lambert, Laub, Lucas, Lyon, Mackey, McDaid, McGregor, Mueller, Nagle, Newbold, Perrin, Prouty, Richardson of Harrison, Seaman, Stephens, Stockton, Tilton, Van Staden, Wadleigh, Wagner, Webster, Whaley, and Wicks—41.

Absent or not voting:

Messrs. Blair, Downing, Duncombe, Ehl, Hixson, Hull, O'Brien, Reck, Richardson of Jackson, Simpson, Struble, Williams, and Yoran—13.

So the bill, not receiving a constitutional majority, failed to pass the House.

House File No. 499, a bill for an act relating to evidence, was taken up and considered.

Mr. Seaman moved that the rule be suspended, and the bill be considered engrossed, and read a third time now, which prevailed, and the bill was read a third time

The question being, shall the bill pass?

The yeas were:

Messrs. Baker, Barnes, Beach, Belfrage, Bicknell, Bloom, Bosworth, Bridges, Brown of Dickinson, Brown of Linn, Caldwell, Carson, Casey, Cobbe, Cochran, Colton, Coomes, Dean, Dotson, Dungan, Egbert, Epperson, Evans, Fisher, Francis, Gay, Harvey, Hornaday, Hubbell, Hutchison of Calhoun, Hutchison of Wapello, Jennings, Jordan, Lake, Lambert, Lewis of Fayette, Lucas, Lyon, Mackey, Martindale, McDaid, McGregor, Merten, Mueller, Muncey, Nagle, Newbold, Nichols, Palmer, Parker, Patterson, Payne, Pearson, Perrin, Porter, Richardson of Harrison, Richey, Robb, Russell, Scott, Seaman, Stout, Stutsman, Terry, Tilton, Tool, Van Staden, Wadleigh, Wagner, Webster, Whaley, Wicks, Williams, and Wolfe—74.

The nays were:

Messrs. Hayden, Hays, Homan, Lewis of Mills, Prouty, Stephens, and Mr. Speaker—7.

Absent or not voting:

Messrs. Blair, Clayton, Downing, Duncombe, Ehl, Glasgow, Hixson, Hull, King, Knight, Laub, O'Brien, Reck, Richardson of Jackson, Simpson, Stockton, Struble, Wood, and Yoran—19.

So the bill passed, and the title was agreed to.

Mr. Palmer was excused after the night's session for the remainder of the session.

House File No. 574, a bill for an act providing for changing the boundary lines of Polk, Boone and Story counties, with report of committee recommending that the bill do pass, was taken up and considered.

Mr. Lucas moved that the rule be suspended, and the bill be considered engrossed, and read a third time now, which prevailed, and the bill was read a third time.

The question being, shall the bill pass?

The yeas were:

Messrs. Barnes, Beach, Belfrage, Bicknell, Bosworth, Bridges, Brown of Dickinson, Brown of Linn, Caldwell, Carson, Casey, Clayton, Cobbe, Cochran, Dean, Dotson, Dungan, Egbert, Epperson, Evans, Fisher, Francis, Hays, Homan, Hornaday, Hubbell, Hutchison of Calhoun, Hutchison of Wapello, Lake, Lambert, Lewis of Fayette, Lewis of Mills, Lucas, Lyon, Mackey, Martindale, McDaid, McGregor, Merten, Mueller, Muncey, Nagle, Newbold, Nichols, Palmer, Parker, Payne, Pearson, Perrin, Porter, Prouty, Reck, Richardson of Harrison, Richey, Robb, Russell, Scott, Seaman, Stephens, Stout, Stutsman, Terry, Til-

ton, Tool, Van Staden, Wadleigh, Webster, Whaley, Wicks, Williams, and Wolfe—71.

The nays were:

Messrs. Harvey, and Jordan—2.

Absent or not voting:

Messrs. Baker, Blair, Bloom, Colton, Coomes, Downing, Duncombe, Ehl, Gay, Glasgow, Hayden, Hixson, Hull, Jennings, King, Knight, Laub, O'Brien, Patterson, Richardson of Jackson, Simpson, Stockton, Struble, Wagner, Wood, Yoran, and Mr. Speaker—27.

So the bill passed, and the title was agreed to.

Senate File No. 309, a bill for an act to appropriate money for the purpose of paying unsettled accounts existing at the close of the wardenship of M. Heisey, of the Additional Penitentiary, was taken up.

Mr. Porter moved to lay the bill on the table.

The motion prevailed.

MESSAGE FROM THE SENATE.

The following message was received from the Senate:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has refused to pass House File No. 309, a bill for an act to provide payment of the expenses of defending actions relating to the title of the State school lands.

Also, has passed without amendment House File No. 420, a bill for an act relating to the Girls' Reform School.

E. H. ODELL, *Second Ass't Secretary.*

Also:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has passed, without amendment, substitute for House File No. 395, a bill for an act to require railroad companies holding lands by grant to place evidence of their title to such lands on record.

E. H. ODELL, *Second Ass't Secretary.*

BILLS ON SECOND READING.

Senate File No. 78, a bill for an act defining the rights of mortgagees and mortgagors of chattel property, etc., was taken up.

Mr. Clayton moved that the further consideration of the bill be postponed until July 1st.

Mr. Seaman moved to amend until 11 o'clock.

