JOURNAL

OF THE

House of Representatives

OF THE

TWENTY-SECOND GENERAL ASSEMBLY

OF THE

STATE OF IOWA.

WHICH CONVENED AT THE CAPITOL IN DES MOINES, IOWA, JANUARY 9, 1888.

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DES MOINES: GEO. E. ROBERTS, STATE PRINTER. 1888.





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OFFICERS OF THE HOUSE.

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Speaker, W. H. REDMAN, Montezuma.

Speaker pro tem., E. W. WILBUR, Rockford.

Chief Clerk, DAVID C. KOLP, Ida Grove.

First Assistant Olerk,		-			W. O. PAYNE.
Second Assistant Olerk -		•	· ·		J. L. WILSON.
Sergeant-at-Arms, .	•	-	-	-	W. H. BYERS.
Door-keeper, · · ·	9	-		-	J. HEFFLEFINGER.
Enrolling Clerk, .	•		•	-	NETTIE LAREIMER.
Engrossing Clerk,	ε	-			MOLLIE HEIST.

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OF THE

HOUSE OF REPRESENTATIVES.

MONDAY, JANUARY 9, 1888.

PUBSUANT to law the House of Representatives met at 2 o'clock P. m., and was called to order by Mr. Berryhill of Polk county.

Prayer by Rev. A. L. Frisbie.

On motion of Mr. Custer of Jasper county, Hon. J. K. Powers of Linn county, was chosen temporary Chief Clerk.

On motion of Mr. Riley of Louisa county, Hon. C. L. Anderson of Warren county, was made temporary Speaker. On motion of Mr. Teale of Decatur county, Messrs. Chantry of

Mills county, and Hotchkiss of Davis county, were appointed a committee to escort the temporary Speaker to the chair.

On motion of Mr. Thompson of Clayton county, the following committee of five on credentials was appointed: Messrs. Agnew of Clarke, Nicoll'of Ida, Curtis of Clinton, Thomson, Russell of Adams.

On motion of Mr. Craig of Lee county, the Chair appointed three temporary pages. They were, Ollie Beall, Willie G. Farron and Henry Field.

On motion of Mr. Dobson of Buena Vista county, the roll was called for the presentation of credentials. The following responded:

1st District—Jno. E. Craig. 2d District—W. H. Thorniley.

3d District-L. D. Hotchkiss. 4th District-G. W. Wyckoff.

5th District-L. W. Lewis.

6th District—Thomas Teale. 7th District—William Brown.

8th District—C. M. Paschal. 9th District—S. E. Field. 10th District—F. M. Estes.

JOURNAL OF THE HOUSE.

11th District-A. J. Chantry. 12th District—J. W. Yergey. 18th District—Ed. C. Russell. 14th District—W. H. Robb. 15th District-W. G. Agnew. 16th District-H. L. Byers. 17th District—J. C. Robeson. 18th District—J. R. Burgess. 19th District—Geo. W. Ball. 20th District-S. L. Steele. 21st District-Fred. W. Kline. 22d District-L. A. Riley. 23d District-B. F. Tipton. 24th District-J. C. Beem. 25th District-Samuel W. Jones. 26th District-Lafayette Jolly. 27th District-C. L. Anderson. 28th District-J. H. Mack. 29th District-A. D. Crooks. 30th District-Silas Wilson. 31st District-A. W. Wyman. 31st District-R. S. Hart. 82d District—B. F. Roberts. 83d District—W. Roundy. 84th District-Wm Walker. 85th District-I. R. Shipley. 36th District-T. A. Thornburg. 37th District-A. B. Cummins. 37th District-J. G. Berryhill. 38th District—A. Custer. 39th District—W. H. Redman. 40th District-Abraham Owen. 41st District-Geo. W. Wagner. 42d District-John A. Evans. 43d District-Phillip Dietz. 43d District-Chas. G. Higswell. 44th District-H. C. Piatt. 45th District-G. M. Curtis. 45th District-W. W. Buell. 46th District-Geo. Mitchell. 47th District-E. Eilers. 48th District-Joshua Doron 49th District-John C. Kennan. 50th District-R. H. Moore. 51st District-Chas. Eckles. 52d District-Oley Nelson. 53d District-Jno. C. Hall. 54th District-Albert Head. 55th District-Oliver Horton. 56th District-W. H. Davie. 57th District-F. F. Roe.

- 58th District-R. C. Rice.

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- 59th District-D. Nicoll.
- 60th District-I. S. Hunter.
- 61st District-Edgar L. Hobbs.
- 62d District-Isaac L. Woods.
- 63d District-August Anderson.
- 64th District-Thomas N. Hauser.
- 65th District-H. S. Draper.
- 66th District-Edward Townsend.
- 67th District-John Calvin. 68th District-W. C. Oakman.
- 69th District-James Rowan.
- 69th District-A. Limback.
- 70th District-J. F. Thompson.
- 71st District-G. D. Darnell. 72d District-John Homrighaus.
- 73d District-Elwood Wilson.
- 74th District-J. W. Luke.
- 75th District-A. S. Chapman.
- 76th District-M. Schleicher.
- 77th District-C. W. Fillmore.
- 78th District-G. L. Dobson.
- 79th District-J. C. Lockin.
- 80th District-A. M. Duus.
- 81st District-Henry Hospers.
- 82d District-E. F. Parkhurst.
- 83d District-W. M. McFarland.
- 84th District-Andrew D. Clarke.
- 85th District-John W. Mahoney.
- 86th District-Jas. E. Blythe.
- 87th District-E. W. Wilbur.
- 88th District-John Foley.
- 89th District—John T. Dayton. 90th District—Nels Larson.
- 91st District-Wm. Theophilus.
- 92d District-Jas. A. Smith.
- 93d District-J. N. Slosson.
- 94th District-E. C. Roach.

On motion of Mr. Custer of Jasper county, J. Heffelfinger of Grundy county, and Robt. Blizzard were appointed temporary Doorkeepers.

On motion of Mr. Craig of Lee county, House adjourned until 10 o'clock Tuesday.



TUESDAY, JANUARY 10.

House met pursuant to adjournment, temporary speaker in the chair.

Prayer by Rev. Kephart.

Journal of yesterday read and approved.

RESOLUTIONS.

Mr. Riley offered the following resolution:

Resolved, That immediately following the report of the Committee on Credentials and the taking of the oath of office by the members, the House proceed to the selection of seats in the following manner: A slip of paper containing the names of each member of the House shall be placed in a box by the Clerk of the House, and after being thoroughly shaken the slips shall be drawn out one by one by a blindfolded messenger, and as their names are announced by the Clerk the member whose name is announced shall immediately select a seat and hold it until all the seats are drawn, when each seat so drawn shall be marked and assigned to the member for the session.

The resolution was adopted.

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

Resolved, That immediately after the report of the Committee on Credentials the roll shall be called and as called the member shall proceed to the Clerk's desk and subscribe the oath of office, and after so subscribing they shall remain around the Speaker's desk, and after all have signed, the oath be administered to the members in a body by the temporary speaker.

COMMITTEE ON CREDENTIALS.

The Committee on Credentials reported as follows:

ME. SPEAKEE-Your Committee on Credentials has instructed me to make the following report:

We have examined the credentials of the following named gentlemen and find them entitled to seats in this House as members.

W. G. AGNEW, Chairman.

1st District—John E. Craig. 2d District—W. H. Thorniley. 3d District—L. D. Hotohkiss.

4th District—G. W. Wyckoff. 5th District—L. W. Lewis. 6th District—Thomas Teale.



7th District-William Brown. 8th District-C. M. Paschal. 9th District-S. E. Field. 10th District-F. M. Estes. 11th District-A. J. Chantry. 12th District-J. W. Yergey. 13th District-Ed. C. Russell. 14th District-W. H. Robb. 15th District-W. G. Agnew. 16th District-H. L. Byers. 17th District-J. C. Robeson. 18th District-J. R. Burgess. 19th District-Geo. W. Ball. 20th District-S. L. Steele. 21st District-Fred. W. Kline 22d District-L. A. Riley. 23d District-B. F. Tipton. 24th District-J. C. Beem. 25th District-Samuel W. Jones 26th District-Lafayette Jolly. 27th District-C. L. Anderson. 28th District-J. H. Mack. 29th District-A. D. Crooks. 30th District--Silas Wilson. 31st District-A. W. Wyman. 31st District-R. S. Hart. 32d District-B. F. Roberts. 33d District-W. Roundy. 34th District-Wm. Walker. 35th District--I. R. Shipley. 36th District-T. A. Thornburg. 37th District—A. B. Cummins. 37th District-Jas. G. Berryhill. 38th District--A. Curtis. 39th District-W. H. Redman. 40th District-Abraham Owen. 41st District-Geo. W. Wagner. 42d District-John A. Evans. 43d District-Philip Dietz. 43d District-Chas. G. Hipwell. 44th District-H. C. Piatt. 45th District-G. M. Curtis. 45th District-W. W. Buell. 46th District-Geo. Mitchell. 47th District-E. Eilers. 48th District-Joshua Doron. 48th District-John T. Hamilton. 49th District-John C. Kennau. 50th District-R. H. Moore. 51st District-Chas. Eckles. 52d District-Oley Nelson. 53d District-John C. Hall. 2

- 54th District-Albert Head.
- 55th District-Oliver Horton.
- 56th District-W. A. Davie.
- 57th District-F. F. Roe.
- 58th District-R. C. Rice.
- 59th District-D. Nicoll.
- 60th District-I. S. Hunter.
- 61st District-Edgar L. Hobbs.
- 62d District-Isaac L. Woods.
- 63d District-August Anderson.
- 64th District-Thomas N. Hauser.
- 65th District-H. S. Draper.
- 66th District-Edward Townsend.
- 67th District-John Calvin.
- 68th District-W. C. Oakman. 69th District-James Rowan and A. Limback. 70th District-J. F. Thompson.
- 71st District-G. D. Darnall.
- 72d District-John Homrighaus.
- 73d District-Elwood Wilson.
- 74th District-J. W. Luke.
- 75th District-A. S. Chapman.
- 76th District-M. Schleicher.
- 77th District-C. W. Fillmore.
- 78th District-G. L. Dobson. 79th District-J. C. Lockin.
- 80th District-A. M. Duus.
- 81st District-Henry Hospers.
- 82d District-E. F. Parkhurst.
- 83d District-W. M. McFarland.
- 84th District-Andrew D. Clarke.
- 85th District-John W. Mahoney.
- 86th District-James E. Blythe.
- 87th District-E. W. Wilbur.
- 88th District—John Foley. 89th District—John F. Dayton. 90th District—Nels Larson.
- 91st District-Wm. Theophilus. 92d District-Jas. A. Smith.
- 93d District-J. N. Slosson. 94th District-E. C. Roach.

On motion the report was adopted.

The roll was called and the members came forward and subscribed to the following oath of office:

You and each one of you, do solemnly swear to support the Constitution of the United States and the Constitution of the State of Iowa, and that you will faithfully discharge the duties of Representatives to the best of your ability.

W. G. Agnew, Augustus Anderson. C. L. Anderson, Geo. W. Ball, J. C. Beem, Jas. G. Berryhill, Jas. E. Blythe, Wm. Brown, Wm. W. Buell, J. R. Burgess, H. L. Byers, John Calvin, A. J. Chantry, A. S. Chapman, Andrew D. Clarke, John E. Craig, A. D. Crooks, A. B. Cummins, Geo. M. Curtis, A. Custer, G. D. Darnall, W. A. Davie, John F. Dayton, Pluto Dietz, G. L. Dobson, J. Doron. H. S. Draper, A. M. Duus, Chas. Eckles, G. Eilers, F. M. Estes, John E. Evans. S. E. Field, C. W. Fillmore, John Foley, John C. Hall, John T. Hamilton, T. N. Hauser, R. S. Hart, Albert Head, C. G. Hipwell, Edgar L. Hobbs, Oliver Horton, John Homrighaus, Henry Hospers, Loyal D. Hotchkiss, I. S. Hunter, Lafayette Jolly, Samuel W. Jones, J. C. Kennan.

F. W. Kline, Nels Larson, L. W. Lewis, A. Limback, J. C. Lockin, J. W. Luke, J. H. Mack, John W. Mahoney, W. M. McFarland, Geo. L. Mitchell, R. H. Moore, Oley Nelson, D. Nicoll, W. C. Oakman, A. Owen, E. F. Parkhurst, C. M. Paschal, H. C. Piatt, W. H. Redman, R. C. Rice, L. A. Riley, E. C. Roach, W. H. Robb, B. F. Roberts, J. C. Robeson, F. F. Roe. W. Roundy, Jas. Rowan, Ed. C. Russell, J. M. Schleicher, Ira R. Shipley, J. N. Slosson, J. A. Smith, S. L. Steele, Thos. Teale, Wm. Theophilus, J. F. Thompson, T. A. Thornburg, W. H. Thorniley, R. F. Tipton, E. Townsend, G. W. Wagner, Wm. Walker, E. W. Wilbur, Elwood Wilson, Silas Wilson, I. L. Woods, Geo. W. Wyckoff, A. W. Wyman, John W. Yergey.

On motion of Mr. Custer, the members retired to the lobby and proceeded to the drawing of seats.

On motion of Mr. Riley, the House proceeded to the election of speaker.

Mr. Riley, in benalf of the Republicans of the House, presented the name of Hon. W. H. Redman of Poweshiek county.

Mr. Thompson, in behalf of the Democrats, presented the name of Hon. L. D. Hotchkiss of Davis county.

The roll was called with the following result :

Those voting for Mr. Redman were:

Messrs. Agnew, Anderson of Hamilton, Anderson of Warren, Ball, Berryhill, Blythe, Brown, Byers, Calvin, Chantry, Chapman, Clarke, Crooks, Cummins, Curtis, Custer, Darnall, Dobson, Doron, Draper, Eckles, Evans, Field, Fillmore, Hall, Hauser, Head, Hobbs, Homrighaus, Hospers, Hunter, Jolly, Jones, Kennan, Larson, Lewis, Lockin, Luke, Mack, Mahoney, McFarland, Moore, Nelson, Nicoll, Oakman, Parkhurst, Paschal, Riley, Roach, Roberts, Robeson, Schleicher, Shipley, Slosson, Smith, Steele, Teale, Thornburg, Thorniley, Tipton, Townsend, Walker, Wilbur, Wilson of Butler, Wilson of Cass, Wyckoff and Yergey-66.

Those voting for Mr. Hotchkies were:

Messrs. Beem, Buell, Burgess, Craig, Davie, Dayton, Dietz, Duus, Eilers, Estes, Foley, Hamilton, Hart, Hipwell, Horton, Jolly, Kline, Limback, Mitchell, Owen, Piatt, Rice, Robb, Roe, Roundy, Rowan, Russell, Theophilus, Thompson, Wagner, Woods and Wyman-32.

Not voting: Messrs. Redman and Hotchkiss.

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

On motion of Mr. Roach, Messrs. Wilbur, Wilson of Cass, and Hotchkiss were appointed a committee to notify the Speaker-elect of his election and to conduct him to the chair.

The committee conducted the Speaker-elect to the chair, and the oath of office was administered to him by the temporary Speaker.

On motion of Mr. Burgess the House adjourned until 2 o'clock P. M.

AFTERNOON SESSION.

2 O'CLOCK P. M.

House met, Speaker in the chair.

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CONCURRENT RESOLUTION.

Mr. Dobson offered the following concurrent resolution, which was adopted.

Resolved by the House, the Senate concurring, That a committee of three from the House, and a committee of three from the Senate be appointed on inauguration of Governor and Lieutenant-Governorelect, and that said committee be instructed to make all arrangements necessary for the inaugural ceremonies, including the printing and distribution of tickets, and that said committee be instructed to report their action at the earliest possible moment.

The Speaker appointed Messrs. Smith, Cummins and Wilbur.

BESOLUTIONS.

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

Resolved, That we extend our sincere thanks to Hon. C. L. Anderson, who has so ably, impartially, and gracefully filled the Speaker's chair during our temporary organization.

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

Resolved, That until otherwise ordered the rules of the Twentyfirst General Assembly shall be the rules of this House, and that a committee of five on rules be appointed, with the Speaker as chairman.

The Speaker appointed Messrs. Head, Riley, Thompson and Hotchkiss.

On motion of Mr. Craig, the House proceeded to the election of officers in the following order:

Chief Clerk.

First Assistant Clerk.

Second Assistant Clerk.

Assistant Postmistress.

Enrolling Clerk.

Engrossing Clerk.

Sergeant-at-Arms.

Door-Keeper.

Assistant Door-Keeper.

ELECTION OF CHIEF CLERK.

Mr. Nicoll, on behalf of the Republicans, presented the name of D. C. Kolp, of Ida county.

Mr. Craig, on behalf of the Democrats, presented the name of John P. Hornish, of Lee county.