The motion to amend did not prevail.

The motion to postpone until July 1st prevailed.

House File No. 521, a bill for an act to amend sections 1801 and 1805, chapter 9, title 12 of the Code, relating to independent school districts, with report of committee recommending amendments, was taken up, considered, and the report of the committee was adopted.

Mr. Dungan moved that the rule be suspended, and the bill be considered engrossed, and read a third time now, which prevailed, and the bill was read a third time.

The question being, shall the bill pass?

The yeas were:

Messrs. Baker, Barnes, Beach, Belfrage, Bicknell, Blair, Bosworth, Bridges, Brown of Linn, Caldwell, Carson, Casey, Clayton, Cobbey, Colton, Coomes, Dean, Dotson, Dungan, Ehl, Epperson, Evans, Fisher, Francis, Gay, Harvey, Hayden, Hays, Homan, Hornaday, Hubbell, Hutchison of Calhoun, Hutchison of Wapello, Jennings, Lake, Lambert, Lewis of Fayette, Lewis of Mills, Lucas, Lyon, Martindale, McDaid, McGregor, Merten, Mueller, Newbold, Palmer, Parker, Patterson, Pearson, Perrin, Prouty, Reck, Richardson of Harrison, Richardson of Jackson, Richey, Robb, Russell, Scott, Seaman, Stout, Stutsman, Terry, Tilton, Tool, Van Staden, Wagner, Whaley, Wicks, Wolfe, Yorán, and Mr. Speaker—72.

The nays were:

Messrs. Wadleigh, and Webster—2.

Absent or not voting:

Messrs. Bloom, Brown of Dickinson, Cochran, Downing, Duncombe, Egbert, Glasgow, Hixson, Hull, Jordan, King, Knight, Laub, Mackey, Muncey, Nagle, Nichols, O'Brien, Payne, Porter, Simpson, Stephens, Stockton, Struble, Williams, and Wood—26.

So the bill passed, and the title was agreed to.

MESSAGE FROM THE SENATE.

The following message was received from the Senate:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has passed the following bills without amendment:

House File No. 573, a bill for an act to provide for the condemnation of real estate for channels and ditches for drainage and better protection of the right of way and road-bed for railroads.

House File No. 336, a bill for an act to amend section 798, chapter 1, of title 6 of the Code of 1873, relating to exemptions for planting and cultivating forest and fruit trees.

E. H. ODELL, *Second Ass't Secretary.*

House File No. 286, a bill for an act to regulate mines and mining, and to repeal an act therein named, was taken up with Senate amendments.

On the question, shall the House concur in the Senate amendments? the yeas and nays were as follows—

The yeas were:

Messrs. Baker, Barnes, Beach, Belfrage, Bicknell, Bosworth, Bridges, Brown of Dickinson, Brown of Linn, Carson, Casey, Clayton, Cobbey, Cochran, Colton, Coomes, Dean, Dotson, Downing, Duncombe, Dungan, Egbert, Ehl, Epperson, Evans, Fisher, Francis, Gay, Glasgow, Harvey, Hayden, Hays, Homan, Hornaday, Hubbell, Hutchison of Calhoun, Hutchison of Wapello, Jennings, Jordan, King, Lake, Lambert, Lewis of Fayette, Lewis of Mills, Lucas, Lyon, Martindale, McDaid, McGregor, Merten, Mueller, Muncey, Nagle, Newbold, Nichols, Pearson, Perrin, Prouty, Reck, Richey, Scott, Seaman, Simpson, Stephens, Stockton, Stout, Struble, Stutsman, Van Staden, Webster, Whaley, Wicks, Wolfe, Wood, and Mr. Speaker—75.

The nays were:

Messrs. Caldwell, Patterson, Payne, Russell, and Tilton—5.

Absent or not voting:

Messrs. Blair, Bloom, Hixson, Hull, Knight, Laub, Mackey, O'Brien, Palmer, Parker, Porter, Richardson of Harrison, Richardson of Jackson, Robb, Terry, Tool, Wadleigh, Wagner, Williams, and Yoran—20.

So the House concurred in the Senate amendments.

On motion of Mr. Stockton the House took a recess for thirty minutes.

House called to order by the Speaker.

On motion of Mr. Baker a call of the House was ordered.

The Clerk proceeded to call the roll.

On motion of Mr. Perrin the further call of the House was dispensed with.

REPORT OF COMMITTEE.

Mr. Reck, from the Committee on Enrolled Bills, submitted the following report:

MR. SPEAKER—The Committee on Enrolled Bills respectfully report that they have examined the following bills, and find the same correctly enrolled:

House File No. 571, a bill for an act in relation to the jurisdiction of mayors of cities of the second class and incorporated towns with reference to violations of city ordinances.

House File No. 457, a bill for an act amending section 6 of chapter 70 of the laws of the Fifteenth General Assembly, relating to the liability of owners of stock for damage done by domestic animals running at large, and for the punishment of persons unlawfully relieving stock from distraint.

House File No. 420, a bill for an act amending chapter 5, title 12 of the Code, relating to the Iowa Reform School for Girls, etc.

A. C. RECK, *Chairman*.

UNFINISHED BUSINESS.

House File No. 513, a bill for an act to secure the better education for the protection of dentistry was taken up.

The House refused to engross the bill.