The roll was called with the following result:

Those voting for Mr. Kolp were:

Messrs. Agnew, Anderson of Hamilton, Anderson of Warren, Ball, Berryhill, Blythe, Brown, Byers, Calvin, Chantry, Chapman, Clarke, Crooks, Cummins, Curtis, Custer, Darnall, Dobson, Doron, Draper, Eckles, Evans, Field, Fillmore, Hall, Hauser, Head, Hobbs, Horton, Homrighaus, Hospers, Jones, Kennan, Larson, Lewis, Lockin, Luke, Mack, Mahoney, McFarland, Moore, Nelson, Nicoll, Oakman, Parkhurst, Paschal, Redman, Riley, Roach, Roberts, Robeson, Schleicher, Shipley, Slosson, Smith, Steele, Teale, Thornburg, Thorniley, Tipton, Townsend, Walker, Wilbur, Wilson of Butler, Wilson of Cass, Wyckoff and Yergey-67.

Those voting for Mr. Hornish were:

Messrs. Beem, Burgess, Craig, Davie, Dayton, Dietz, Duus, Eilers, Estes, Foley, Hamilton, Hart, Hipwell, Horton, Hotohkiss, Jolly, Kline, Limback, Mitchell, Owen, Piatt, Rice, Roe, Roundy, Rowan, Russell, Theophilus, Thompson, Wagner, Woods, and Wyman-30. Absent or not voting:

Messrs. Buell, Hunter and Robb-3.

Mr. Kolp, having received a majority of all the votes cast was declared elected.

FIRST ASSISTANT CLERK.

Mr. Nelson, on behalf of the Republicans, presented the name of W. O. Payne of Story county.

The name of J. M. Drees was presented on behalf of the Demoorats.

The roll was called with the following result:

Those voting for Mr. Payne were:

Messrs. Agnew, Anderson of Hamilton, Anderson of Warren, Ball, Berryhill, Blythe, Brown, Byers, Calvin, Chantry, Chapman, Clarke, Crooks, Cummins, Curtis, Custer, Darnall, Dobson, Doron, Draper, Eckles, Eilers, Evans, Field, Fillmore, Hall, Hauser, Head, Hobbs, Homrighaus, Hospers, Hunter, Jones, Kennan, Larson, Lewis, Lockin, Luke, Mack, Mahoney, McFarland, Moore, Nelson, Nicoll, Oakman, Parkhurst, Paschal, Redman, Riley, Roach, Roberts, Robeson, Schleicher, Shipley, Slosson, Smith, Steele, Teale, Thornburg, Thorniley, Tipton, Townsend, Walker, Wilbur, Wilson of Butler, Wilson of Cass, Wyckoff, Yergey-66.

Those voting for Mr. Drees were:

Messrs. Beem, Burgess, Craig, Davie, Dayton, Dietz, Duus, Eilers, Estes, Evans, Foley, Hamilton, Hart, Hipwell, Horton, Hotchkiss, Jolly, Kline, Limback, Mitchell, Owen, Piatt, Rice, Roe, Roundy, Rowan, Russell, Theophilus, Thompson, Wagner, Woods, Wyman -32.

Absent or not voting:

Messrs. Buell and Robb.

Mr. Payne having received a majority of all the votes cast was declared elected.

SECOND ASSISTANT CLERK.

Mr. Anderson of Warren, on behalf of the Republicans, presented the name of J. L. Wilson of Warren county.

On motion of Mr. Burgess, Mr. Wilson was elected by acclamation.

ASSISTANT POSTMISTRESS.

Mr. Wyckoff, on behalf of the Republicans, presented the name of Miss Maud Murray of Madison county.

On motion of Mr. Estes, Miss Murray was elected by acclamation.

ENBOLLING CLERK.

Mr. Byers presented the name of Miss Nettie Larrimer of Lucas county.

On motion, Miss Larrimer was elected by acclamation.

ENGROSSING CLERK.

Mr. Wilson of Cass, on behalf of the Republicans, presented the name of Mrs. Mollie Heist of Wayne county for Engrossing Clerk. On motion of Mr. Burgess, Mrs. Heist was elected by acclamation.

SEEGRANT-AT-ARMS.

Mr. Chantry, on behalf of the Republicans, presented the name of M. C. Byers of Mills county, and on motion Mr. Byers was elected by acclamation.

DOOR-KERPER.

Mr. Draper, on behalf of the Republicans, presented the name of J. Heffelfinger of Grundy county.

Mr. Estes, on behalf of the Democrats, presented the name of Daniel Pickens of Fremont county.

The roll was called with the following result:

Those voting for Mr. Heffelfinger were:

Messrs. Agnew, Anderson of Hamilton, Anderson of Warren, Ball, Berryhill, Blythe, Brown, Byers, Calvin, Chantry, Chapman, Clarke, Crooks, Cummins, Curtis, Custer, Darnall, Dobson, Doron, Draper, Eckles, Evans, Field, Fillmore, Hall, Hauser, Head, Hobbs, Homrighaus, Hospers, Hunter, Jones, Kennan, Larson, Lewis, Lockin, Luke, Mack, Mahoney, McFarland, Moore, Nelson, Nicoll, Oakman, Parkhurst, Paschal, Redman, Riley, Roach, Roberts, Robeson, Schleicher, Shipley, Slosson, Smith, Steele, Teale, Thornburg, Thorniley, Tipton, Townsend, Walker, Wilbur, Wilson of Butler, Wilson of Cass, Wyckoff, Yerger-67.

Those voting for Mr. Pickens were:

Messrs. Beem. Burgess, Craig, Davie, Dayton, Dietz, Duus, Eilers, Estes, Foley, Hamilton, Hart, Hipwell, Horton, Hotchkiss, Jolly, Kline, Limback, Mitchell, Owen, Piatt, Rice, Robb, Roe, Roundy, Rowan, Russell, Theophilus, Thompson, Wagner, Woods and Wyman.

Absent or not voting:

Mr. Buell.

Mr. Heffelfinger having received a majority of all the votes cast, was declared elected.

ASSISTANT DOOR-KEEPERS.

On motion of Mr. Riley, it was resolved that the names of all the candidates for Assistant Door-keepers be voted upon at once.

On behalf of the Republicans, there were placed in nomination J. W. Nicholls, Andrew Anderson, A. J. Burton and Robert Blizzard.

On behalf of the Democrats, there were presented Frank Green and Herman Scholtz.

On motion of Mr. Russell, Messrs. Nicholls and Anderson were elected by acclamation.

For the other two Assistant Door-keepers, the roll was called with the following result:

Those voting for Messrs. Burton and Blizzard were:

Messrs. Agnew, Anderson of Hamilton, Anderson of Warren, Ball, Berryhill, Blythe, Brown, Byers, Calvin, Chantry, Chapman, Clarke, Crooks, Cummins, Curtis, Custer, Darnall, Dobson, Doron, Draper, Eckles, Evans, Field, Fillmore, Hall, Hauser, Head, Hobbs, Homrighaus, Hospers, Hunter, Jones, Kennan, Larson, Lewis, Lockin, Luke, Mack, Mahoney, McFarland, Moore, Nelson, Nicoll, Oakman, Parkhurst, Paschal, Redman, Riley, Roach, Roberts, Robeson, Schleicher, Shipley, Slosson, Smith, Steele, Teale, Thornburg, Thorniley, Tipton, Townsend, Walker, Wilbur, Wilson of Butler, Wilson of Cass, Wyckoff and Yergey-67.

Those voting for Messrs. Green and Scholtz were:

Messrs. Beem, Burgess, Craig, Davie, Dayton, Dietz, Duus, Eilers, Foley, Hamilton, Hart, Hipwell, Horton, Hotchkiss, Jolly, Kline, Mitchell, Owen, Piatt, Rice, Robb, Roe, Roundy, Rowan, Russell, Theophilus, Thompson, Wagner, Woods and Wyman-30.

Absent or not voting:

Messrs. Buell, Estes and Limback-8.

Messrs. Burton and Blizzard having received a majority of all the votes cast, were declared elected.

RESOLUTION.

Mr. Ball offered a resolution relative to the appointment of pages. Mr. Berryhill offered the following resolution as a substitute:

Resolved, That the Speaker appoint a committee of three to report to the House the number and character of minor positions to be filled by the House in order to complete its roll of employes.

On motion of Mr. Riley the substitute was amended by excepting "bill clerk."

Substitute as amended adopted.

The Speaker appointed Messrs. Berryhill, Ball and Hamilton the committee.

Mr. Roach offered the following :

Resolved, That Miss Jessie E. Garston be elected Bill Clerk of this House.

On motion of Mr. Nelson the resolution was referred to the Committee on Minor Employes.

Mr. Berryhill offered the following resolution, which was adopted: Resolved by the House, That the introduction of bills be postponed

until the announcement by the Speaker of the standing committees. Mr. Thompson offered a resolution relative to the election of State Printer and State Binder.

Mr. Riley moved that the resolution be postponed until 11:00 o'clock to morrow.

Mr. McFarland moved that the resolution lie upon the table.

The yeas and nays were called for with the following result :

The yeas were :

Messrs. Calvin, Crooks, Curtis, Doron, Eckles, Evans, Kennan, Oakman-8.

The nays were:

Messrs. Agnew, Anderson of Hamilton, Anderson of Warren, Ball,

Beem, Berryhill, Blythe, Brown, Burgess, Byers, Chantry, Chapman, Craig, Cummins, Custer, Darnall, Davie, Dayton, Dietz, Dobson, Draper, Duus, Eilers, Estes, Field, Fillmore; Foley, Hall, Hamilton, Hauser, Hart, Head, Hipwell, Hobbs, Horton, Homrighaus, Hospers, Hotchkiss, Hunter, Jolly, Jones, Kline, Larson, Lewis, Limback, Lockin, Luke, Mack, Mahoney, McFarland, Mitchell, Moore, N-lson, Nicoll, Owen, Parkhurst, Paschal, Piatt, Redman, Rice, Riley, Roach, Robb, Roberts, Robeson, Roe, Roundy, Rowan, Russell, Schleicher, Shipley, Slosson, Smith, Teale, Theophilus, Thompson, Thornburg, Thorniley, Tipton, Townsend, Wagner, Walker, Wilbur, Wilson of Butler, Wilson of Cass, Woods, Wyckoff, Wyman, Yergey-89.

Absent or not voting:

Messrs. Buell, Clarke, Steele-8.

So the motion to table was lost.

The motion of Mr. Riley was then adopted.

A committee from the Senate announced that that body was fully organized.

On motion of Mr. Homrighaus the oath of office was administered to the officers elect.

CONCURRENT RESOLUTION.

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

Resolved by the House, the Senate concurring, That a special committee, consisting of three members of the House and two from the Senate, be appointed to select a mail carrier for the Twenty second General Assembly.

The Speaker appointed Messrs. Calvin, Custer and Teale.

Mr. Cummins offered a resolution relative to printing the Journal daily.

Mr. Lewis offered a substitute.

On motion of Mr. Head the consideration of the resolution and substitute was postponed until to-morrow at 10 o'clock.

Mr. Anderson of Warren offered the following resolution, which was adopted:

R-solved, That the Speaker appoint a committee to inform the Senate that the House is organized and ready to receive any communications.

The Speaker appointed Messrs. Anderson of Warren and Hotchkiss.

The following resolution was offered and adopted:

Resolved by the House, the Senate concurring, That a committee of five, three from the House and two from the Senate, be appointed to wait upon the Governor and inform him that the House is now organized and ready to receive any communication from him.

The Speaker appointed Messrs. Dobson, Steele and Robb.

The Speaker asked the House to elect a Speaker pro tem., and called Mr. Dobson to the chair.

On Motion of Mr. McFarland Hon. E. W. Wilbur was elected Speaker pro tem.

The oath of office was administered to Mr. Wilbur by Mr. Dobson, and the Speaker pro tem. took the chair.

Mr. Homrighaus offered a resolution relative to furnishing members with McClain's or Miller's Codes.

The resolution was laid over until to-morrow.

Mr. Robb offered the following resolution, which was adopted.

Resolved, That a committee of three be appointed by the Speaker for the purpose of reporting the amount of mileage to which each member of the House is entitled, in attending this session of the legislature.

The Speaker appointed Messrs. Robb, McFarland and Craig.

MESSAGE FROM THE SENATE.

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

Relative to the purchasing of Codes of Iowa for the use of the members.

Also, relative to the Committee on Appropriations.

Also, relative to the appointment of Mail Carrier.

Also, relative to meeting of the two Houses in joint convention.

Also, relative to arrangement for inauguration.

And inform the House that the Senate has already notified the Governor that they are organized and ready to receive any communications.

C. H. BROCK, Secretary.

SENATE MESSAGES CONSIDERED.

On motion of Mr. Calvin, Senate messages were taken up.

Resolved by the Senate, the House concurring, That the Committees on Appropriations of Senate and House are hereby instructed, when appointed, to report at as early day as practicable to their respective bodies for consideration all appropriations for the several State institutions and for public buildings and grounds, and that said committees have leave to report at any time.

On motion of Mr. Nelson the resolution was concurred in.

Resolved by the Senate, the House concurring, That the Secretary of State purchase for the use of the State and furnish to each member of this General Assembly a copy of McClain's Code, or a copy of Miller's Code, as each member may select; provided, that the price to be paid shall not exceed seven dollars (\$7.00) per copy for each set of books.

Mr. Nelson moved to amend by striking out "seven" and inserting "six" dollars.

Mr. Berryhill moved to refer the resolution and amendment to a special committee of three to report at 11:30 A. M. to-morrow.

Carried.

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Resolved by the Senate, the House concurring, That a joint committee consisting of three from the House and three from the Senate be appointed to select a mail carrier. On motion of Mr. Head the resolution was amended by striking out "three" from the Senate and inserting "two."

Resolution as amended concurred in.

Resolved by the Senate, the House concurring, That the Senate shall meet the House in joint convention at 11 o'clock A. M., Wednesday, December 11, to canvass the votes for Governor and Lieutenant-Governor, elected at the general election of the State, held on November 8, 1887.

On motion, the resolution was amended by striking out "December" and inserting "January."

The resolution as amended concurred in.

On motion of Mr. Wilson of Butler, the resolution was amended by striking out December and inserting January.

On motion of Mr. Roach the vote making the resolution offered by Mr. Thompson a special order for 11 o'clock to-morrow, was reconsidered.

On motion of Mr. Thompson, the resolution was made a special order immediately after the joint convention to-morrow.

Senate concurrent resolution for joint convention at 11 o'clock tomorrow, was concurred in as amended.

Speaker resumed the chair.

MESSAGE FROM THE SENATE.

A message from the Senate announced that the Senate had already notified the Governor of its organization, and was in readiness to receive any communication from him.

On motion of Mr. Wilbur, the House committee to notify the Governor of the organization of the House, was directed to go independently to him.

On motion of Mr. Nelson, the House adjourned until ten o'clock to-morrow morning.

WEDNESDAY, JANUARY 11, 1888.

The House met pursuant to adjournment; the Speaker in the chair Prayer by Rev. Mr. Kinzer.

Journal of yesterday read and approved.

MESSAGE FROM THE SENATE.

The following message was received from the Senate :

ME. SPEAKEE—I am directed to inform your honorable body that the Senate has concurred in House concurrent resolution relative to appointment of Committee on Inauguration of Governor and Lieutenant-Governor.

Also, House amendment to Senate resolution relative to canvass of votes of Governor and Lieutenant-Governor.

C. H. BROCK, Secretary.

CONCURRENT RESOLUTIONS.

Mr. Dobson offered a concurrent resolution for a joint committee of three from each house to consider the advisability of postponing the election of State Printer and State Binder, and of letting the State printing and binding by contract.

Mr. Custer offered a concurrent resolution relative to dispensing with the appointment of visiting committees.

On motion the resolution was laid over until 10 o'clock to-morrow

SPECIAL ORDER.

The resolution for printing daily journal by Mr. Cummins and substitute by Mr. Lewis, were called up.

Mr. Lewis withdrew his substitute and offered in its place one for a committee of five to consider the advisability of having House journal printed and distributed daily.

Mr. Berryhill offered an amendment to the substitute requiring the committee to inquire into the advisability of preserving the type for the regular edition of the journal.

Mr. Berryhill accepted further amendment by Mr. Russell that said committee inquire into the probable cost of five copies of daily journal for each member.

BEPORT OF COMMITTEE.

The committee to notify the Governor of the organization of the House reported through Mr. Dobson that it had performed that duty.

MESSAGE FROM THE GOVERNOR.

ME. SPEAKEE-I am directed by the Governor to deliver to your ME. SPEAKEE-1 am unter the second sec

Private Secretary.

Gentlemen of the Senate and House of Representatives:

You assemble under favorable circumstances. The chief questions that you will be called upon to consider have already been widely discussed by the people, and their opinions and desires are very well known. It is expected by your constituents that you will address yourselves to the work before you with prudence and devotion; that you will dispose of it wisely and promptly; that you will have great care for the reputation and honor of the State; that you will maintain the dignity and majesty of the law by providing certain and quick punishment for those who wilfully and persistently violate it; that you will see to it that aggregated capital, corporate or otherwise, does not take to itself a larger share of the general income than is fairly its due; that you will make sure that all your legislation is in the interest of justice, and well adapted to promote peace and prosperity among the people. You have it in your power to give the Twenty-second General Assembly a very honorable place in the history of the State. I congratulate you on your opportunities, and I congratulate the people that their interests are committed to men so well qualified to guard and promote them.

The constitution makes it the duty of the Governor to "communicate by message to the General Assembly, at every regular session, the condition of the State, and recommend such matters as he shall deem expedient." This I now proceed to do.