RESOLUTION.

Mr. Stephens offered the following resolution, which was adopted:

Resolved, That the mail carrier of this House be retained for three days after adjournment and deliver the mail as usual, that the same may be forwarded to members.

BILLS ON SECOND READING.

On motion of Mr. Robb House File No. 583, a bill for an act to provide for the payment of Company C, Fifth Regiment Iowa National Guards, was taken up and considered.

Mr. Robb moved that the rule be suspended, and the bill be considered engrossed, and read a third time now, which prevailed, and the bill was read a third time.

The question being, shall the bill pass?

The yeas were:

Messrs. Barnes, Beach, Belfrage, Bicknell, Bosworth, Bridges, Brown of Dickinson, Brown of Linn, Caldwell, Carson, Casey, Cochran, Colton, Coomes, Dean, Dungan, Egbert, Epperson, Evans, Francis, Glasgow, Harvey, Hayden, Hays, Hornaday, Hubbell, Hutchison of Wapello, Jennings, Jordan, Lake, Lambert, Lewis of Mills, Lucas, Lyon, Mackey, Martindale, McDaid, McGregor, Merten, Mueller, Muncey, Nagle, Newbold, Nichols, Palmer, Parker, Patterson, Payne, Perrin, Prouty, Reck, Richardson of Harrison, Richey, Robb, Russell, Scott, Seaman, Stephens, Stockton, Stout, Stutsman, Terry, Tilton, Tool, Van Staden, Wadleigh, Wagner, Webster, Whaley, Wicks, Williams, Wolfe, Wood, and Mr. Speaker—74.

The nays were:

Messrs. Dotson, and Homan—2.

Absent or not voting:

Messrs. Baker, Blair, Bloom, Clayton, Cobbe, Downing, Duncombe, Ehl, Fisher, Gay, Hixson, Hull, Hutchison of Calhoun, King, Knight, Laub, Lewis of Fayette, O'Brien, Pearson, Porter, Richardson of Jackson, Simpson, Struble, and Yoran—24.

So the bill passed, and the title was agreed to.

SENATE MESSAGES.

Senate File No. 321, a bill for an act to repeal section 906, chapter 6 of the Code, in relation to taxing peddlers, was taken up.

Read a first and second time and referred to the Sifting Committee.

Senate File No. 97, a bill for an act to repeal section 821 of the Code, in relation to the classification of property for assessment, was taken up.

Read a first and second time and referred to the Sifting Committee.

Senate File No. 273, a bill for an act to repeal section 240 of the Code, and chapter 184 of the acts of the Seventeenth General Assembly, was taken up.

Read a first and second time and referred to the Sifting Committee.

Senate File No. 289, a bill for an act providing for quarterly estimates of the ordinary and current expenses of certain State institutions, etc., was taken up.

Read a first and second time and referred to the Sifting Committee.

Senate File No. 74, a bill for an act to repeal section 3818 of the Code, in relation to the payment of witnesses for the defendant in criminal cases and to enact a substitute therefor, was taken up and considered.

Mr. Stout moved that the rule be suspended, and the bill be considered engrossed, and read a third time now, which prevailed, and the bill was read a third time.

The question being, shall the bill pass?

The yeas were:

Messrs. Barnes, Beach, Bosworth, Caldwell, Carson, Casey, Cochran, Colton, Coomes, Dotson, Dungan, Egbert, Epperson, Fisher, Francis, Harvey, Hays, Hornaday, Hubbell, Hutchison of Calhoun, Jennings, Lake, Lambert, Lucas, Lyon, McDaid, McGregor, Merten, Mueller, Muncey, Nagle, Newbold, Nichols, Payne, Perrin, Prouty, Reck, Richardson of Harrison, Russell, Scott, Seaman, Stephens, Stockton, Stout, Tool, Wagner, Webster, Wicks, Williams, Wolfe, and Wood—31.

The nays were:

Messrs. Baker, Bicknell, Bridges, Dean, Evans, Hayden, Hixson, Homan, Lewis of Fayette, Mackey, Martindale, Porter, Richardson of Jackson, Stutsman, Tilton, Van Staden, Whaley, and Mr. Speaker—18.

Absent or not voting:

Messrs. Belfrage, Blair, Bloom, Brown of Dickinson, Brown of Linn, Clayton, Cobbe, Downing, Duncombe, Ehl, Gay, Glasgow, Hull, Hutchison of Wapello, Jordan, King, Knight, Laub, Lewis of Mills, O'Brien, Palmer, Parker, Patterson, Pearson, Richey, Robb, Simpson, Struble, Terry, Wadleigh, and Yoran—31.

So the bill passed, and the title was agreed to.

Mr. Epperson moved the House do now adjourn.

The motion did not prevail.

MESSAGES ON THE SPEAKER'S TABLE.

House File No. 492, a bill for an act to amend chapter 24 of the laws of the Sixteenth General Assembly, in relation to the powers of incorporated towns, was taken up and considered.

Mr. Russell moved to amend section 1 by striking out the words "as follows," in the second and third lines, and inserting in lieu thereof the words "by adding thereto the following"; amend section 2 by striking out the word "all," in the third line, and inserting in lieu thereof the word "ale"; amend section 2 by striking out the words "the city," in the fourth line, and inserting in lieu thereof the word "such."

On motion of Mr. Lake the House adjourned until 9 o'clock A. M. to-morrow.

HALL OF HOUSE OF REPRESENTATIVES, }
 DES MOINES, IOWA, March 27, 1880. }

House met pursuant to adjournment, the Speaker in the chair.

Prayer by Rev. J. C. Jencks.

Pending the reading of the journal of yesterday, on motion of Mr. Merten the further reading of same was dispensed with.

REPORT OF COMMITTEE.

MR. SPEAKER—Your Committee of Conference on the disagreement between the two Houses on Senate File No. 188, beg leave to report that they have met, and after a full and frank conference beg leave to report the following:

They adopt the one-half mill levy of tax, and provide for the payment of any deficiency beyond the amount provided for by such tax out of the general revenue, and for the issuance of warrants for such deficiency.

And the committee recommend the adoption of the substitute herewith submitted to be inserted as an amendment after the enacting clause.

DELOS ARNOLD,
 AARON KIMBALL,
 H. C. HEMENWAY,

Committee on part of Senate.

JOHN H. KING,
 G. R. STRUBLE,
 J. F. DUNCOMBE,

Committee on part of House.

MESSAGE FROM THE SENATE.

The following message was received from the Senate:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has concurred in House amendments to Senate File No. 222, a bill for an act to consolidate the office of Register of State Land Office with that of Secretary of State.

Senate File No. 35, a bill for an act to enact a substitute for section 2831 of the Code.

And passed Senate File No. 315, a bill for act making appropriation for the Iowa State Library, in which the concurrence of the House is asked.

Also, House File No. 447, a bill for an act to repeal part of section 4783, chapter 168 of the public acts of the Seventeenth General Assembly and enacting a substitute therefor, fixing the compensation of the officers of the penitentiary, with the following amendments: "eighty-five" is stricken out of the 7th line of section 1 and "seventy"

inserted in lieu thereof; the word "five" is stricken out of line 10 of section 1; the word "eighty-five" is stricken out of the 8th line of section 1 and the word "seventy" inserted in lieu thereof; all after the word "Anamosa," in the 19th line of section 1, is stricken out and the following words inserted: "and that the warden be authorized to appoint a deputy"—in which amendments the concurrence of the House is asked.

Also, without amendment, House File No. 588, a bill for an act to legalize a school fund judgment against property in Keokuk.

House File No. 574, a bill for an act changing the boundaries of Polk, Boone and Story counties.

A. T. McCARGAR, *Secretary*.

Question recurring on the report of the Committee of Conference recommending substitute for Senate File No. 188.

The bill was read a first and second time.

Mr. Duncombe moved that the rule be suspended, and the bill be considered engrossed, and read a third time now, which motion prevailed, and the bill was read a third time.

The question being, shall the bill pass?

The yeas were:

Messrs. Baker, Beach, Barnes, Belfrage, Bicknell, Bloom, Bosworth, Bridges, Brown of Dickinson, Brown of Linn, Carsen, Casey, Clayton, Cochran, Colton, Duncombe, Dungan, Egbert, Epperson, Evans, Francis, Glasgow, Harvey, Hayden, Hays, Homan, Hornaday, Hubbell, Hutchison of Calhoun, Hutchison of Wapello, Jordan, King, Lake, Lambert, Lewis of Mills, Lucas, Lyon, Martindale, Merten, Mueller, Muncey, Nagle, Newbold, Nichols, Parker, Pearson, Porter, Prouty, Reck, Richey, Robb, Russell, Scott, Seaman, Stephens, Stockton, Stout, Struble, Stutsman, Terry, Tool, Wagner, Webster, Whaley, Williams, Wolfe, and Wood—67.

The nays were:

Messrs. Caldwell, Coomes, Dean, Dotson, Fisher, McDaid, McGregor, Patterson, Perrin, Van Staden, and Mr. Speaker—11.

Absent or not voting:

Messrs. Blair, Cobbey, Downing, Ehl, Gay, Hixson, Hull, Jennings, Knight, Laub, Lewis of Fayette, Mackey, O'Brien, Palmer, Payne, Richardson of Harrison, Richardson of Jackson, Simpson, Tilton, Wadleigh, Wicks, and Yoran—22.

So the bill passed, and the title was agreed to.

On motion of Mr. Duncombe Senate File No. 315, a bill for an act making appropriations for the State Library, was taken up.

Read a first and second time.

Mr. Duncombe moved that the rule be suspended, and the bill be considered engrossed, and read a third time now, which prevailed, and the bill was read a third time.

The question being, shall the bill pass?

The yeas were:

Messrs. Baker, Barnes, Beach, Belfrage, Bloom, Bosworth, Bridges, Brown of Dickinson, Brown of Linn, Carson, Casey, Clayton, Cochran, Colton, Dotson, Duncombe, Dungan, Epperson, Evans, Fisher, Francis, Gay, Glasgow, Harvey, Hays, Hornaday, Hubbell, Hutchison of Cal-

houn, Hutchison of Wapello, Lambert, Lewis of Mills, Lucas, Lyon, Martindale, McDaid, McGregor, Merten, Mueller, Muncey, Nagle, Newbold, Nichols, Parker, Pearson, Perrin, Porter, Reck, Richey, Russell, Seaman, Stephens, Stockton, Stout, Struble, Stutsman, Terry, Tool, Van Staden, Wadleigh, Webster, Whaley, Wicks, Williams, Wolfe, Wood, and Mr. Speaker—66.