FINANCES.

The report of the State Treasurer exhibits the financial condition of the State, the resources and expenditures for the biennial period closing June 30, 1887, showing in detail the sources from which the revenue was derived, the disbursements and other matters of interest.

BECEIPTS.

Balance from last report	147,151.94
From counties	
From insurance companies	
From Bailroad Commissioners' tax	40.302.67
Fees from State officers	67,407.36
From telegraph and telephone companies	22,559.87
From miscellaneous sources	21,080.96
Transfers from temporary school fund	
10.157 - 105	

Total.....

\$8,859,110.57

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PAYMENTS.

State Auditor's warrants redeemed Interest on the same		
Cash in treasury June 30, 1887	\$3,338,716.62 20,393.95	
Total. Warrants outstanding July 1, 1885 Warrants outstanding July 1, 1857	\$ 765,524.53 455,987.80	\$3,359,110.57

ESTIMATED RECEIPTS AND EXPENDITURES FOR THE CURRENT BIENNIAL. · PERIOD.

The Auditor of State estimates the receipts for the fiscal term commencing July 1, 1887, and ending June 80, 1889, from State tax, based on two and one half mills levy in 1887, and two mills in 1888, and from other sources, at \$2,992,583. His estimated expenditures for the same period, exclusive of extraordinary appropriations, are \$2,174,-280.00. Leaving for the payment of outstanding warrants and extraordinary appropriations, \$818,303.00. The warrants outstanding July 1, 1887, amounted to \$455,987.30, to which must be added about \$30,-000.00 for interest, making a total of \$485,987.30, which, taken from the sum previously named, leaves \$332,315.70 that the General Assembly may safely draw upon for extraordinary appropriations. There is usually at the end of each biennial period a number of unexpended balances of special appropriations undrawn from the treasury. The aggregate of these, July 1, 1885, was \$363,148; July 1, 1887, it was \$153,104.91. A similar condition will probably exist at the close of the current period, and the unexpended balances, therefore, are not included in the above estimates. As already stated, the estimated revenue from the State tax is based upon two and one half mills in 1887, and two mills in 1888. The total assessment for taxation is \$495,-710,241.00. An additional half mill for 1888 would increase the revenue about \$250,000, and make the sum for special appropriations about \$582,000, or something less than the amount of those of the same character made by the Twenty-first General Assembly. In view of the facts that property is assessed at scarcely one third of its actual value, that two and one half mills have been levied continuously for six years, and that the money is required to keep in proper repair the various State institutions and to provide for their growing necessities, I recommend that the levy be continued at two and one half mills.

The crops have been less abundant than usual, on account of the severity of the drouth during the last season, and every effort should be made that is possible to keep expenses within proper bounds. While the State tax has been one of the least burdensome, yet it is incumbent upon all, under present circumstances, to make no expenditure that is not really necessary, and I earnestly urge that no other expenditure be authorized or countenanced.

STATE INSTITUTIONS.

I herewith transmit to the General Assembly the biennial reports of the trustees, superintendents and other officers of the various State Institutions. I ask for these reports that careful consideration which their importance deserves. They contain the record of duties well and . faithfully performed, and exhibit a condition of affairs alike creditable to those who have managed them and to the State.

Having, from frequent visits to these institutions, become quite familiar with their condition and management, it gives me pleasure to say that in my judgment they are economically and skillfully conducted, and are serving with praiseworthy fidelity the interests for which they were established. Though the sums annually required for their support may seem large in the aggregate, they become small when divided among the whole people of the State, and probably no money expended brings a better return. It is not only a duty, but should be a pleasure, to our public spirited citizens to see that these institutions are maintained at a high standard of efficiency, and granted the aid necessary to enable them to do their work in the best possible manner. The recommendations made, particularly as to appropriations, should have your especial examination. The aggregate of the sums asked for new buildings, improvements, repairs, contingencies, etc., coming properly under the head of special appropriations, amounts to about \$1,147,656. These recommendations are undoubtedly, for the most part, based on the actual needs of the separate institutions as seen by their respective managers. Many of them ought to and can be complied with. But in the present condition of State finances, it will not be practicable to grant them all, scarcely indeed one half of them. In your wisdom you will be able to discriminate between the most urgent and those which can be safely deferred until another time. Outstanding warrants should be be paid during the first half of the current biennial period This provision made, the special appropriations may be safely carried, under a two-and-one-half mill levy, to, but not beyond, \$582,000. Judiciously and fairly distributed, these, in my judgment, will be sufficient to keep the public property in good repair, and all the State institutions in a safe and prosperous condition. I trust it will be the resolute purpose of the General Assembly to promptly pay off the outstanding warrants of the State, and to keep the appropriations clearly within the limits of the estimated revenue of the period. It has been in the past the wise practice of the people and, in the main, of their representatives, to keep the State out of debt. The departure made from this wholesome rule, by the last two General Assemblies, in making appropriations considerably in excess of the revenue, should not be repeated. There is no necessity for it, while sound policy and the will of the people are both decidedly against it. But, whatever appropriations are made, an income should be secured to meet them. Within the bounds indicated, you will have my hearty concurrence in all measures designed to strengthen and promote the usefulness of our State institutions.

HOSPITAL FOR THE INSANE AT MT. PLEASANT.

The completion of a substantial and commodious wing to the hospital at Mt. Pleasant, at a cost of \$100,000, gives capacity to that institution to accommodate two hundred additional patients. There were here at the beginning of the period 544; at its close 707; an average population of 638. The total number treated was 1,311. Of these 235 were discharged recovered; 131 improved; 124 not improved; 114 died. The amount specified by law that may be drawn for each patient per month is \$16. The amount actually drawn was \$15 per ospita for eighteen months, and \$14 for the remainder of the time. The expenditures were \$223,211.66. The annual cost of the support of each patient was \$174.92. The number of officers and employes at the beginning of the period was 95; and at its close 115. There have been treated in this institution, since its foundation thirty years ago, 6,605 patients, of whom 1,969 have recovered; 1,183 improved; 1,545 not improved; 1,240 have died; and 11 have been discharged as not insane. The appropriations made by the last General Assembly have been economically and judiciously expended. The new wing was built under the immediate supervision of the Superintendent of the hospital, and is a model of convenience and solidity. The Trustees and Superintendent make recommendations and earnest pleas for considerable appropriations for needed improvements during the current period. The most of these improvements are desirable and should be made as rapidly as practicable.

HOSPITAL FOR THE INSANE AT INDEPENDENCE.

During the period an additional cottage has been completed and the capacity of the Hospital for the Insane at Independence thereby increased so as to acommodate one hundred additional patients. There were in this institution for treatment July 1, 1885, 694 persons. There were admitted during the period 654; 113 were discharged cured, 187 improved, 111 unimproved and 146 died; leaving in the hospital June 30, 1887, 791. The officers and employee at the begin-The expendining of the period numbered 130; at the close 140. tures were \$251,549.68. The average daily number of patients was 736. The annual cost of each was \$170.89. This institution was opened in 1874 with an average population that year of 128. There has been an annual increase, and in 1887 the average population was 756, and the whole number of patients treated in 1887 was 1,069. The appropriations made by the last General Assembly have been well expended. The new cottage, costing \$40.000, furnishes cheap and good accommodations. The appropriation of \$15,000, to enlarge the rear central building, was not sufficient, as the Trustees report, to complete the improvement. An additional \$5,000 is asked by them for this purpose and should be granted. Water is supplied now in abundance and at reasonable cost, but more cisterns are still desirable. The ventilation of the main building should be improved and a passenger elevator put in. There is need of more land for the use of the hospital, and it should be purchased as soon as the condition of the State Treasury will justify it.

There is much in the reports of the Superintendents of these hospitals worthy of the attention of the legislature and of citizens generally. The large and increasing number of insane persons in the State, may well awaken public solicitude as to the causes of this increase and the best means for its prevention. I earnestly commend to your thoughtful consideration all that is said by these able and experienced Superintendents, touching the welfare of the unfortunate class with whom they have to deal, and especially as to the causes of insanity, the quarantine against imported cases, and the necessity for early treatment. July 1, 1887, there were 1,498 patients in the two Hospitals for the Insane, of whom 306 were born in Iowa, 504 in other States, 684 in foreign countries and 4 unknown. The foreignborn population of the State is about seventeen per cent of the whole, while the foreign-born patients at the Hospitals of the Insane are forty-five per cent of the whole number.

THE NEW HOSPITAL FOR THE INSANE

at Clarinda is nearly ready for the reception of patients. It consists of: First, Administrator's building, containing all the necessary quarters for the officers and also accommodation for 40 patients. Second, one series of six wards with sufficient room for the accommodation of 200 patients. It will require, according to the estimate of the Commissioners, \$11,770 to finish and furnish these departments ready for occupancy. This appropriation should, I think, be made at once in order that the work already done may be utilized without further delay. The work thus far has been well done, but I regret that the Commissioners have not been able to accomplish the work according to their estimate presented to the last General Assemby, and there is consequently a delay in opening the hospital. With the completion and occupancy of the present portion of the building, the institution should be placed under the control of a Board of Trustees as the other hospitals are, and the work of construction continued under their management.

VISITING COMMITTEE.

The Hospitals for the Insane are visited once a month by one or more of the three members of the visiting committee. They go unannounced and visit all the wards of the hospitals unaccompanied by officers or employes, listen to all complaints, investigate all charges of abuse or wrong doing, communicate freely with the patients, and are thus able to obtain a very complete and accurate understanding of the entire management of these institutions. The current report of this committee contains many matters of interest and suggestions of value. The general conclusion is that these hospitals are very carefully and humanely managed, and are doing very thorough and in every way excellent work.

INSTITUTION FOR FREBLE-MINDED CHILDREN.

The population of this institution has increased during the period from 259 at the beginning, to 331 at its close; average 271. The trust-

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ees note with pleasure the prosperous condition of the institution and express the hope that its means for usefulness may be enlarged. Its facilities have been increased during the past two years, but it has now nearly all the inmates it can comfortably accommodate, while many applications for admission are still pending. The appropriations of the last General Assembly have been well expended. The recommendations of the trustees are entitled to much weight. The central building should be completed as soon as means can be provided. The superintendent is devoted to his work and makes in his report many valuable suggestions. The progress made in bringing into activity the darkened faculties of feeble-minded children has been very marked, and the work done in this institution has only to be observed in order to awaken an interest in it and to wish for its still further development.

SOLDIERS' ORPHANS' HOME.

The report of the Soldiers' Orphans' Home and Home for Indigent Children shows that since the opening of the institution in 1862, there have been received 1,496 soldiers' orphans, of whom but 42 now remain. Ninety five per cent of those who have left are good and useful citizens. Since the home was opened for indigent children in 1876, there have been received from forty eight counties 542 children, of whom 251 remain, making the whole number in the home at the close of the period 293. The trustees and superintendent exhibit the needs of the institution, some of which are quite urgent. Since this report was made the home has had a severe loss in the destruction of the main central building by fire, caused by a stroke of lightning. There was also a loss of supplies, including provisions, clothing, furniture, etc., amounting to \$6,600, as estimated by the trustees. An appropriation of \$4,500 was made from the providential fund, by the executive council, on the 14th of November, 1887, and a temporary building has been put up to meet immediate necessities. The lost building, which was insured for \$15,000, should be restored as soon as proper funds can be provided. The temporary building has cost \$5,436 24, exceeding the appropriation from the providential fund by \$936.24. To meet this and also to supply the lost provisions, etc., an immediate appropriation of \$7,536.24 should be made by the General Assembly. This institution continues to do good work, and of a kind that appeals forcibly to the patriotic and humane sentiments of the people, and I am sure will not be neglected at your hands.

SOLDIERS' HOME.

The Soldiers' Home, located at Marshalltown, was formally opened on the 30th of November, 1887, and there are now about sixty old soldiers domiciled there. The board of commissioners have executed their trust very faithfully; the building erected is one of the most economically built of any in the State; and will serve its purpose well. The report of the commissioners will, as required by the statute, be made to the General Assembly, and will fully inform you as to the condition and needs of this new institution, which deserves, and I have no doubt will receive liberal treatment from you.

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PENITENTIARY AT FORT MADISON.

The number of convicts in the Fort Madison penitentiary at the beginning of the period, was 412, at its close 360. The average number was 390. The total expenditures were \$142,245 21. The net cost of the prison to the State for the two years, after deducting earnings of convicts, was \$53,959.03. The prison has been managed with gratfying results. The prisoners have been well provided for and treated impartially, while everything has been done for their health and comfort that could be desired, and the discipline has been excellent. The electric light gives entire satisfaction. The buildings need some repairs, and the small appropriations asked for by the Warden are necessary. I do not consider any legislation necessary as to the division of convicts between the two penitentiaries until the Legislature determines to classify the prisoners, which should be done on the completion of the penitentiary at Anamosa. Provision should be made at the present session for the employment of the convicts, as some of the contracts now existing will expire before the meeting of another regular session. From my personal observations, after carefully weighing the arguments in favor of our method of employment and others, and from the fact that experiments are now being made in other States that will later enable us to profit by their experience, and from the further fact that we have now only a small number of convicts under the contract system, I think we cannot do better than to continue that system for the present. In a few years the other prison will be completed, and we shall then have more knowledge upon the subject and shall risk less in experimentation. If our contracts are to be re-let we should secure more favorable terms than we have at present.

PENITENTIARY AT ANAMOSA.

General progress has been made in the construction of the prison at Anamora, the work being prosecuted under the careful personal attention of the Warden. The building for the criminal insane is ready for the roof and inclosed by a stone wall. Sufficient funds should be provided for the completion of this department as it is sadly needed. At present, the criminal insane are confined in the Hospitals for Insane, and adequate accommodations are not provided. Their removal to new quarters will make room for a number of additional patients at the Hospitals. Upon the completion of this department, additional legislation will be required before it is occupied. Work has also been commenced on the building for female prisoners. Appropriation should be made for continuing the work of construction and keeping the convicts employed. At the beginning of the period the convicts numbered 255, and at its close 313; average, 296. The expenditures were \$177,447.14. The discipline has been good and the general management excellent. While the Prisoners' Aid Asso iation. is animated by the most generous and humane motives, in my judgment the funds used by that Association would accomplish much more good if placed in the hands of the Wardens, and used by them, in such manner as they see proper, to secure employment for discharged convicts.

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CONVICTS DECREASING.

The whole number of convicts in the two penitentiaries at the beginning of the period was 667; at its close, June 30, 1887, 678; an increase of 6. The number at the beginning and close of the previous period was respectively 607 and 667, an increase of 60. During the period ending June 30, 1885, 76 convicts were pardoned out of the penitentiaries, and for that ending June 30, 1887, 46. January 1, 1888, the whole number of convicts was 648. These figures indicate a gratifying decrease in the number of our penitentiary convicts, a result largely due, I doubt not, to the enforcement of the prohibitory law. The complete enforcement of that law in all parts of the State will unquestionably still further diminish the criminal class.

PARDONS, SUSPENSIONS, COMMUTATIONS AND REMISSIONS.

⊂ During the two years closing December 31, 1887, I have granted conditional pardons, which may be revoked at any time, to 36 convicts in the penitentiaries. The suspensions were 54, commutations 9, remissions 11. The suspensions of sentence, which were also conditional, include temporary suspensions in several cases to await the prosecution of applications for pardons, and in at least two cases pardons were afterward granted, so that the same case appears under the head of pardons and also suspensions. There were also five cases of transfer to the Hospital for the Insane, which are included in the suspensions. In most of the suspensions the action was only to release from jail in cases of violation of the fine imposed. A full account of these pardons, etc., with the reasons for granting them, will be presented to the General Assembly in another communication.

INDUSTRIAL SCHOOL.

The Trustees of the Industrial School in their report speak words of gratitude and congratulation because the institution commenced in an humble way twenty years ago, has at last gained a good footing among the permanent institutions of the State and is doing a noble work in its efforts to "rescue the perishing." Since its beginning 1,580 children and youth have been under its instruction and care, many of whom are now useful and respectable citizens in this and other States. On the 30th of June, 1887, there were in the Boys' Department at Eldora 330 and in the Girls' Department at Mitchellville 112. The expenditures for the period were \$90,699.14. There is need, in the Boys' Department, especially, of greater facilities for employment. An idle brain is the devil's work-shop. Perhaps some of our public printing might be done at this school with a profit to it and to the State. This institution is one of much importance, good results are being secured, and I commend the reports of the Trustees and Superintendents to your attention, and trust you will give the school the support and encouragement it so justly deserves.

THE PUBLIC SCHOOLS.

The Superintendent of Public Instruction is able to report a most satisfactory and prosperous condition of education throughout the State. The number of school houses, their aggregate value, the number of teachers, and the school population have steadily increased. There are now 12,444 school houses, valued at \$11,360,472. The number of schools is 14,829, and the number of teachers 24,675. The permanent school fund is gradually increasing and now amounts to 4,187,893.94; and there are 53,927.88 acres of school lands still unsold. The average monthly wages paid male teachers is \$38.42. and females \$29.10. The disbursements for 1886 were: school-house fund, \$952,540.03; contingent fund, \$1,361,749.39; teachers' fund, \$4,008,883.54; total, \$6,323,172.42. In the same year the whole number of children between the ages of five and twenty-one was 638,156, and there were enrolled in the public schools 480,788, with an average attendance of 284,567. The Superintendent reports that the law of the Twenty-first General Assembly requiring instruction in the public schools in relation to the effects of stimulants and narcotics upon the human system, has been generally obeyed. There has been unwillingness on the part of some parents to purchase the necessary text-books, but with some amendments, which he suggests, including this and other points, the Superintendent believes the law would be well and generally observed. There has been an increasing number of teachers in attendance upon normal institutes.