The nays were:

Messrs. Caldwell, Dean, and Homan—3.

Absent or not voting:

Messrs. Bicknell, Blair, Cobbey, Coomes, Downing, Egbert, Ehl, Hayden, Hixson, Hull, Jennings, Jordan, King, Knight, Lake, Laub, Lewis of Fayette, Mackey, O'Brien, Palmer, Patterson, Payne, Prouty, Richardson of Harrison, Richardson of Jackson, Robb, Scott, Simpson, Tilton, Wagner, and Yoran—31.

So the bill passed, and the title was agreed to.

MESSAGE FROM THE SENATE.

The following message was received from the Senate:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has passed without amendment the following bill:

House File No. 581, An act to legalize the official acts of C. W. Mullen, a notary public in Black Hawk county.

Also, have refused to pass substitute for House File No. 378, a bill for an act to define tramping and for the punishment of tramps.

E. H. ODELL, *Second Ass't Secretary*.

UNFINISHED BUSINESS.

House File No. 492, a bill for an act to amend chapter 24 of the laws of the Sixteenth General Assembly, etc., was taken up.

The question recurring on the amendment offered by Mr. Russell—

Mr. Merten moved the previous question, which was seconded.

Question, shall the main question be now put? was decided in the affirmative.

The amendments were lost.

The House refused to engross the bill.

RESOLUTIONS.

The following resolution was offered by Mr. Clayton, which was adopted:

Resolved, That the thanks of the House are due and hereby tendered Hon. Lore Alford, as Speaker, for the able and impartial manner in which he has discharged the duties of Speaker.

Resolved further, That as a mark of esteem, this House present him with the chair which he has this session filled with such marked ability.

Resolved, That the Secretary of State be requested to send the Speaker's chair to his home.

Mr. Newbold offered the following resolution, which was adopted:

Resolved, That the thanks of the House of Representatives of the Eighteenth General Assembly are hereby tendered to the Clerks and all other employes of the House for their gentlemanly deportment and efficient services; also, to the reporters of the various papers represented in this House during this session.

MESSAGE FROM THE SENATE.

MR. SPEAKER—I am directed to inform your honorable body that the Senate has passed the following bill, without amendment:

House File No. 599, a bill for an act to provide for the payment of the war and defense bonds issued under the provisions of chapter 11 of the acts of the special session of 1861.

E. H. ODELL, *Second Ass't Secretary*.

Also:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has passed the following bills, without amendment:

House File No. 567, a bill for an act authorizing the taxation of certain lands in Louisa and Des Moines counties for levee purposes.

House File No. 583, a bill for an act to provide for payment of Company C, Fifth Regiment Iowa National Guards.

E. H. ODELL, *Second Ass't Secretary*.

Mr. Barnes moved House File No. 99 be taken up.

The motion did not prevail.

INTRODUCTION OF BILL.

Leave was granted Mr. Parker to introduce House File No. 600, a bill for an act providing for the number of barbs on a wire fence.

Read a first and second time and referred to the Sifting Committee.

MESSAGE FROM THE SENATE.

The following message was received from the Senate:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has passed, without amendment, the following bill:

House File No. 540, a bill for an act relating to support of deaf and dumb.

E. H. ODELL, *Second Ass't Secretary*.

JOINT RESOLUTION.

Mr. Caldwell offered the following joint resolution:

WHEREAS, By an over appropriation there will not be sufficient moneys in the treasury to complete the dome on the new capitol within the next biennial period; and

WHEREAS, It would be unwise to expend two thousand dollars in a wooden roof; and

WHEREAS, Great damage would result from the leaving open of the space now open for the said dome; therefore

Be it resolved by the General Assembly of the State of Iowa, That the Executive Council be instructed and the Capitol Commissioners be requested to prepare, as soon as circumstances will permit, sufficient prairie hay and bark to cover the said space so left open.

Laid on the table.

MESSAGE FROM THE SENATE.

The following message was received from the Senate:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has passed the following bill, without amendment:

Substitute for House File No. 108, a bill for an act relating to taxes voted in aid of railways.

E. H. ODELL, *Second Ass't Secretary.*

Also:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has passed the following bill, without amendment:

Substitute for House File No. 499, a bill for an act relating to evidence.

E. H. ODELL, *Second Ass't Secretary.*

REPORT OF COMMITTEE.

Mr. Reck, from the Committee on Enrolled Bills, submitted the following report:

MR. SPEAKER—The Committee on Enrolled Bills ask leave to report that they have examined the following bills, and find the same correctly enrolled:

House File No. 573, a bill for an act to provide for the condemnation of real estate for channels and ditches for the drainage and better protection of the right of way and road-beds of railroads.

House File No. 366, a bill for an act to amend section 798, chapter 1, title 6 of the Code, relating to exemptions for planting and cultivating forest and fruit trees.

A. C. RECK, *Chairman.*

House File No. 447, a bill for an act to repeal part of section 4783, of chapter 167, of the public acts of the Seventeenth General Assembly, was taken up, with Senate amendments.

On the question, shall the House concur in the Senate amendments? the yeas and nays were as follows—

The yeas were:

Messrs. Baker, Barnes, Beach, Belfrage, Bicknell, Bloom, Bosworth, Bridges, Brown of Dickinson, Brown of Linn, Carson, Casey, Clayton, Cobbey, Cochran, Colton, Coomes, Dotson, Duncombe, Dungan, Egbert, Epperson, Evans, Fisher, Francis, Gay, Glasgow, Hayden, Hays, Homan, Hornaday, Hutchison of Calhoun, Hutchison of Wapello, Jennings, Jordan, King, Lake, Lambert, Lewis of Mills, Lucas, Lyon, Martindale, McDaid, McGregor, Merten, Muncey, Nagle, Newbold, Parker, Patterson, Payne, Pearson, Porter, Russell, Scott, Seaman,

Stephens, Stockton, Stout, Struble, Stutsman, Terry, Tilton, Wadleigh, Wagner, Webster, Whaley, Wolfe, Wood, and Mr. Speaker—70.

The nays were:

Mr. Dean—1.

Absent or not voting:

Messrs. Blair, Caldwell, Downing, Ehl, Harvey, Hixson, Hubbell, Hull, Knight, Laub, Lewis of Fayette, Mackey, Mueller, Nichols, O'Brien, Palmer, Perrin, Prouty, Reck, Richardson of Harrison, Richardson of Jackson, Richey, Robb, Simpson, Tool, Van Staden, Wicks, Williams, and Yoran—29.

So the House concurred in the Senate amendments.

House File No. 461, a bill for an act to amend section 1, chapter 118 of the acts of the Seventeenth General Assembly, with report of committee recommending that the bill do pass, was taken up.

Mr. Dean moved that the rule be suspended, and the bill be considered engrossed, and read a third time now, which motion prevailed, and the bill was read a third time.

The question being, shall the bill pass?

The yeas were:

Messrs. Baker, Barnes, Beach, Belfrage, Bosworth, Bridges, Brown of Linn, Caldwell, Casey, Clayton, Cochran, Colton, Coomes, Dean, Dotson, Duncombe, Dungan, Epperson, Fisher, Francis, Glasgow, Hornaday, Hubbell, Hutchison of Calhoun, Hutchison of Wapello, Jennings, Jordan, King, Lake, Lambert, Lyon, Mueller, Muncey, Naglé, Newbold, Parker, Patterson, Payne, Pearson, Perrin, Porter, Prouty, Robb, Scott, Seaman, Stephens, Struble, Tilton, Tool, Van Staden, Wagner, Whaley, Wood, and Mr. Speaker—54.

The nays were:

Messrs. Bicknell, Hays, Homan, Lewis of Mills, Lucas, Martindale, McGregor, Richey, Stockton, Stutsman, Terry, and Wadleigh—12.

Absent or not voting:

Messrs. Blair, Bloom, Brown of Dickinson, Carson, Cobbey, Downing, Egbert, Ehl, Evans, Gay, Harvey, Hayden, Hixson, Hull, Knight, Laub, Lewis of Fayette, Mackey, McDaid, Merten, Nichols, O'Brien, Palmer, Reck, Richardson of Harrison, Richardson of Jackson, Russell, Simpson, Stout, Webster, Wicks, Williams, Wolfe, and Yoran—34.

So the bill passed, and the title was agreed to.

Senate File No. 48, a bill for an act to amend chapter 56, laws of the Seventeenth General Assembly, in relation to the protection of game, with report of committee recommending do pass, was taken up.

Read a first and second time.

Mr. Duncombe moved that the rule be suspended, and the bill be considered engrossed, and read a third time now which prevailed, and the bill was read a third time.

The question being, shall the bill pass?

The yeas were:

Messrs. Baker, Barnes, Beach, Belfrage, Bloom, Bosworth, Cobbey, Fisher, Colton, Coomes, Duncombe, Dungan, Egbert, Glasgow, Harvey, Hayden, Hixson, Hutchison of Calhoun, Hutchison of Wapello, Jennings, King, Lake, Lambert, Lewis of Mills, Lucas, Lyon, Martindale, McGregor, Muncey, Nagle, Newbold, Nichols, Parker, Perrin, Porter,

Prouty, Richey, Stephens, Stockton, Struble, Stutsman, Terry, Tool, Wadleigh, Wagner, Webster, Whaley, Wicks, Wolfe, Wood, and Mr. Speaker—51.

The nays were:

Messrs. Bridges, Brown of Linn, Caldwell, Clayton, Epperson, Evans, Francis, Hays, Homan, Payne, Scott, Stout, Tilton, and Van Staden—14.

Absent or not voting:

Messrs. Bicknell, Blair, Brown of Dickinson, Carson, Casey, Cochran, Dean, Dotson, Downing, Ehl, Gay, Hornaday, Hubbell, Hull, Jordan, Knight, Laub, Lewis of Fayette, Mackey, McDaid, Merten, Mueller, O'Brien, Palmer, Patterson, Pearson, Reck, Richardson of Harrison, Richardson of Jackson, Robb, Russell, Seaman, Simpson, Williams, and Yorlan—35.

So the bill passed, and the title was agreed to.

MESSAGE FROM THE SENATE.