The last General Assembly, by concurrent resolution, requested the Superintendent of Public Instruction to embody in his next biennial report an exhaustive treatment of the subject of

COMPULSORY EDUCATION,

and the Superintendent devotes some forty pages of this report to that subject, giving its general history, the opinions of eminent educators, and some comparisons of the United States with other countries with reference to school attendance not very flattering to our national pride. I commend the subject of compulsory education to your thoughtful attention and judicious action. The people have a just pride in their public schools and in the report of the last national census, which showed that our State then had the lowest percentage of illiteracy of any State in the Union. But we may well fear, when we look at the small average attendance in our public schools in comparison with our school population, that we shall not maintain our previous advanced position unless some decisive steps are taken to bring into the schools of the State all, or at least a much larger percentage, of those who ought to partake of their advantages. Compulsory education is not an untried experiment. It is in successful operation in many of the most enlightened and cultivated States and Nations of the world, and it may well be considered whether the time has not fully come when it ought to be adopted in Iowa. In my judgment it has, and I recommend the passage of a suitable law in reference thereto.

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SCHOOL BOOKS.

In reference to this subject I would say, keep the State from engaging in commercial enterprises like the publishing of school books, etc. Leave to the people of school districts great freedom to determine such questions, and to govern their own affairs.

STATE UNIVERSITY.

The services of several new professors, who have distinguished themselves in their particular lines of study, have been secured for the University within the last year, which will give the students of this institution better advantages than have ever before been provided for them. It is the determination of the Board of Regents to place the University in the first rank of the educational institutions of the country. The people of the State demand a high standard of educational facilities to meet the wants of the future, and nothing should be left undone that will help to secure them. No teachers should be employed but those of the highest attainments. It will need increased income to provide such, but the funds should be furnished as fast as plans can be matured to properly use them. We cannot afford to have a second-class University.

It is a highly favored community that secures the location of such an institution, and especially so if its inhabitants have sufficient spirit and enterprise to make the most of it. While receiving the favor, a burden is imposed upon them to do everything which they can do for its highest success; for not only is literary education to be secured, but health is to be preserved, character is to be formed, manners are to be learned, moral principles established, a law-abiding spirit inculcated, and for all of these much depends upon location and surroundings, its beauties and opportunities for exercise, and the We should have at least 1,000 character of the local population. students here. I see but one obstacle in the way. The Prohibitory Law is not enforced with sufficient vigor in Johnson county to make it as effective as it should be to harmonize with the sentiment of those who most desire to patronize the institution. Hence we have only about one-half the number of students at the University that we should have. Hundreds of students now seek other places for this reason. I desire to impress upon the good people of that county, and especially upon the younger generation, who are not wedded to the outgrown evil customs of the past, the necessity of enforcing the law and banishing the sale of intoxicating liquors as a beverage entirely, from that vicinity.

AGRICULTURAL COLLEGE.

This institution is doing excellent work, and deserves liberal encouragement and support at the hands of the people's representatives. The needs of the college in the way of repairs and improvements are fully set forth in the report of its president. It will probably not be practicable to grant all these requests, but some of them, the ladies' hall especially, are very urgent and cannot well be deferred. I commend the institution, its work and its wants, to your attentive consideration.

In this connection I call your attention to an act of congress approved March 2, 1887, establishing experiment stations at the various agricultural colleges of the country. For the necessary expenses of these experiments it provided that the sum of \$15,000 be granted to each State annually from the United States treasury, the appropriation to be made each year. By an apparent oversight, or by the close technical ruling of the Treasury Department, no appropriation has yet been made available for carrying out the purposes of the act. The matter is regarded as one of much importance by agricultural institutions, and it might be well for the General Assembly to memorialize congress in relation thereto.

STATE NORMAL SCHOOL.

All the counties of the State, except ten, have been represented among the students in the Normal School at Cedar Falls during the past two years. The Principal reports that nearly all the graduates of the institution are engaged in teaching, or hold positions directly connected with our school system. Changes have been made in the course of study, by which the work done by the high school is recognized and supplemented so that the graduates of the latter may be fitted in the shortest practicable time for teaching. The needs of the School are fully set forth in the report of the Trustees and Principal. Some repairs of the buildings, better means of lighting, and other improvements are urgently needed. 1 think the legislature should deal as liberally with this institution as the means at its command, and a due regard for other obligations, will justify. The training of teachers is one of the most important elements of a successful system of public schools, and cannot safely be slighted or neglected.

INSTITUTION FOR THE DEAF AND DUMB.

The Trustees and Superintendent report a prosperous condition of this institution. The average attendance has increased, the health of the pupils has been good, and their progress satisfactory. Since the close of the period, a change has been made in the management of the school which separates the office of Principal from that of Superintendent. The Trustees express their satisfaction with the results of this change, so far as developed, and confidently anticipate still further progress and success in all departments. They make, in detail, a representation of the various needs of the institution, in the way of improvements and repairs, to which your attention is directed. All the State institutions ought to be provided with a sufficient contingent and repair fund, so that the buildings and grounds may be kept in proper order without infringement upon their current support funds. This is especially true of the institution at Council Bluffs, where considerable repairs are sure to be required, owing to the character of the buildings and grounds. Other appropriations asked are, some of them at least, quite urgent, and should be made as far as

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practicable. I regard it as highly important that the best facilities should be afforded here for industrial as well as for literary education.

COLLEGE FOR THE BLIND.

The period has been one of prosperity to the College for the Blind. The attendance has been larger than ever before, numbering one hundred and eighty seven at the close, and the School is well organized, with competent officers and teachers. The government of the institution, under the Trustees, is divided between the Principal and the Secretary of the Board, the former having charge of the School proper and the boarding department, and the latter of the building, grounds, stock, and improvements belonging to the College. The Principal has under his control, as assistants and helpers, thirty persons, and the Secretary four. The special appropriations have been well expended. The requests made by the Trustees for appropriations should be duly considered, and granted so far as is consistent with the needs of other institutions and the condition of the public treasury.

MILEAGE AND PER DIEM.

In reference to the mileage and per diem of Boards having charge of State institutions, the law should be so amended as to pay, say, \$5 per day, for time actually and necessarily spent in the discharge of their duties, and also the actual and necessary expenses incurred while so engaged; but in no case should the latter exceed five cents per mile, by the nearest traveled route, from and to their homes. Great care should be exercised in the selection of these officers, in order to secure the services of those who have both the time and the disposition to attend closely to the duties of their respective positions.

STATE HISTORICAL SOCIETY.

The Curators of the State Historical Society report a satisfactory increase in the library both in bound volumes and pamphlets. The "Historical Record," a quarterly periodical, is published for the purpose of preserving in permanent form facts connected with the history of the State. With the completion of the new Capitol there is a feeling quite general that the Historical Society of the State should have a permanent home in some of its ample rooms, and that increased effort should be made to inquire into, collect and preserve all information and objects of interest connected with the history of our State from its first settlement. Iowa is behind some of her sister States in these matters, and cannot too soon begin to recover lost ground. I commend the subject to your favorable action.

STATE LIBBARY.

The condition of the State Library is shown by the report of the Librarian. In the past nearly the entire strength of this institution

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has been given to its law department. The collection in this line is superior and extensive and very justly the pride of judges, attorneys and the people generally. But I think the time has come when the scope of the Library should be enlarged, particularly in its historical, literary and scientific departments.

THE WEATHER SERVICE

has for its object the study of the climate of our State in its most essential features. The observations are made by a number of volunteers in different counties under the direction of the central bureau at Iowa City. The results of this service are of interest to a large number of intelligent citizens and the work should be continued. The reports of the Director contain much information of value.

BOARD OF PHARMACY.

The number of registered pharmacists whose certificates were in full force September 15, 1885, was 1,848; September 15, 1887, it was 1,729, a reduction of 114. The Board has the record of about one hundred cases prosecuted for violations of the pharmacy law, seventy-five per cent of which resulted in conviction. Fines imposed have amounted to nearly \$10,000, of which about \$7,000 have been paid into the school fund, but only \$925 have been paid into the State treasury on the twenty-five per cent enforcement fund according to the law of 1886, being twenty five per cent of \$3,700. The funds at the command of the Board have not been sufficient to prosecute all violators of the law, and many cases have been referred to county attorneys for prosecution, but as these officers do not report to the Phanmacy Board, but few of their cases have been heard from. During the two and one fourth years covered by the report, receipts from licenses granted have amounted to \$3,800, which have been applied to contingent expenses, clerk hire, and expenses of Board meetings. Fees from all sources for the period named have amounted to \$7,812, which apportioned among the Commissioners has given to each an annual compensation of \$1,041.60. The report of the Commissioners gives a ful account of their work and the operation of the pharmacy law, with various suggestions and recommendations as to deficiencies and needed amendments. It is not improbable that the people generally have failed to rightly estimate the many difficulties attending the strict enforcement of this law; and they may not likewise have given the Commissioners full credit for their earnest efforts to discharge their whole official duty. Undoubtedly amendments are needed, particularly in reference to the sale of intoxicating liquors, and I ask for the subject your earnest consideration. The provisions should be made more stringent and the methods of dealing with delinquents more direct and certain.

DENTAL EXAMINERS.

The total number of registered and licensed dentists as shown by the records of the State Board of Dental Examiners is 489, an addition of 26 during the year 1887, 23 of whom are graduates. The Ex-

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aminers report 70 Iowa students now attending dental lectures, 55 of whom are in the dental department of the State University. The Examiners say that the law is having good results in increasing the knowledge and skill of the dental profession. They recommend an amendment to the law, increasing the fees for licenses granted upon examination from two to ten dollars, and five dollars for licenses to holders of valid diplomas, which would enable the Board to prosecute the work with greater efficiency than at present.

STATE BOARD OF HEALTH.

The fourth biennial report of the State Board of Health is less voluminous than those preceding it, but it is better adapted to general usefulness, and contains a large amount of interesting and valuable information. The Board has been active in its efforts to protect and promote the health of the people of the State. It has distributed a large number of original pamphlets and circulars relating to sanitary measures and contagious diseases. Its timely warnings have undoubtedly guarded against much sickness, while its enforcement of the medical practice act has done not a little to improve the average character of the profession and to diminish the evil caused by that class of medical colleges which only exist for the purpose of selling degrees and preying upon an unsuspecting public. I commend the work of the Board to your favorable consideration. The small outlay of money required for its operations is nothing as compared to the greater benefits that may be derived therefrom.

THE NATIONAL GUARD

is composed of forty eight companies, the limit permitted by law but the strength of each company is kept at about the minimum number of forty enlisted men. The encampment of 1885 was by regiments, that of 1886 by brigades. The Adjutant-Goneral reports that the Guard of the State is rapidly coming to a substantial basis. taking more pride in its full army equipment and ability to subsist itself, and in all its training to follow the methods of the United States Army, rather than in taking on the showy, holiday appearance once so prevalent. At present there is no law authorizing the payment of the Guard when called into the service of the State. This should be provided for by an appropriation which could be drawn upon when needed. The Adjutant General in his report makes a number of recommendations looking to the still further improvement. of this important branch of the service, all of which I heartily approve. The State can well afford to encourage its Guard and aid it more liberally than it has done hitherto. Our appropriations for this purpose have been very light as compared with those of many other States. The Adjutant-General's office should be removed from the Arsenal building to the Capitol.

THE STATE VETERINARY SURGEON

represents that the appropriation for the expenses of his office was not sufficient to enable him, personally or by deputy, to answer all the calls made for his services. I have occasion to know that these calls have been very numerous. I recommend that the appropriation be increased, and also that an appropriation be made that can be used in an emergency, providing

PLEUBO PNEUMONIA

should break out in this State. If no provision of this kind is made, and this disease should get a foothold in the State, a special session of the legislature might have to be called, causing delay and additional expense. We are now comparatively helpless, or would be, were it not for the co-operation of the national government.

This dread disease would probably already have invaded our State had it not been for the prompt action of the Veterinary Surgeon and the Board of Health. In February last, prominent farmers and stockgrowers of the State, realizing the extreme danger then existing on account of the prevalence of pleuro-pneumonia in Illinois, particularly in and near Chicago, requested that additional restrictions be placed upon the importation of cattle from that State. I thereupon issued a quarantine proclamation forbidding such importation except in special cases to be approved by the Veterinary Surgeon of this State. In company with that officer I visited Chicago and arrangements were made, with the hearty concurrence of the railroad companies, by which the spread of the disease into Iowa was happily prevented. That proclamation was in force until November 21, 1887. It is reported that the loss to the State of Illinois from this outbreak of pleuro pneumonia was not less than \$2,000,000. The lesson ought not to be lost upon our own State. Ceaseless vigilance and the most prompt and energetic measures to stamp out the disease, should it appear, will only save Iowa from a similar calamity. The Veterinary Surgeon recommends several amendments to the law, to which I ask your attention.

HOG CHOLEBA

is one of the most common among the diseases of animals with which our farmers have to contend. The annual losses from this disease are variously estimated from \$1,000,000 to \$1,500,000. With a small per cent of the loss of a single year expended under the direction of the Veterinary Surgeon, I think the disease could be exterminated in the State. The magnitude and importance of this interest demand that nothing which can be reasonably done for its protection should be left untried. It is penny wise and pound foolish not to make provision for this.

AGRICULTURE

is our chief interest. If it languishes all other interests suffer. It deserves the care and attention of both the State and National legislatures. The diseases which effect our live stock are general, and can be dealt with effectually and finally only by National authority. I recommend that Congress be memorialized by you to make ample

appropriations which can be used in emergencies to crush out pleuropneumonia, hog cholera and similar contagious diseases. By prompt and energetic action many millions might be saved.

The Agricultural and Horticultural Societies, Fine Stock Association and other organizations have been doing good work. These, with farmers' institutes, and other methods of awakening the public mind and securing the intelligent application of the best means to produce the highest prosperity upon the farms of Iowa, and the greatest happiness in the homes which beautify the prairies of our State, should be liberally encouraged by the representatives of the people in their legislative action. A large number of the members of the present General Assembly are practical farmers, and they should especially charge themselves with the duty of seeing that the great interests with which they are so closely identified are not overlooked, and that they receive the full measure of attention which they deserve at the hands of the law-making power.

DAIRY INTERESTS.

The report of the Dairy Commissioner shows an encouraging condition of that important branch of our agricultural industry. State and National laws regarding the manufacture and sale of oleomargarine have annihilated that business in this State, and there has been a marked increase in the manufacture and sale of genuine butter. It is estimated that Iowa produced 40,000,000 pounds of butter during the six months ending June 30, 1887; an increase of 10,000,000 pounds over the product of the corresponding period of the year before. Within the last year thirty new creameries have been put in operation and a number that had been previously closed re-opened. The dairy law of the last General Assembly has vindicated the wisdom of its passage, and the Dairy Commissioner has done excellent work and at small expense to the State.

MANUFACTURES

should also meet with every reasonable encouragement. Diversified industry is absolutely essential to the growth of a strong, independent and wealthy State. Many of our mar.ufacturers have been unable to thrive as they should, because of the discriminations against them and in favor of others located outside of our borders, on the part of railroad corporations. Large cities and great industries have been built up east, west, north and south of Iowa, and very largely at the expense of our people, by reason of these discriminations. We have been unable to avail ourselves of the advantages of our central position and of the magnificent water-ways which form our eastern and western boundaries. These matters deserve your profound attention.

OIL INSPECTION.

The report of the State Oil Inspector covers a period of fifteen months. The number of barrels of oil inspected and approved was 170,691; rejected, 1,716. Number of barrels of gasoline consumed, 43,435. Total fees collected, \$19,362.45. The work was done by the Inspector, assisted by his secretary and seven deputies located in different parts of the State. The Board of Health, in a valuable paper on kerosene oil, says: "The people of Iowa may now congratulate themselves upon being as safely protected against accident from kerosene oil as those of any other State in the Union; both in their homes and in the railroad car. No legislation, however stringent, can protect against carelessness and negligence in the use of the products of petroleum. Naptha, the dangerous property of petroleum, is really more dangerous than gunpowder." It is the purpose of the law, which is doing good work, to remove so much of the napths from petroleum as to make it safe for household purposes without detracting from its illuminating quality.

FISH COMMISSION.

The term of A. W. Aldrich having expired, I appointed in May last E. D. Carlton, of Dickinson county, commissioner. He has removed the fish hatchery from Anamosa to Spirit Lake, in Dickinson county, as directed by the Twenty first General Assembly. About four acres of ground was given by the Spirit Lake Hotel and Transportation Company, and eight new ponds were provided. The old property at Anamosa, of about twenty acres, was sold for \$320 after having been well advertised. The commissioner will not be able to do more than has been done in the past in the way of enforcing the law, unless more funds are provided. These violations are often very wanton and should be summarily punished. The law should either be enforced or repealed.

BUREAL 'F LABOR STATISTICS.

In the report of the Commissioner of Labor Statistics will be found much valuable and interesting information. It shows wages, cost of living and various other things desirable to know. In view of the early expiration of the contracts for prison labor in the Fort Madison penitentiary, the Twenty-first General Assembly requested the commissioner to investigate that subject. He has done so, and some sixty pages of his report contain the results of his inquiries. The facts, figures and opinions which he has collected, covering as they do, a wide field are of considerable value. The commissioner has also in obedience to the same authority, gathered much information in relation to assessment and taxation, in the different counties of the State, which will be useful to the legislator. The commissioner will be able to continue the work of this bureau without increased appropriation.

COAL MINE INSPECTION.

The mine inspectors, who report monthly to this office, say that the ocal mines are worked at present to their full capacity. The demand for coal is good and the miners are all employed. The number of mines is 515. The output of coal in 1886 was 3,853,379 tons; in 1887 it was 4,014,490 tons; an increase of 161,118 tons. During the two years there were thirty-eight fatal and eighty-two non-fatal accidents. The greatest number of men employed at one time was about 11,000. During the thirteen months, ending June 30, 1887, that the present inspectors have been in office, improvements have been made in the mines as follows: forty-seven air shafts, seventy-four second openings, thirty-eight stair-ways, forty-four safety catches, fifty-four covers on cages, fifty-nine safety gates, eleven furnaces, sixteen fans, and eleven breaks on drums. The inspectors estimate the amount of capital invested in the mining interests of the State at \$9,487,125. The absence of strikes indicates harmonious relations between operators and miners—relations which it is hoped may be continued without interruption. The increasing demand for coal, with better transportation rates, promises activity and prosperity for this important and growing branch of industry.

THE NEW CAPITOL.

I employed Hon. Delos Arnold, of Marshall county, to assist me in making settlement with the Capitol Commissioners in compliar ce with the provisions of chapter 100, laws of the Twenty-first General Assembly. I herewith present his report and also the final report of the Capitol Commissioners. Mr. Arnold made a careful examination of the transactions of the Commissioners from the beginning to the close of the work, including bids for materials, prices paid, bills, vouchers, wages, etc., and reaches the conclusion, in which I concur, "That in the expenditure of funds coming into their hands and in the performance of the duties imposed upon them by law, the Commissioners have been governed by honest motives; have exercised wise discretion, and have faithfully executed the trust assigned them."

The expense of this examination was \$1,083; of which \$700 was paid to Mr. Arnold; \$290 to Mr. Williams, accountant, and \$93 to Miss Gowdy, clerk. I received from the Capitol Commissioners the sum of \$1,616 23, which I paid into the State Treasury.

The new capitol has cost \$2,676,543.24; the furniture, \$129,131.77; boiler house, \$25,844.19; street improvement, \$24,994.59. Thuse, with some smaller items make the entire expenditure \$2,871,612.05. Some work remains to be done. The stone for the outside steps is cut and on the ground. The Commissioners procured plans, specifications and drawings, now in the hands of the Custodian, giving an estimate of the expense to complete the capitol and properly grade the grounds at about \$130,000. This work should be completed as soon as is consistent with other obligations. The new capitol is looked upon with pride and satisfaction by the people of the State who visit it. It is a commodious and beautiful building erected without scandal or debt.

PUBLIC BUILDINGS AND PROPERTY.

The Custodian of Public Buildings and Property has made quarterly and annual statements as required by law. He has attended closely to his duties and taken good care of the interests committed to his charge. I do not think it advisable for the State to insure its

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1888.

public buildings, as it can carry its own insurance more cheaply. The cost attending the care of the capitol for the year 1886, including labor, fuel, gas, furniture, carpets, repairs, salaries of Custodian, watchmen, janitors, mail-carrier, etc., was \$28,027.85. Nearly onehalf of this accrued during the session of the General Assembly in that year. The cost of the same for 1887 was \$21,829.60. The cost of the new work included in these expenses was \$2,188.34. The Custodian makes a recommendation advising the sale of the old capitol, with which I agree.

JUDICIAL DISTRICTS.

The judicial system provided by the Twenty first General Assembly has given general satisfaction. The enforcement of the Prohibitory Law has been so efficient in reducing orime and consequently diminishing the business of the courts, that I recommend a consolidation of districts so as to reduce the number of judges from forty four to forty, as I am satisfied it can be done without much inconvenience to the service, and will be a saving financially.

STATE PRINTING AND BINDING.

The following figures show the cost of the State printing and binding for the fiscal periods :

		Printing.	Binding.
Ending Sept.	80, 1879	\$32.267.55	\$17,512.81
	30, 1881		23.938 68
Ending June	80, 1883	88.707.15	22,034.60
Ending June	30, 1885	58,234 32	42,728 44
Ending June	80, 1887	60,046.68	43,862 75

There is a constant tendency to increase the amount of matter printed and bound at the expense of the State, as the above figures clearly and forcibly indicate. The subject is worthy of the careful attention of the General Assembly. I recommend that it be thoroughly investigated, with a view of greatly diminishing the amount of matter printed, readjusting and reducing prices, and so amending the laws as to lessen largely this now heavy and growing expenditure. The examination of printed reports will show that in the aggregate hundreds of pages are occupied with detailed lists of vouchers, inventories of a multitude of small articles, and prolonged tabular statements, adding much to the bulk of these reports but giving to the people of the State very little information of value. The law, which now requires the publication of these things, should be amended, the amount of printed matter cut down, and prices reduced.

REGISTRATION AND FEWER_ELECTIONS.

The registration law for cities has, in some of its features, given excellent satisfaction. These should be preserved, while amendments, which experience has shown to be necessary, should be made to render the execution of the act less burdensome. The law ought

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to be perfected and retained as one of the permanent statutes of the State.

There appears to be a general and increasing desire on the part of the people for fewer elections, and I renew my recommendation that steps be taken to amend the constitution of the State so as to provide for biennial elections only. These should be held in the even-numbered years to correspond with congressional elections.

MUNICIPAL SUFFRAGE FOR WOMEN

is favored by many of our best citizens. It is claimed by those who advocate this that it is not only right and just, but that it would so reinforce the better element of the population of our cities as to secure a more perfect enforcement of the criminal laws and greatly improve the government of our municipalities. The experiment might be a safe one, for if women should not avail themselves of the privilege when conferred, or if the results were unsatisfactory, the same power that bestowed the franchise could revoke it. I commend the proposition to your thoughtful and respectful attention.

LAND]DEPARTMENT.

The report of the Secretary of State furnishes an account of the transactions of the Land Department for the period. There is still a large number of unissued patents, particularly of the School, Agricultural College, and University iands. There are many inquiries concerning land grants and titles to lands which have to be answered from that office. Deeds to lands belonging to the State should be kept in that office and should be recorded. Now they are scattered, some kept in one place and some in another. The School lands received by the State under the Congressional grant amount to 1,549,-087.75 acres, and there yet remain unpatented 137,799.30 acres. During the period there were patented 20,464 acres of school lands, \$82.64 acres of the 500,000 acre grant and 446.06 of the mortgaged school lands. There still remain unsold 2,059 acres of the University lands, and 2,607.07 of the Saline land grant. The University also has 601.45 acres of land given it, and 165 acres acquired by purchase at sheriff's sale. The report also gives a list of the lands and lots owned by the State taken on account of the debts of James D. Eads, Samuel E. Rankin, Samuel M. Dyer and R. G. Orwig, none of which are needed for State purposes. It would be well, I think, if the Executive Council were authorized to sell this property, the old State Capitol included, under a uniform plan of appraisement and advertising.

In addition to swamp land indemnity fund reported by the State Treasurer as received from the United States and paid to proper counties, the sum of \$2,069.53 was paid through the executive office to Clinton county.

The report also contains the bill which was passed at the first session of the Forty-ninth Congress for the relief of the settlers on the

DES MOINES RIVER LANDS,

but vetoed by President Cleveland. The bill was passed in the Senate over the President's veto but failed in the House. At the second session of the same Congress the bill was passed in the Senate but the House failed to act upon it. It is probable that the subject will be this winter further pressed upon the attention of Congress. The State should render all assistance in its power for the relief of the Des Moines River Land Settlers who entered upon the same with good reason to believe they were public lands. I earnestly commend the matter to your consideration.

BAILBOAD LANDS.

The report gives a list of 26,017.33 acres of land patented to the State as railroad lands, but which in accordance with provisions of chapter 71, acts of the Twentieth General Assembly, were relinquished and reconveyed to the United States, the list being certified by me on the 12th of June, 1887, as directed in section 2 of said act. I also patented to the C., M. & St. Paul Railroad Company under provisions of chapter 21, acts of the Seventeenth General Assembly, 3,342.86 acres in Dickinson county, and 34,197.36 in O'Brien county; total, 37,540.22. The whole amount of public lands in the State received by the railroad companies as donations is 4,393,436.78 acres, or about one eighth of the entire acreage of the State.

INSURANCE.

During the year 1887 two hundred and sevent dive insurance companies were legally doing business in this State. Of these, fourteen fire companies, four life companies, and ninety-three co-operative fire companies were organized in Iowa. In 1886 the amount of risks written by fire companies was \$194,964,393; premiums received, \$3,-030,902; amount of losses paid, \$1,325,062. In 1886 the life companies wrote 7,421 new policies, and had at the close of the year \$47,-532,751 of insurance in force on the lives of citizens of Iowa. The total premiums received were \$1,054,542, and the losses paid were \$398,483.

The State Auditor has been as vigilant in his examination of the affairs of insurance companies as his other duties would permit, and has done all in his power, under present laws, to place the business upon a sound basis. Iowa affords a good field for legitimate insurance companies but has no room for fraudulent concerns. No companies of doubtful standing should be permitted to do business. Home companies should be encouraged. Authority should be given the Auditor and means placed at his disposal to enable him to exterminate illegitimate companies, and to compel legitimate ones to do a strictly lawful and safe business. Co-operative associations are furnishing oheap insurance and generally giving good satisfaction. The whole subject of insurance is one of very great importance the people of the State and should have the most careful attention of the General Assembly. The magnitude of the interests involved is so great that

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they should be placed in the hands of a separate department, where they could receive the undivided attention of those charged with their supervision.

The revenue to the State in taxes and fees from this source amounts to nearly \$100,000 a year, and it should be, by proper amendments to the law, somewhat increased. A separate department, while securing better service, would be but little more expensive than the present method. The duties of the Auditor of State, aside from those connected with insurance, are varied and of great importance and responsibility, and sufficient for his entire time; while the business of supervising insurance companies is not germane to his office and has no natural connection with it. He cannot indeed attend to insurance properly, without neglecting to some extent his other duties. The Legislature undertakes to protect the people from the imposition of worthless insurance companies, and it should, both by its laws and the supervision it secures, make that protection as perfect as possible. In these particulars much yet remains to be done. An insurance department should be created at the present session of the General Assembly.

BANKS.

The latest returns at hand give the following figures as to the number, capital, and deposits of the State and National banks:

Number.	Capital.	· Deposits.
87 savings banks 65 incorporated (not savings) 128 national banks	8,579,843 12	\$ 9.969,019.03 5,747.286 97 19.284,697.83
Total		\$35,001,008.88

REPORT OF RAILROAD COMMISSIONERS.

The report of the Railroad Commissioners shows that the number of miles of railway in the State, June 30, 1887, was 7,997. The number of miles built last year was 432. The amount of stock representing the roads in Iowa is \$147,350,517.48. Amount of bonds for the same, \$150,296,919.87. Stock per mile, \$19,347.21. Debt funded and unfunded per mile, \$25,350.52. Total stock and debt per mile, \$43,-697.73. The cost of the roads and equipment in Iowa is placed by the Commissioners at \$261,747,197.44. The gross earnings of the roads in Iowa, passenger, mail and express, \$10,208,086.72; freight and miscellaneous, \$27,321,643.05; total, \$37,529,730.62. Increase over previous year, \$1,436,624.08. Expenses of roads, \$24,152,990.71. Net earnings after paying all expenses, \$13,376,739.91. Net earnings per mile, \$1,672.73. Taxes paid in Iowa, \$1,011,530.85. Total number of employes in the State, 29,078. Amount paid employes, \$15,-146,234.84. Locomotives in State, 1,177. Cars, passenger, 638; bag-gage, mail and express, 255; box freight, 18,681; stock, 3,116; coal and platform, 7,973; other cars, 2,479; total, 33,142. Number of stations in Iowa, 1,379. Number of miles in operation January 1, 1888, 8,263. During the year 132 persons were killed, 8 of whom

were passengers, 59 employes, and 65 not connected with the operation of the roads. In the same time, 440 persons were injured—28 passengers, 354 employes, and 58 not connected with the operation of the roads.

BAILBOAD LEGISLATION.

I propose to discuss in another paper, more fully than the limits prescribed to myself in this message will permit, the relation of railroad corporations to the State and the duty of the latter to protect its citizens against exorbitant rates, unjust discrimination, and unfair and inequitable dealings of all kinds at the hands of these corporations. At present I make the following recommendations in regard to that portion of railway traffic that comes within the control of State authority:

First. I recommend the passage of a law destroying the pass system, root and branch. No one should be permitted to ride free except the officers and employes of railroads, and they only when traveling upon the legitimate business of their respective companies. Neither passes nor mileage tickets should be used in payment for services or work of any kind done for railroad companies. Such services and work should be paid for in cash.

Second. I recommend that maximum passenger fares on first class roads be fixed at two cents a mile. In my judgment increased travel, and receipts from those who formerly traveled on passes, will soon make up to the railroad companies any loss they may suffer from this reduction in fares, and the change will prove beneficial both to them and to the people. A large percentage of the business is already done at this rate, but not enjoyed by those least able to pay.

Third. I recommend the passage of a law fixing reasonable maximum rates of freight on the principal commodities transported by rail; and also authorizing and requiring the Railroad Commissioners to reduce said rates at any time when, in their judgment, they are too high. If it shall be held that the legislature cannot delegate to the Commissioners the power to absolutely fix such rates, then they should be regarded as *prima facie* reasonable rates. Railroads should not be permitted to raise any freight rate at any time without the written approval of the Railroad Commissioners.

The companies should be required to furnish sufficient freight cars. There have been, during the present season, hardship and suffering in the midst of plenty, in the Northwestern part of the State, because of the failure of the railroads to provide sufficient rolling stock to move the products of that section.

Should the General Assembly decide to make the Railroad Commissioners elective by the people, or nominated by the Executive and confirmed by the Senate, such legislation will not meet with any opposition at my hands. The salaries of the Commissioners are now paid by the railroad companies. I recommend that the law be so amended that they shall hereafter be paid by the State.

Railroad corporations in the running of trains do not pay sufficient regard to the Sabbath. They not only deprive large numbers of their employes of the weekly rest which is essential to their physical and moral well being, but they also set a bad example to the rest of the community. A large part of the present Sunday work of railroads could and should be discontinued. During the year nine persons were killed and one hundred and thirty-four injured in coupling cars. The companies should be required to adopt more modern appliances. I invite your attention to these subjects.

Railroad companies are public corporations, and the railways should be, by law, declared public highways, and their officers should be required to take an oath to obey the constitution and laws of this State and of the United States. The right of the State to control railroad companies has been confirmed by the highest judicial authority. While stringent means should be applied to strong corporations, the weak ones should be protected, and especially the new roads making efforts to do busines at lower rates. Penalties should be provided and more effective measures used to compel the companies to comply with the laws. Combination should be prevented and competition secured. The State should assume and maintain the full, thorough and complete regulation of railroads by law.

ASSESSMENT AND TAXATION.

The assessed value of property is as follows:

Lands and town lots	\$360,981,885
Personalty	101,655.098
Railroads	
Telegraphs	421 281
Telephones	159,378
10 III III III III III III III III III I	\$501,950,898
Less exemptions for tree culture	6,240,157

\$495,710,241

All property is protected by the law. All is undervalued, and much personal property is not listed for taxation, which is required by law, to be listed. This imposes an undue proportion of taxes upon those who make full returns to the assessor. The plainest principles of good government are violated, when these inequalities which may be reached and obviated by legislation, are still permitted to exist year after year. Protection for all property is desired, and those who have charge of it, and the owners should not shrink from bearing their just share of the burden. County treasurers should remit to the State Treasurer taxes collected each month. Counties should be held for full amount of levy and have the benefit of all interest collected. Much interesting information and many suggestions as to proper legislation upon this subject will be found in the current report of the Bareau of Labor Statistics, obtained from county officers, many of whom have had long experience in assessing property and in levying and collecting taxes. There is a very general feeling that additional legislation is needed, and I again commend the whole matter of assessment and taxation of property to your earnest consideration.

COUNTY AND CITY INDEBTEDNESS.

The report just mentioned also contains some interesting information relating to county and city rates of taxation, expenditures and indebtedness. The reports are not complete, but enough is given to show that both city and county indebtedness is comparatively light. An exception may be made to this statement in the case of five or six cities, and perhaps two or three counties, that are still bearing considerable burdens of indebtedness arising from aid voted to railroads many years ago. On the whole, however, the showing is very favorable, in comparison with some of our neighboring States. Thirty five of our fifty eight cities report an aggregate indebtedness of \$3,474,383. Those reporting include nearly all of the larger cities, and it is probable that the entire city indebtedness is not over \$4,000,000. County indebtedness amounts to \$2,704,769. Nowhere is a higher standard of public or private credit maintained, and nowhere are the rights of property more carefully guarded than in Iowa.