MR. SPEAKER—I am directed to inform your honorable body that the Senate has passed the following bill, without amendment:

Substitute for House File No. 43, a bill for an act providing for one or more assessors, not exceeding three, in incorporated cities having ten thousand inhabitants or over.

E. H. ODELL, *Second Ass't Secretary.*

SENATE MESSAGES.

House File No. 141, a bill for an act to amend sections 181 and 3777 of the Code, relating to duties and compensation of short-hand reporters, with Senate amendments, was taken up.

Question, shall the House concur in the Senate amendments? the yeas and nays were as follows—

The yeas were:

Messrs. Baker, Barnes, Beach, Belfrage, Bicknell, Bloom, Bosworth, Bridges, Brown of Linn, Caldwell, Carson, Clayton, Cobbe, Cochran, Colton, Coomes, Dean, Duncombe, Dungan, Egbert, Epperson, Evans, Fisher, Francis, Gay, Harvey, Hayden, Hays, Homan, Hornaday, Hubbell, Hutchison of Calhoun, Hutchison of Wapello, Jennings, Jordan, King, Lake, Lambert, Lewis of Mills, Lucas, Lyon, Mackey, Martindale, McDaid, McGregor, Muncey, Nagle, Newbold, Nichols, Parker, Patterson, Pearson, Perrin, Porter, Prouty, Richey, Russell, Scott, Seaman, Stephens, Stockton, Struble, Stutsman, Terry, Tool, Van Staden, Wagner, Webster, Whaley, Wicks, Wolfe, Wood, and Mr. Speaker—73.

The nays were:

Messrs. Glasgow, and Tilton—2.

Absent or not voting:

Messrs. Blair, Brown of Dickinson, Casey, Dotson, Downing, Ehl, Hixson, Hull, Knight, Laub, Lewis of Fayette, Merten, Mueller, O'Brien, Palmer, Payne, Reck, Richardson of Harrison, Richardson of Jackson, Robb, Simpson, Stout, Wadleigh, Williams, and Yorlan—25.

So the House concurred in the Senate amendments.

On motion of Mr. Duncombe Senate File No. 274, a bill for an act to amend chapter 1, title 9 of the Code of 1873, was taken up.

Mr. Duncombe moved that the rule be suspended, and the bill be considered engrossed, and read a third time now, which prevailed, and the bill was read a third time.

The question being, shall the bill pass?

The yeas were:

Messrs. Barnes, Belfrage, Bloom, Bosworth, Brown of Linn, Caldwell, Carson, Casey, Clayton, Cobbe, Cochran, Colton, Coomes, Dean, Dotson, Duncombe, Egbert, Epperson, Evans, Fisher, Francis, Gay, Glasgow, Harvey, Hayden, Hays, Homan, Hornaday, Hutchison of Calhoun, Hutchison of Wapello, Jordan, Lake, Lambert, Lewis of Mills, Lyon, Martindale, McGregor, Mueller, Muncey, Nagle, Newbold, Nichols, Parker, Patterson, Payne, Perrin, Porter, Prouty, Richardson of Harrison, Richardson of Jackson, Richey, Robb, Russell, Scott, Seaman, Simpson, Stephens, Stockton, Stout, Struble, Stutsman, Terry, Tilton, Tool, Van Staden, Wagner, Webster, Whaley, Wicks, Williams, Wolfe, Wood, Yoran, and Mr. Speaker—74.

The nays were:

Messrs. Baker, Beach, Bridges, and Wadleigh—4.

Absent or not voting:

Messrs. Bicknell, Blair, Brown of Dickinson, Downing, Dungan, Ehl, Hixson, Hubbell, Hull, Jennings, King, Knight, Laub, Lewis of Fayette, Lucas, Mackey, McDaid, Merten, O'Brien, Palmer, Pearson, and Reck—22.

So the bill passed, and the title was agreed to.

REPORT OF COMMITTEE.

Mr. Reck, from the Committee on Enrolled Bills, submitted the following report:

MR. SPEAKER—The Committee on Enrolled Bills ask leave to report that they have examined the following bills, and find the same correctly enrolled:

House File No. 499, a bill for an act relating to evidence.

House File No. 581, a bill for an act to legalize the official acts of C. W. Mullen as notary public in and for Black Hawk county, Iowa.

House File No. 588, a bill for an act to legalize a certain judgment in favor of the school fund and to rest title of lots 1, 2, 5, 6, 7, 8, 9, 10, 11 and 12, in block 20, city of Keokuk, Lee county, in the State of Iowa, for the use of the school fund.

House File No. 540, a bill for an act to amend sections 1 and 2, chapter 98, laws of the Seventeenth General Assembly, relating to the Institution for the Deaf and Dumb.

House File No. 286, a bill for an act to regulate mines and mining and to repeal an act named therein.

House File No. 43, a bill for an act to amend chapter 6 of the laws of the Sixteenth General Assembly and providing for one or more assessors, not to exceed three, in incorporated cities having 10,000 inhabitants or over.

A. C. RECK, *Chairman.*

The following were appointed a committee to notify the Governor that the House was now ready to adjourn: Messrs. King, Duncombe and Webster.

They performed the duty, and reported that His Excellency, the Governor, had no further communication to make to the House.

The hour of 11 o'clock having arrived, the Speaker adjourned the House, *sine die*.

W. V. LUCAS, *Chief Clerk*.

ERRATA.