COURTS OF CONCILIATION.

Public attention is being directed to simpler and less expensive methods of settling disputes between individuals, such as often lead to costly litigation and sometimes to unpleasant and vexatious feuds of long standing. Courts of conciliation have been in existence many years in other countries and with very happy effect. They consist of judges, not usually lawyers, but men of good judgment, high character, and kindly disposition, who in the presence of both parties to a dispute, but no other persons, hear both sides, and then endeavor to bring them to a common understanding and agreement, and in a large majority of cases with entire success. It is a very simple method of arbitration, yet permanent and possessing sufficient legal power to make its work effective. I do not doubt there is much in this worthy of attention, and I recommend that some committee of your body be charged with the duty of investigating and reporting upon it, with a view of bringing it into more general public notice and discussion, which may lead to its adoption.

TOPOGRAPHICAL SURVEY.

An opportunity is afforded for making a complete and minute topographical survey of the State in connection with a similar work now being executed by the authority and under the direction of the general government in the different States and Territories of the Union. Full details of the plan of co-operation, its utility, cost, time necessary for its completion, etc., have been placed in my hands by Prof. McGee of this State, now engaged in the United States geological survey, and I shall be pleased to lay them before you, or any committee of the General Assembly having such matters in charge. There is also need for a more careful geological survey of the State than any hitherto made, particularly in reference to the undeveloped wealth which undoubtedly exists below the surface, and of which there are many certain indications. The flow of natural gas in several coun-

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ties, the need of artesian wells, and the benefit to be derived from the further development of our coal industry, stimulate the desire for a more complete exploration of the interior of the earth. Suggestions have been made that the State should undertake some work of this kind, doing it more systematically and thoroughly than can be accomplished by private enterprise. The whole field is one of very interesting inquiry to which I invite your attention.

REFUND OF DIRECT TAX.

There is a bill before Congress for repaying to the States and Territories the sums respectively received from them under the direct tax act approved August 5, 1861. The amount imposed upon Iowa under that law was \$452,088. The State undertook the collection of this tax and received therefor a commission, or discount, of fifteen per cent, the actual amount paid over to the United States being \$384,-274.80 The whole tax imposed amounted to \$20 000,000. The amount credited, as paid, including commissions, is \$17,359,685.51; amount still due, \$2,640,314.49. The bill remits and relinquishes the latter amount and refunds the former. This bill is just and should become a law. It would relieve the State resting under the burden of the amount still due, while the refunding to the States which came to the rescue of the general government when it was in distress, would be a graceful act on the part of the latter now that its treasury is burdened with a troublesome surplus. I recommend that you memorialize Congress for the speedy passage of this bill."

MISCELLANEOUS.

Notarial Commissions.—A new period of three years for the issue of notarial commissions will begin July 4, 1888. The number issued in the last two and a half years is 5,997, for which a fee of \$1.25 each has been charged. This hardly covers the expense attending the issue of a commission. I recommend that the fee be raised to \$3, and for commissioners in other States to \$5.

John Tolman School Lands.—The Eighteenth General Assembly appropriated \$8,000 to indemnify certain purchasers of land in Webster and Hamilton counties. On the 20th of December, 1887, there remained undrawn of said appropriation \$3,161.27. The interest on these claims should be stopped.

C slegraph, Telephone and Express Companies should be required to report as fully to State authorities as railroad companies and bankers now do.

Telegraph Tolls should be reduced. Twenty-five cents is a sufficient compensation for twenty words between any two points in Iowa.

Divorces are more numerous than they should be in a well regulated society. I recommend a revision of the law upon this subject with a view to bringing it into harmony with the latest and best judgment of the age in which we live.

Section 3861 of the Code should be amended by striking out "ten," in the third line, and inserting "sixteen."



Drawing Money from the Treasury.—The Auditor of State suggests, if sections 1679 and 1693 of the Code were amended so as to make the current expenses of the College for the Blind and the Institution for the Deaf and Dumb payable monthly, the business of his office would be facilitated, and that of these institutions conducted more satisfactorily. Money should be drawn from the State treasury only as it is needed, and should not be allowed to accumulate in local treasuries.

The Governor should have authority to receive and care for works of art and literary productions.

Information from Judges.—On the 6th of December, 1887, I addressed a letter to the judges of the State inviting suggestions as to amendments that should be made to our statutes; and also requesting them to apprise me of the effect of the Prohibitory Law in their respective districts, particularly upon orime and oriminal expenses, and whether they would advise its repeal, and if so, what they would propose to place in its stead. At this writing I have received replies from about two thirds of the judges, containing many valuable suggestions and recommendations, which I shall at an early day lay before you for your information.

Section 4773 of the Code should be so amended as to permit contracts for coal to be made at a different season of the year from the one there named.

Selecting Juries.—Many complaints are made in reference to the character of juries, particularly in the larger cities, where there is a growing demand for a change in the methods of their selection. The professional juryman ought to be discouraged, and a higher order of talent and character brought into requisition. Some recent trials have demonstrated the necessity, if the ends of justice are not to be defeated, of some improvements in these matters, and, that possibly in certain cases, the State should have the right to a change of venue. To the whole subject I invite your earnest attention, with the hope that suitable remedies may be provided for an evil, which, if not promply checked, may in time become one of great magnitude and difficult of eradication.

A Gift of Land.—In the month of October, 1886, I received from Dudley W. Adams and his wife, of Allamakee county, a deed to a tract of seventy-six acres of land in the incorporated town of Waukon, of said county, for the use of the Agricultural College, it being the desire of the donors to promote agricultural education. The gift is made upon certain conditions, which are set forth in the deed. Having no authouity to accept such a donation on behalf of the State, I respectfully refer the matter to the General Assembly.

"Trusts."—I recommend that prompt measures be taken to protect the people against the abuses under the cover of combinations generally known as "trusts" or "pools." There is a common belief that these and similar combinations suppress competition, enhance the cost of the necessaries of life, and lay heavy burdens upon those least able to bear them.

PROHIBITION.

Much progress has been made in the enforcement of the Prohibitory Law. Not only has public sentiment much improved in relation to it, but judicial officers are more disposed to secure its enforcement. Many judges gave strong testimony in its faver, showing that, where it had been well executed, there has been a marked reduction in criminal offenses, and also in court expenses. During the last year, and particularly during its latter half, there has been a decided falling off in penitentiary convicts, and a very large number of county jails have been empty, some of them for the first time in vears. There has been a marked improvement in the condition of our poorer people, especially in the families of laboring men addicted to strong drink. What was formerly squandered in the saloon now goes to the support of wife and children. Hundreds of witnesses to this can be cited.

While there is very little difficulty now in enforcing the law in the rural districts and in a very large majority of the counties, there are still a few portions of the State, particularly some of the larger cities, where the law is not enforced. This, however, does not include all such cities, for in Des Moines, Sioux City and Cedar Rapids, three of the largest and most rapidly growing cities of the State, the Prohibitory Law is now, and has been for the past year, well enforced. The Constitution makes it incumbent upon the Governor to

ENFORCE THE LAWS.

There is not much difficulty in complying with this injunction in reference to the laws generally. The law for the suppression of intemperance however is, in some places an exception. Citizens have again and again called upon me to enforce the Prohibitory Law in the few counties and places where, as yet but little regard has been paid to it. I in turn have called upon the judges, sheriffs, and other officers to aid in accomplishing this, but, I regret to say, without success. I know of no means at the command of the Executive which can be relied upon to secure better results in the future. I therefore recommend that a joint committee of the General Assembly be appointed early in the session to inquire into the reasons for the non-enforcement of this law in certain communities; and whether the officers there are neglectful of their duties. I think some measures should be adopted to quicken the consciences of the officials, who neglect or refuse to perform their sworn duty; or else provide a way for their suspension or removal. It is a disgrace to the State to have its authority so openly defied. Our people are strong in their convictions that this law should be enforced as well as others, and it is the duty of the Legislature to provide the means. The authority of the Legislature in these matters is no longer a subject of dispute. The recent decision of the Supreme Court of the United States settles that question, and on grounds so broad and just as to make it impregnable and final. The chief and confident hope of the opposers and violators of the law has been that this tribunal of final resort would set it aside, or least so impair its efficiency as to render its further continuance

impossible. On the contrary, this decision sustains the principle of the law so completely and sweepingly as to become its strong bulwark of support and defense. The Court says there is no justification for the claim that such a law aims to deprive the citizen of his constitutional rights; "for we cannot shut out of view the fact within the knowledge of all, that the public health, the public morals, and the public safety, may be endangered by the general use of intoxicating drinks; nor the fact, established by statistics accessible to every one, that the idleness, disorder, pauperism and crime existing in the country are, in some degree at least, traceable to this evil. If, therefore, a State deems the absolute prohibition of the manufacture and sale, within her limits, of intoxicating liquors for other than medical, scientific and manufacturing purposes, to be necessary to the peace and security of society, the courts cannot, without usurping legislative functions, over ride the will of the people as thus expressed by their chosen representatives." The Court further declares that the right to manufacture intoxicating drinks for general or individual use, as a beverage, does not inhere in citizenship, and that no one's constitutional rights of liberty or property are interfered with when such manufacture and sale are forbidden by the State. With this powerful support, it only remains for the friends of good government and law and order, in Iowa, to press patiently, yet resolutely, forward with this great reform, until the saloon and all illegal manufacture and sale of intoxicating liquors are utterly destroyed. Such amendments should be made to the law as are needed and best calculated to make it thoroughly effective in accomplishing its purpose.

CONCLUSION.

I have now, to some extent, set before you the condition of the State, and I ave recommended such matters as seem to me expedient. I am not, and I feel sure that you will not be, unmindful of the fact that great care should be taken in the change and amendment of our statutes. The whole body of our laws is a growth of many years, and it should not be unnecessarily or lightly interfered with. Only such additions and changes should be made as justice and the public welfare clearly require. Relying upon the continued favor of Divine Providence, and with great faith in the uprightness and patriotism of the people, I shall gladly co-operate with you in the adoption of such measures as seem to be best calculated to promote the advancement and prosperity of the State.

WM. LARRABEE.

January 10, 1888.

On motion of Mr. Riley, a committee of three was appointed to notify the Senate that the House is ready to receive the Senate in joint convention.

The Speaker appointed Messrs. McFarland, Rice and Steele.

Leave of absence was granted Mr. Hall, indefinitely, on account of sickness.

The committee to notify the Senate reported having attended to that duty.

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The Speaker appointed the following committee on purchase of Codes, Messrs. Fillmore, Robb and Luke.

The hour having arrived for the joint convention, on motion of Mr. Head the members vacated the west side of the house in order to seat the Senate.

JOINT CONVENTION.

The Senate appeared for joint convention.

Senator J. S. Woolson, President pro tem. of the Senate, called the joint convention to order at 11:05 A. M., and announced Senator J. S. Lawrence as teller on the part of the Senate.

The Speaker announced Mr. A. Custer as teller on the part of the House.

The roll was called and a majority of both houses were found to be present, as follows:

Messrs. Agnew, Anderson A., Anderson C. L., Ball, Barnett, Barrett, Bayless, Beem, Berryhill, Bills, Blythe, Bolter, Brower, Brown, Buell, Burgess, Byers, Caldwell, Calvin, Chantry, Chapman, Chesebro, Clarke A. D., Clark T. E., Converse, Craig, Crooks, Cummins, Curtis, Custer, Darnall, Davidson, Davie, Dayton, Deal, Dietz, Dobson, Dodge, Dooley, Doron, Doud, Draper, Dungan, Duas, Eckles, Eilers, Estes, Field, Finn, Foley, Funk, Garlook, Gatch, Groneweg, Hall, Hamilton, Hanchett, Harsh, Hart, Hauser, Hipwell, Hobbs, Homrighaus, Horton, Hospers, Hotohkiss, Hunter, Hutchison, Jolly, Jones, Kegler, Kelly, Kennan, Kent, Kline, Knight, Larson, Lawrence, Lewis, Limback, Lockin, Mack, Mahoney, Mattoon, McCoy, McFarland, McVay, Meservey, Mills, Mitchell, Moore, Nelson, Nicoll, Oakman, Owen, Parkhurst, Parrott, Paschal, Piatt, Poyneer, Price, Redman, Reiniger, Rice, Roach, Roberts, Robeson, Roe, Roundy, Rowan, Russell, Schleicher, Schmidt, Seeds, Shipley, Slosson, Smith J. A., Smith, J. H, Steele, Sweney, Taylor, Teale, Theophilus, Thompson, Thornburg, Thorniley, Tipton, Townsend, Vale, Wagner, Walker, Weber, Weidman, Wilbur, Wilson E., Wilson S., Wolfe, Woods, Woolson, Wyckoff, Wyman, Yergey and Young-142.

Members not answering, were:

Messrs. Evans, Fillmore, Head, Luke, Riley and Robb-6.

The Speaker then opened the returns in the presence of the joint convention which proceeded to canvass the vote for Governor and Lieutenant Governor at the general election of 1887.

There being no objection two votes in Black Hawk county for W. C. Cadwell were counted for W. C. Caldwell.

There being no objection, votes for Major H. Anderson and for J. T. Anderson were counted for T. J. Anderson.

There being no objection, four votes for J. A. T. Hull were counted tor John A. T. Hull.

There being no objection votes for N. J. Cain were counted for M. J. Cain.

There being no objection duplicate returns from Des Moines county were directed one to be counted and the other to be filed with the Secretary of State.

Same disposition of duplicate returns from Emmet county.



A vote in Franklin county for Mrs. T. J. Anderson, was counted for T. J. Anderson.

On motion of Mr. Riley, the joint convention took a recess until two o'clock this afternoon.

AFTERNOON SESSION.

The joint convention reconvened two o'clock P. M.

Called to order, President Woolson in the chair.

Duplicate returns were found from Guthrie county, both lacking seal of board of supervisors.

On motion of Mr. Thompson, one was counted and the other directed to be filed with Secretary of State.

There being no objection two votes in Hancock county for Anderson were counted for T. J. Anderson.

Of duplicate returns from Harrison county, one was counted and the other directed to be filed with Secretary of State.

Same disposition of duplicate returns from Jackson county.

There being no objection returns from Keokuk county were counted notwithstanding the absence of seal of board of supervisors.

There being no objection the returns from Louiss county were counted, notwithstanding several informalities and errors reported by the board of supervisors in returns from Columbus City, Concord and Elm Grove townships.

The returns from Muscatine county had no seal attached, but were received without objection.

The returns from Union county showed in writing 1,041 votes for Wm. Larrabee, and in figures 1541. There being no objection the return was counted 1,541, that number agreeing with the total.

The returns from Wright county had no seal attached, but were received without objection.

On motion of Senator Sweney 239 votes for J. T. Anderson were counted for T. J. Anderson.

On motion of Roe 147 votes for J. E. Sovereign were counted for J. R. Sovereign.

On motion of Mr. Fillmore the joint convention took a recess of ten minutes at 3:53 P. M.

Convention called to order at 5:05 P. M., by President Woolson.

The president of the joint convention then announced the vote of Governor at the November election, 1887, in the State of Iowa, as follows:

For Governor:

William	Larral	000				•					•			•	•			•	•		•		•	•			•				• •	.1	69.59
T. J. A	nderson						•		• •			• •			•				• •								•	• •	 •		•	.1	58.70
M. J. Ca	MD		•••				••	•	•	••		• •	•		•		•	•	•••	•	•	•••	•	•		•	•		•	••	• •		14,28
V. G. F	arnham		••	••	•	•	• •	•	• •	• •	•	• •			•			•	• •		•		•	•		•	•	• •	•		• •		88
J. M. A	nderson			•••	••		• •	• •		• •		•		,		• •			•	••		• •		•	• •			•	•	• •			4
Scatteri	ng																																5

And deelared that William Larrabee, having received the highest number of votes cast for Governor, is elected Governor of the State of Iowa for the term of two years from the second Monday in January, 1888, and until his successor is elected and qualified; and the following certificate was signed in the presence of the joint convention:

HALL OF THE HOUSE OF REPRESENTATIVES } DES MOINES, IOWA, January 11, 1888. }

This is to certify that upon a canvass in joint convention of the two Houses of the Twenty second General Assembly of the State of Iowa, of the votes cast at the November election, A. D. 1887, for the office of Governor of the State of Iowa, it appeared that William Larrabee 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 11th day of January, A. D. 1888.

JNO. S. WOOLSON, President of the Senate, and President of the Joint Convention.

> W. H. REDMAN, Speaker of the House of Representatives.

ATTEST:

JOS. S. LAWRENCE,

Teller of the Senate.

A. CUSTER,

Teller of the House of Representatives.

The Speaker of the House of Representatives, W. H. Redman, announced the result of the joint canvass for Lieutenant-Governor, as follows:

John A. T. Hull J. M. Elder	
J. R. Sovereign. W. C. Caldwell.	. 14,942
Scattering	

And declared that John A. T. Hull, having received the largest number of votes cast for Lieutentant Governor, that he is elected Lieutenant Governor of the State of Iowa, for the term of two years, from the second Monday in January, 1888, or until his successor is elected and qualified, and the following certificate was signed in the presence of the joint convention:

IIALL OF THE HOUSE OF REPRESENTATIVES, DES MOINES, IOWA, January 11, 1888.

This is to certify, that upon a canvass, in joint convention of the two Houses of the Twenty-second General Assembly of the State of Iowa, of the votes cast at the November election, \blacktriangle . D. 1887, for the

office of Lieutenant Governor of the State of Iowa, it appeared that John A. T. Hull 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 11th day of January, A. D. 1888.

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

W. H. REDMAN, Speaker of the House of Representatives.

ATTEST:

JOS. S. LAWRENCE, Teller of the Senate.

A. CUSTER, Teller of the House of Representatives.

Mr. Craig offered 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 the Secretary of State for preservation and future reference.

On motion of Mr. Calvin, a committee of three was appointed to notify the Governor and Lieutenant Governor of their election.

Senator Reiniger and Messers. Calvin of Buchanan, and Thompson of Clayton, were appointed.

The minutes of the joint convention were read and approved.

The committee to notify the Governor and Lieutenant Governor of their election, reported the performance of its duty. On motion of Mr. Calvin, the joint convention dissolved.

The House was called to order by the Speaker:

The joint committee on inauguration of the Governor and Lieutenant Governor reported as follows, which report was adopted.

MR. SPEAKER:--Your committee appointed by concurrent resolution on inauguration make the following report:

The inaugural ceremonies will be held in the rotunds of the capitol building at 2:30 o'clock P. M., Thursday, January 19. The military escort will receive the Governor, Lieutenant-Governor and party at the Kirkwood House at 2 o'clock P. M., and proceed to the north front of the capitol building, where the military will open order and the Governor, Lieutenant Governor and party will pass through into the rotunda and occupy seats upon the platform. The members of the General Assembly will meet in joint convention in the hall of the House of Representatives at 2:15 o'clock P. M., and at 2:30 o'clock P. m. will proceed to the rotunda and take the seats there provided for them.

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PROGRAMME.

Music.

Prayer by Dr. A. H. Ames.

Administration of the oath of office by the Chief Justice.

Inaugural address by the Governor.

Music.

The joint convention will then repair to the hall of the House of Representatives and there be dissolved. The capitol building will be open from eight o'clock to ten P. M., and an informal reception will be held by the Governor, Lieutenant Governor and Speaker of the House in the rooms of the Governor.

The ceremonies of the inauguration will be under the control of Adjutant-General Alexander.

The public will be admitted to the capitol building at all doors except at the north front. Tickets entitling the holders thereof to seats will be issued and distributed as follows:

Members of the Senate and House, two each.

The Governor, twenty.

The Lieutenant-Governor, five.

Speaker, five.

Secretary of State, two.

Treasurer of State, two.

Auditor of State, two.

Superintendent of Public Instruction, two.

Commissioner Labor Statistics, two.

Clerk Supreme Court, two.

Supreme Court Reporter, two.

State Librarian, two.

Mine Inspectors, two each.

Adjutant-General, two.

Attorney General, two.

Judges Supreme Court, two each.

Railroad Commissioners, two each.

Mayor and Council of Des Moines, two each.

Press of the State, fifty.

Governor's Private Secretary, two.

Custodian of Capitol Building, two.

It is found impracticable to furnish more seats than the tickets above provided and the seats will be reserved for the holders of such tickets, and no person whether a member of the General Assembly, State officer or otherwise, will be entitled to a seat except upon presentation of a ticket. Tickets for distribution to the members of the General Assembly will be distributed by the chairman of the respective committees; all other tickets will be distributed by the chairman of the joint committee and Adjutant-General Alexander. The printing of the tickets will be under the supervision of Senator Gatch and the Adjutant General. We further report that we have authorized the Adjutant-General to provide two military companies as an escort, one of which shall be the Des Moines company, also a band for the occasion.

We have also authorized the Adjutant General to provide such car.

riages as may be necessary for the use of Governor, Lieutenant-Governor and party. We request that the Assistant Doorkeepers be required to report to the Adjutant-General at one o'clock P. M., and act under his direction during the ceremonies.

> C. H. GATCH, Chairman Senate Committee. JAS. A. SMITH, Chairman House Committee.

RESOLUTION.

Mr. Thompson offered the following resolution, which was adopted: *Resolved*, That the thanks of this House are due and are hereby tendered to J. K. Powers, temporary Chief Clerk, for the able and efficient manner in which he has performed the duties of his office during the organization of this body.

REPORTS OF COMMITTEES

The Committee on Parchase of Codes presented the following report, which was adopted:

MR. SPEAKEE-Your committee to investigate the matter of the purchasing of Codes for the use of the members of this House, beg leave to make the following report:

We find the lowest price at which Miller's or McClain's Code of lows can be purchased at is \$7.00 per copy.

C. W. FILLMORE. W. H. ROBB. J. W. LUKE.

The Committee on Mileage submitted the following report, which was adopted, after corrections:

ME. SPEAKEE—Your Committee on Mileage beg leave to submit their report, which shows the number of miles traveled, and the mileage to which each member is entitled, as far as we have been able to ascertain from our investigations and the reports made to us by the members, we would respectfully suggest that the Chief Clerk be authorized to certify this list to the Auditor of State for the purpose of having warrants drawn to pay said mileage.

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ROBB, CBAIG, McFABLAND, Committee.

JOURNAL OF THE HOUSE.

	NAME.	Miles.	Amount.
		120	
Anderson, A		160	
Anderson, C. L		32	
		225 200	
		200	10.00
Blythe for E		850	17.50
Brown Wm		230	
Buell W W		456	
Burgess J R		176	
Rvers H L		126	
Calvin, John		360	
		872	
Chapman, A. S		170	
Clarke, A. D		260	
Craig, J. E		326	16.30
Crooks, A. D		140	7.00
		450	22.50
	******	64	3.20
	************	450	21.00
		308	15.40
Dayton, John F		764	38.20
		350	17.50
		258	12.90
	****	820	16.00
		200	10.00
		432 130	21.60 6.50
Rilars G		416	20 30
Estes F M		360	18.00
		280	14.00
		392	19,60
Fillmore, Chas. W		310	17.00
Foley, Jno		332	16.60
Hall, John C.		86	4.30
Hamilton, John T		296	14.80
Hart, R. S	***************************************	202	10.10
		200	10.00
Head, Albert		120	6.00
Hipwell, C. G.		350	17.50
	•••••••••••••••	$220 \\ 208$	11.00
		232	10.40 11.60
		424	21.20
		240	12.00
		432	15.00
Jolly, Lafavette		60	3 00
Jones, S W		120	6,00
Kennan, J. C		345	17.40
Kline, Fred. W		348	17.40
Larson, Nels	****************	632	31.60
	***************************************	274	13.70
		504	25.20
		314	15.70
		250	12.50
Mack, J. H		118	5 90
Manoney, John W		300	15.00
		340	17 00
MILCHOIL, G. L	***************************************	450	22.50

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MAME.	Miles.	Amonnt.
Moore, B. H	250	12.50
Nelson, Oley	50	2.50
Nicoll, D	254	12.70
Oakman, W. C	850	17.50
Owen, Abraham	282	11.60
Parkhurst, E. F.	420	21.00
Paschal, C. M	848	17.40
Piatt, H. C	810	15.50
Redman, W. H.	160	8.00
Bice, B. C	408	20.40
Riley, L. A	860	18.00
Roach, E. C	500	25.00
Robb, W. H.	230	11.50
Roberts, B. F.	810	15.50
Robeson, J. C.	144	7.20
Boe, F. F.	348	17.40
Roundy, W	812	15.60
Rowan, Jas.	564	28.20
Bussell, Ed. C	272	13.60
Schleicher, J. M	244	12.20
Shipley, I. B.	100	5.00
Slosson, J. N.	350	17.50
Smith, Jas. A	338	16.90
Steele, S. L	282	14.10
Teale, Thos	216	10.80
Theophilus, Wm Thompson, J. F	500	25.00
Thompson, J. F	680	34.00
Thornburg, T. A.	76	8.80
Thorniley, W. H.	250	12.50
Tipton, B. F	234	11.70
Townsend, Edward	214	10.70
Wagner, Geo. W Walker, Wm	262	13.00
Walker, Wm.	200	10.00
Wilbur, E. W.	800	15.00
Wilson, E	800	15.00
Wilson, 8.	164	8.20
Woods, I. L.	186	9.80
Wyckoff, G. W.	242	12.10
Wyman, A. W.	308	15.40
Yergey, J. W.	800	15.00

MESSAGE FROM THE SENATE.

The following message was received from the Senate:

MR. SPRAKEE—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:

Relative to inaugural ceremonies.

C. H. BROCK, Secretary. .

On motion of Mr. Head, Senate messages were taken up.

Question upon Senate concurrent resolution relative to inaugural ceremonies, same being the approval of the report of the joint committee on inauguration, resolution concurred in.

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Mr. Roach offered a resolution that applications to the Speaker for office be in writing and filed with the Clerk. On motion of Mr. Hotohkiss, the House adjourned until ten o'clock

to-morrow morning. Adjourned. .

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THURSDAY, JANUARY 12, 1888.

House met pursuant to adjournment at 10 o'clock A. M., Speaker in the chair.

Prayer by Rev. B. Schmidt.

Journal of yesterday read and approved.

Mr. Ball moved that a committee of five be appointed to act with committee from the Senate to receive Governor Thayer, of Nebraska at the inauguration.

Carried.

Speaker appointed Messrs. Luke, Head, Riley, Craig and Hamilton.

The committee on mail carrier reported as follows, which report was adopted.

MR. SPEAKER—Your joint committee to whom was assigned the duty of selecting a mail carrier for the Twenty second General Assembly, beg leave to report that they have selected for that position Frank Thurber of Polk county.

> A. N. POYNEEE, Chairman, Senate Committee. JOHN CALVIN, Chairman, House Committee.

Mr. Cummins' resolution on daily journal and amendments were taken up.

On motion of Mr. Roach, the previous question was ordered.

Amendments by Messrs. Berryhill and Russell were carried.

The substitute as amended was carried and adopted, as follows:

Resolved, That a select committee of five members of the House be appointed to consider the advisability of having the House journals printed daily, and distributed the next morning on the desks, for the use of this House, and report the same as soon as possible; that the committee inquire into and report to the House the advisability of arranging for the preservation of the type set for such printing that the same may be used in the printing of the regular edition of the House journal, and also report the additional expense involved in such printing; that said committee also inquire into and report the additional cost, if any, of furnishing each member of the House five copies of the daily issue of said House journal.

The Speaker named the following committee: Messrs. Lewis, Cummins, Wilbur, Russell and Hotchkiss.

Concurrent resolution taken up.

CONCURRENT RESOLUTION.

WHEREAS, As it appears from the report of the State Treasurer that the State of Iowa is considerably in debt, and as this, the Twenty second General Assembly, is in favor of retrenchment and reform, and as the Governor of Iowa has especially and personally examined the different institutions and reported in reference thereto in his annual message now before this House; therefore, be it

Resolved, That the appointment of the visiting committees be dispensed with.

Amendment by Berryhill:

Provided, however, that this action shall not conclude the House and Senate from providing for such visiting committees as may hereafter be ordered.

Amendment accepted.

Amendment by Robb, that this concurrent resolution shall not preclude the appointment of committees to visit such State institutions as are asking for appropriations for improvements in buildings or grounds, or the completion of buildings now in course of construction.

Mr. Berryhill offered the following resolution, which was adopted: *Resolved by the House*, That the courtesy of a hearing be extended to our distinguished visitor, Governor Thayer, of Nebraska.

Governor Thayer was introduced and addressed the House.

On motion of Mr. Wilson the House took a recess of five minutes. House called to order by the Speaker.

Leave of absence granted Mr. Teale and Mr. Hauser until next Tuesday, and Mr. Curtis indefinitely.

Mr. Hotohkiss moved to lay Mr. Custer's resolution and the amendments on the table.

On this question the yeas and nays were demanded and were as follows:

The yeas were:

Messrs. Bargess, Craig, Crooks, Dayton, Dietz, Dobson, Eilers, Estes, Fillmore, Foley, Hart, Hipwell, Horton, Hospers, Hotchkiss, Jolly, Kline, Limback, Mack, Owen, Robb, Roe, Steele, Theophilus, Thompson, Wagner, Wilbur, Woods, Wyckoff and Wyman-30.

The nays were:

Messre. Agnew, Anderson of Hamilton, Anderson of Warren, Ball, Beem, Berryhill, Blythe, Brown, Byers, Calvin, Chantry, Chapman, Cummins, Custer, Darnall, Davie, Doron, Draper, Duus, Eckles, Field, Hamilton, Hauser, Head, Hobbs, Homrighau, Hunter, Jones, Kennan, Larson, Lewis, Lockin, Luke, Mahoney, McFarland, Mitchell, Moore, Nelson, Nicoll, Oakman, Parkhurst, Paschal, Piatt, Rice, Riley, Roach, Robeson, Rowan, Russell, Schleicher, Shipley, Slosson, Smith, Thornburg, Thorniley, Tipton, Townsend, Wilson of Butler, Wilson of Cass and Yergey-61.

Absent or not voting:

Messrs. Buell, Clarke, Curtis, Evans, Hall, Roberts, Roundy, Teale and Mr. Speaker-9.

So the motion was lost.

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Mr. Ball moved the previous question, which was ordered.

The question being on the amendment by Mr. Robb.

The yeas and nays were demanded.

The yeas were:

Messrs. Beem, Brown, Buell, Chantry, Craig, Crooks, Darnall, Dayton, Dietz, Dobson, Eckles, Eilers, Estes, Field, Foley, Hart, Horton, Homrighaus, Hotchkiss, Jolly, Kline, Lewis, Limback, Mack, Mahoney, McFarland, Mitchell, Nelson, Owen, Paschal, Riley, Robb, Roe, Roundy, Rowan, Smith. Steele, Theophilus, Thompson, Thorniley, Townsend, Wagner, Woods and Wyman.-43.

The nays were:

Messrs. Agnew, Anderson C. L., Ball, Berryhill, Blythe, Buell, Burgess, Byers, Calvin, Chapman, Cummins, Custer, Davie, Doron, Draper, Duus, Fillmore, Hamilton, Hauser, Head, Hobbs. Hospers, Hunter, Jones, Kennan, Larson, Lockin, Luke, Moore, Nicoll, Oakman, Parkhurst, Piatt, Rice, Roach, Roberts, Robeson, Russell, Schleicher, Shipley, Slosson, Tipton, Wilson E., Wilson S., Wyckoff and Yergey. -48.

Absent or not voting:

Messrs. Anderson A., Clark, Curtis, Evans, Hall, Hipwell, Teale, Wilbur and Mr. Speaker.-9.

So the amendment was lost.

The question being upon the resolution as amended and accepted by Mr. Custer.

The yeas and nays were demanded.

Mr. Custer, by leave, explained his vote as follows:

MR. SPEAKER—In explanation of my vote upon this resolution I desire to say that I am influenced by a desire to avoid the following bill of expense to the State necessarily involved in sending out these visiting committees.

TABULATED STATEMENT.

Expenses of visting committees 1885 and 1886

\$1,052.99

Expense of Senate and House per diem-

Expense of menale and mouse per diem-	
Chief Clerk	7 00
Secretary of Senate	7 00
4 assistant clerks, 2 in House and 2 in Senate	24 00
2 enrolling clerks, 1 in House and 1 in Senate	10 00
2 engrossing clerks, 1 in House and 1 in Senate	10.00
2 sergeant-at arms	8.00
13 door keepers	52.00
1 mail carrier	5 00
5 j witors, at \$4	20.00
12 messengers, 4 in House and 8 in Senate	21 00
2 postmistresses, at \$4	8 00
27 clerks in Senate	81 00
Sextra janitors, at \$1.75	14 00
Expense of visiting committee per day	105 29
Cost per day to State during adjournment	\$375.29

Further I am satisfied that the Governor has thoroughly investigated these institutions, and in addition thereto the House by the resolation reserves the right in the fature to order visiting committees, and before any appropriation can be made the same will be thoroughly investigated by the Appropriation Committee.

I therefore vote yea.

Mr. Riley explained his vote as follows:

In voting upon this question I wish to state that I am in favor of dispensing with all visiting committees save the one at Clarinda, which I believe should be placed under care of a board of trustees and superintendent, but a committee of this House should visit and examine it first.

The resolution was adopted by the following vote:

The yeas were:

Messrs. Agnew, Anderson of Hamilton, Anderson of Warren, Ball, Berryhill, Blythe, Brown, Byers, Chapman, Crooks, Cummins, Custer, Doron, Draper, Eckles, Eilers, Field, Hamilton, Hauser, Head, Homrighaus, Hunter, Jones, Larson, Luke, Mahoney, McFarland, Moore, Nelson, Nicoll, Oakman, Parkhurst, Paschal, Piatt, Rice, Riley, Roach, Robeson, Rowan, Russell, Schleicher, Shipley, Slosson, Thornburg, Thorniley, Tipton, Walker, Wilson of Butler, Wilson of Cass, Yergey and Mr. Speaker-51.