House File No. 16, page 20, "George Main" should be "George K. Wann."

House File No. 139, page 51, "Pottawattamie" should be "Pocahontas" county.

House File No. 145, page 98, should be House File No. 225.

House File No. 129, page 120, should be House File No. 162.

House File No. 317, page 191, should be House File No. 370.

House File No. 389, page 193, should be House File No. 388.

House File No. 467, page 264, should be House File No. 457.

House File No. 215, page 202, should be House File No. 221.

"Auditor," in House File No. 19, page 205, should read "Recorder."

On page 226 the blank of bills on third reading should be House File No. 260.

House File No. 596, page 381, should be House File No. 496.

On page 460, in Senate message, House Files Nos. 2 and 36 should be Senate Files Nos. 2 and 36.

Senate Files, in line 8 of page 470, should be House Files.

House File No. 563, top of page 519, should be House File No. 533.

House File No. 424, bottom of page 520, should be House File No. 434.

House File No. 305, page 590, should be Senate File No. 305.

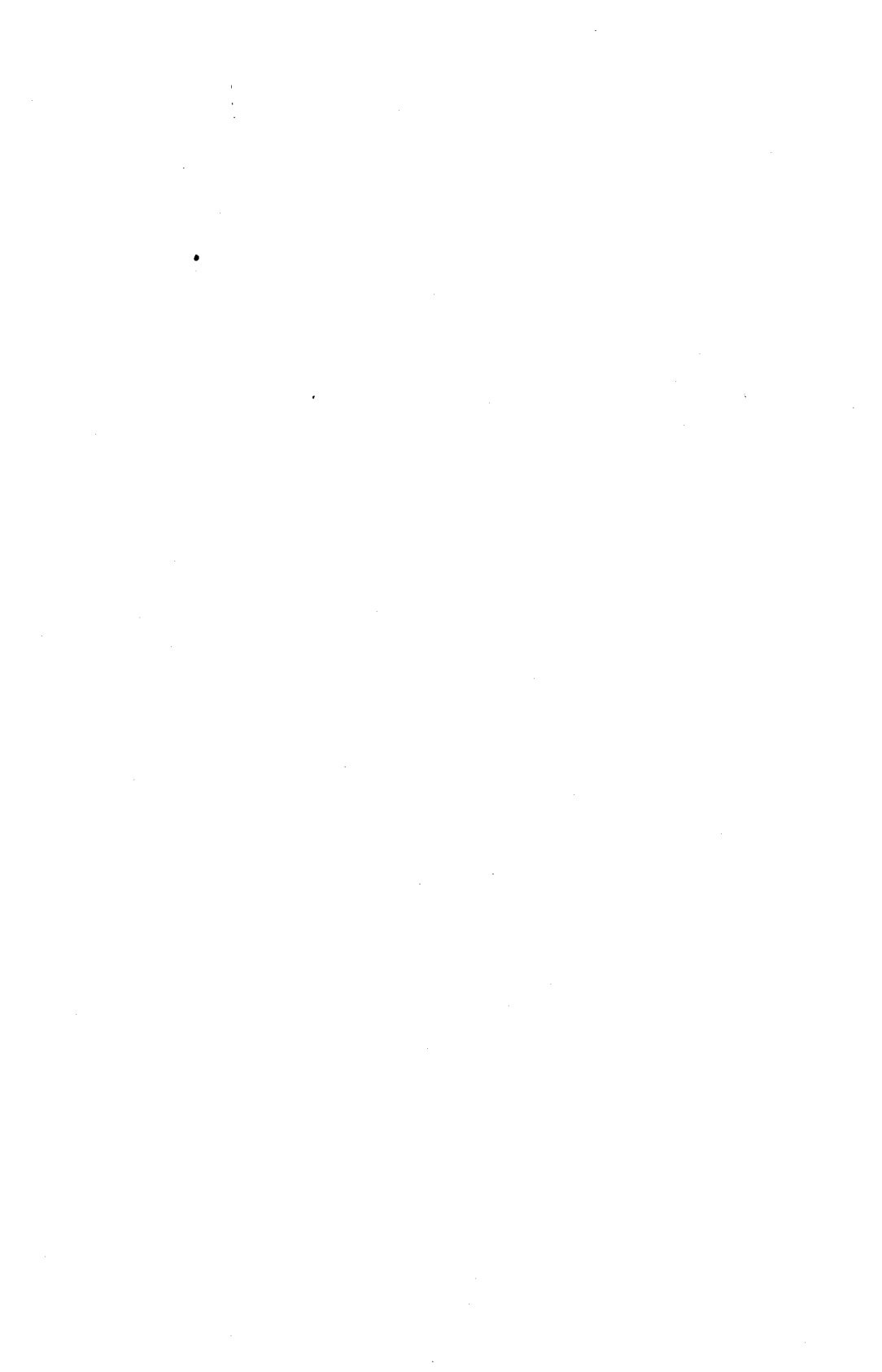
House File No. 304, page 600, should be Senate File No. 304.

Senate File No. 289, page 625, should be Senate File No. 287.

Senate File No. 301, page 625, should be Senate File No. 317.

Senate File No. 28, page 663, should be Senate File No. 280, and "etymology" should be "entomology."

Senate File No. 216, page 710, should be Senate File No. 316.



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