The nays were:

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Messrs. Beem, Burgess, Calvin, Chantry, Craig, Darnall, Davie, Dayton, Dietz, Dobson, Estes, Fillmore, Foley, Hart, Hobbs, Horton, Hospers, Hotchkiss, Jolly, Kennan, Kline, Lewis, Limback, Lockin, Mack, Mitchell, Owen, Robb, Roberts, Roe, Roundy, Smith, Steele, Theophilus, Thompson, Townsend, Wagner, Wilbur, Woods, Wyckoff and Wyman-41.

Absent or not voting:

Messrs. Buell, Clarke, Curtis, Daus, Evans, Hall, Hipwell and Teale-8.

BESOLUTIONS.

Mr. Anderson of Warren offered the following resolution, which was adopted:

Resolved, That the Secretary of State be hereby directed to provide for members' desks and committee rooms, suitable files and covers for Assembly bills introduced during the session, provided the cost does not exceed thirty five cents each; also, one bottle of mucilage for each desk.

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

Resolved, That the standing committees of this House, to be appointed by the Speaker, shall consist of from five to seventeen members only, the size of committees within these limits to be determined by the Speaker of the House.

Mr. Russell offered a resolution for a special committee on textbooks, which was laid over.

On motion of Mr. Robb the House adjourned until 2 o'clock. Adjourned.

AFTERNOON SESSION.

2 O'CLOCK P. M.

House met, Speaker in the chair.

CONCURRENT RESOLUTION.

The Senate resolution for the purchase of codes was called up, and adopted as follows:

Resolved by the Senate, the House concurring, That the Secretary . of State purchase for the use of the State, and furnish to each member of this General Assembly, a copy of Miller's Code, as each member may select, provided that the price to be paid shall not exceed seven dollars (\$7.00) per copy for each set of books.

BEPORT OF COMMITTEE.

The committee on minor employes submitted the following report, which was adopted:

MR. SPEAKEE — Your committee appointed to report to the House the number and character of minor positions to be filled by the House, respectfully report as follows:

1st. The number of pages required by the House-

One Speaker's page.

One page, subject to orders of door-keeper.

Two pages for each side of the House, the same to be subject to the orders of the Sergeant-at-Arms.

2d. One bill clerk, whose duty shall be to take charge of the bill room, distribute the printed bills, and to assist the Sergeant-at-Arms, being at all times subject to his orders.

3d. One file clerk, who shall supply the members with printed copies of all bills and file the same, in such manner as he may be directed by the Chief Clerk of the House. He shall be subject to the orders of the Chief Clerk, and shall perform such other and further duties as the Chief Clerk may direct.

4th. One clerk for the Speaker, who shall at all times be under the direction of and subject to the orders of the Speaker.

5th. Two paper folders, who shall be under the control of the Chief Clerk of the House.

Your committee further recommend that after the adjournment to visit State institutions, if the same be ordered, that two additional pages and two additional door keepers be appointed.

The law being silent as to the compensation of certain of these employes, your committee recommends that they be fixed as follows:

The Speaker's clerk \$4 per day.

The bill clerk \$3 per day.

The file clerk \$8 per day.

Respectfully submitted,

JAMES G. BEREYHILL, GEO. W. BALL, JNO. T. HAMILTON, Committee. Mr. Blythe offered the following resolution, which was adopted:

Resolved, That the minor offices named in the report of the committee upon that subject be filled by appointment by the Speaker.

Mr. Roach, by leave, withdrew his resolution relative to filing of applications for office with the Clerk.

On motion of Mr. Head a committee of two was appointed to notify the Senate of the readiness of the House to meet it in joint convention.

Speaker named Messrs. Head and Fillmore.

On motion of Mr. Head, it was ordered that when the House adjourn it be to meet immediately after the inauguration.

The committee to notify the Senate reported the performance of that duty. The Honorable Senate appearing at the door of the House and was received in joint convention.

JOINT CONVENTION.

Sevator J. S. Woolson, president pro tem of the Senate in the chair.

On motion of Mr. Blythe the committee on inauguration was requested to deliver twelve additional tickets to the officers of the State Agricultural Society.

The Senate and House formed in procession and proceeded to the rotunda.

The convention was called to order in the routunds of the Capitol by President Woolson.

Prayer was offered by Rev. A. H. Ames, D. D.

The oath of office was administered in the presence of the convention to Governor-elect William Larrabee by Judge J. H. Rothrock, Acting Chief Justice of the Supreme Court.

Gov. Larrabee then delivered the following inaugural address:

FELLOW-CITIZENS:

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I desire to acknowledge to the people of Iowa, who have again vested me with the office of Chief Magistrate of the State, my deep appreciation of this renewed expression of their confidence In assuming for the second time the grave responsibility of the Executive, it is my prayer that the people's support, which in the past has been so generously accorded me, may continue to aid me in the discharge of my official duties.

AMERICAN LABOR.

The necessity of maintaining for our people the elevated social position which they now occupy, makes it the imperative duty of the government to guarantee to them, by the continuance of a wise system of protection, such liberal returns for their industry as are necessary to assert the dignity of labor among a free and enlightened people. The application of science to the trades has greatly elevated our industrial classes and has correspondingly increased their wants. The American laborer cannot and should not content himself with a

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mere sufficiency of food, clothing and shelter. An enlightened community, of which he is a worthy member, makes demande to which he must respond. He must make provisions for self-improvement, for the elevation of his home and the education of his children. He is a new factor in modern society, whose presence a government for the people should not ignore.

The practice of free trade, as advocated by the party in control of our federal government, has been repeatedly tried in this country, and always with the same disastrous results. It was always used as a means for reducing a surplus in the treasury, and never failed to ultimately cause a deficit both in the finances of the government and the people. Except in one or two instances, when well-known causes for a brief period suspended the operation of the general law, every inauguration of a free trade policy paralyzed the industrial interests of the country, greatly reducing the wages of laborers and causing financial depression. Free trade always has had, and, until circumstances and conditions have materially changed, always will have the same disastrous results in America. In striking contrast with such a state of affairs, protection to American industries has always secured prosperity for all interests, and has bettered the condition of the masses by enabling them to partake of all the comforts of life essential to the happiness of enlightened beings.

A general shrinkage in values, caused by the partiality of the present Administration to free trade, and the large immigration of laborers from foreign countries have produced a growing discontent among the industrial classes, especially in larger cities. Moreover, they feel keenly the injustice of an unequal division of profits between themselves and capital, and organize to effect the correction of many real and some imaginary evils. Though impelled by honest motives, they do not always find the proper remedies.

All interests of good citizens are best subserved by the security of property and the protection of individual rights, the basis of our free institutions. Labor and capital should work in harmony, and not waste their strength in useless wars; they have common interests, mutual obligations and separate rights. Capital should concede to honest labor an equitable share of their common earnings, and while it is entitled to protection, it should not be allowed to rule.

The welfare of our laboring classes and the future safety of our government urgently demand a check in the flow of criminal and pauper immigration. The future development of our resources and the healthy growth of our institutions require an increase in quality rather than in quantity of population. The present requirements for admission to American citizenship are scarcely in keeping with its dignity. Our naturalization laws should be so amended and enforced as to make moral worth an indispensable requisite for the high distinction of becoming an integral part of the most powerful and most. enlightened sovereign people.

FREE BALLOT.

The purity of the ballot box is the bulwark of our liberties. To defile it, whether by fraud or intimidation, is to strike at the very

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foundation of republican government. Unless a free ballot and an honest count can be secured in every State in this Union, a national election is little more than a mockery. Hundreds of thousands of the qualified electors of the South are virtually denied the right of suffrage. The total congressional vote of the seven districts of the State of Mississippi in 1886 was 45,354; of the seven districts of South Carolina, 39,072; and of the ten districts of Georgia, 27,520, or an average of only 2,752 for each district. The number of votes cast at the same election in the eleven congressional districts of Iowa was 345,286, being an average of 31,389 votes for each district. The Constitution of the United States is thus nullified in the South, and the voice of the people is stifled; and the nullifiers, encouraged by past achievements, are now seeking to obtain control of the Senate and the Supreme Court.

Under such circumstances the good citizens of the North should no longer remain in doubt as to their duty. Regardless of political affiliations, they should demand that Congress exercise its power to enforce by appropriate legislation the provisions of the 15th amendment to the Constitution, and guarantee to every citizen of these United States the privilege to cast his vote, free and unmolested, in accordance with his political convictions.

PENSIONS.

The surplus, which in the course of years has accumulated in the National Treasury, has been the cause of much anxiety to the present Administration. It appears to me that as long as any Union soldier is compelled to seek refuge in the poor-house or is found suffering for want of the necessaries of life, the treasury surplus should not create any apprehension in the minds of patriotic men. No better use could be made of the savings of the Nation than to relieve the distress and administer to the comfort of the brave veterans of the late war, who at the risk of health and life preserved the existence and asserted the supremacy of our Government.

Furthermore, the patriotism of American heroes should not be allowed to remain the cause of the poverty and misery of their wives and children or other dependent relatives. These have a right to expect that the country to which their supporters offered and sacrificed health, strength and life, will at least grant to them what alone it is in its power to grant—exemption from such suffering as is caused by poverty and want.

By pursuing this course the Nation would not only act in keeping with her own dignity, but would also sow seeds of heroism and patriotic devotion, to bear precious fruit in ages to come.

POSTAL TELEGRAPH.

The sentiment in favor of the establishment of a postal telegraph system by the National Government is constantly growing. While the telegraph is not likely to ever supplant the mail, it encroaches daily upon its domain. It has made itself indispensable to modern journalism and commerce. It has, together with il crailroad, shortened geographical distances, and it is the faithful sentinel that guards the safety and thereby adds to the speed of the iron horse. As a messenger for purely social communications the telegraph is as yet employed to a very limited extent, owing to the fact that the short-sighted policy of the few men who control the telegraph system of the country has by an excessive tariff placed its benefits beyond the reach of the masses.

Successful experiments have been made by other governments in the direction of operating telegraph lines in conjunction with their postal service, and there is every reason to believe that, even with a materially reduced tariff, a postal telegraph could within a few years be made self-supporting in America. While it would convert a large part of the surplus in our National Treasury into a safe and permanent investment, it would also extend the benefits of the service to all the people and open to the electric spark an unlimited field for the full development of its usefulness.

STATE AFFAIRS.

The progressive spirit of the people of Iowa has ever led them to take advanced positions upon all questions of progress and reform which since the birth of our State have agitated the Nation. The abolition sentiment at an early day found a fertile soil within our borders. While the heresy of States' Rights threatened the very life of the Nation, Iowa was in the front rank of the loyal States which came to her rescue and aided in asserting her supremacy. Devoted to the true spirit of freedom, she led all the states of the Union in extending the elective franchise to the colored race; and again, in these later years, she was one of the first in the sisterhood of states to abilish within her borders the slavery of intemperance. But the work of a progressive commonwealth is never done. The body politic, like every other organism, is subject to the law of evolution. New issues constantly arise. New ideas, born of the spirit of progress, constantly battle with the musty conceptions of conservatism, prejudice and tradition; and gigantic interests, the creation of our inventive age, are constantly striving to usurp illegitimate, as well as to assert legitimate rights.

Although in a republic it is the province of the sovereign people to determine the policy of its government, it must be left to the public servants to execute the dictates of their constituency. In the execution of a conservative policy these agents of the people as a rule meet with little opposition, but when forced by irrepressible issues to confront hostile interests, they encounter an enemy who, giving no pardon and knowing no surrender, often brings to the contest all the malignity of a personal contest.

If under such circumstances an official should consult simply his feelings, he might easily be tempted to make a truce with the enemy and thus avoid an implacable conflict. But when such a step can only be taken at the sacrifice of honor, when a solemn obligation makes the conflict an imperative duty, there is no alternative, and the evil which he must attack is solely to blame for the result.

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The main issue with which we are now confronted concerns the mutual relations between the people and the great corporations.

BAILWAY TRANSPORTATION.

While the transportation question has for many years engaged the attention of our people, the enactment of the Inter-state Commerce-Law by the last Congress has of late given it particular prominence; and there is a wide-spread demand that the State Legislature supplement the Congressional act. That dealing with questions so vital to our welfare requires both wisdom and courage, there can be no doubt; but it may safely be asserted that the representatives of our people will prove equal to the task.

In order to determine what to do, we should first know where we are and whither we are tending. Hence a retrospective view and a survey of our situation with reference to the subject in question may not be amiss. The abuses which have grown out of our modern system of transportation came to the State simultaneously with the railroads. For many years, however, the great desire of the people to secure new roads caused them to overlook these evils, and this leniency continued until a large portion of the State was provided with transportation facilities.

Then the demand upon the Legislature to correct existing abuses increased from year to year, until in 1874 it could no longer be refused. The discriminations and extortions which had so long been practiced by the railroads resulted in the enactment of what is known as the Granger Law, which established a classification and fixed maximum rates upon nearly all articles of produce and merchandise. This act was strenuously opposed by the railroad companies, reinforced by the representatives from those parts of the State which were not yet amply supplied with roads and were believed by them to be injured by such legislation.

The Granger Law remained a part of our statutes for four years, and was during this whole period resisted by all the forces that could be marshaled by the railroad companies. The law was denounced by its opponents as communistic in its tendency, destined to ruin railroad interests and hence to prevent the construction of new roads. It was contested in State and Federal courts until it was finally declared legal by the highest judicial tribunal of the Nation.

While the law was crude in some respects, it was nevertheless a great achievement, illustrating the power of the people under our system of government to correct evils even when defended by organized capital.

Failing to defeat the law in the courts, the railroad managers again turned to the legislature and plead pitcously for its repeal.

Their friends, supported by members either inclined to conservatism or representing localities disposed to hold out every possible encouragement to railroad construction, succeeded, after much argumentation, in having the Granger Law repealed and the present Commissioner law enacted in its stead.

It has often been alleged that the partial cessation of railroad construction following the enactment of the Granger Law was its legitimate result. It will be remembered, however, that the general financial depression following the panic of 1873 affected all interests, and that railroad enterprise was no more stagnant in Iowa than in other states, where these alleged causes did not operate.

It has also been stated that the law was changed in obedience to a demand of the people, but this allegation is likewise contrary to the fact. It is true, the railroads had so applied the law as to make it odious in some localities and had by their peculiar strategy succeeded in persuading some of our best public men that it was not adapted to all interests and often worked injustice; yet a majority of our people regarded it, upon the whole, as just and wholesome, and desired an amendment of several of its provisions rather than its repeal. Nevertheless, when the commissioner system was adopted, they conceeded to it the right of an honest trial. Having once scured the wight to establish rates, they were prepared to accept any legislation which promised an equitable adjustment of existing controversies.

To enable cities and towns to secure new roads and obtain more favorable rates through competition, laws were also enacted permitting them to vote a tax to the extent of five per cent on their assessed value to aid in the construction of projected roads. Under this law millions of dollars were donated, and many new roads were constructed, and for a time this new policy seemed to accomplish its purpose.

Railroad managers soon learned, however, that by arrangements among themselves, such as pooling, division of territory and division of business, they could manage to maintain unreasonable rates. Owing to these various devices, there is practically no competition as to rates in the transportation business of the State. Occasionally one road will become dissatisfied with the division of the spoils and out under the combination schedule; but a treaty is soon effected, and the old rates are restored.

The charges for transportation at present prevailing in the State are by far too high, and bear little or no relation to the cost of the service. Although steel rails can now be purchased for one-third of the price paid for the iron rails that were laid upon roads built fifteen years ago, and engines, cars and coal have depreciated in value in nearly the same proportion, local freight and passenger rates have not decreased to any perceptible degree. Railroad companies should not be allowed to reap all the profits growing out of modern inventions and the reduced cost of equipping and operating their roads. With almost equal propriety might woolen and cotton fabrics still be sold at colonial prices. But railroad managers aver that the interest paid on their bonded indebtedness and the dividends earned by their stock are not excessive, and that capital invested in railroads on the whole enjoys no larger returns than capital invested in any other Yet the stock and indebtedness of a road is no inenterprise. dication of the amount actually invested in it, nor is the latter an indication of the actual present value of the road. Mr. Poor in reviewing the railroad earnings for 1883 affirms that if the fictitious capital could be eliminated from their accounts, their success as inwestments would have no parallel.

The railroads of Iowa have received as donations from various

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sources a value of over fifty million dollars. The tracts of land granted to them at various times by the Nation and the State, and by counties, municipalities and private individuals aggregate an area equal to more than one eighth of the total area of the State. The total amount of money actually invested in Iowa roads by stockholders and bondholders procably does not average to exceed fifteen thousand dollars per mile, and the thirteen million dollars of net earnings which are annually distributed among them would be a fair profit upon twice the amount which they have actually invested.

The men who control our railroads labor under a serious delusion, inasmuch as they entertain an exaggerated opinion of the obligations under which they have placed the public. They attribute to themselves the unparalleled material progress which this country has made, and claim the wealth which by their agency has been accumu lated as their reward. They reason that they are entitled to the value of the difference between various places in the prices of commodities, because they furnish the means for making the exchange. It appears to me that this argument, if carried to its logical result, would transfer the title to a large share of their income to the heirs of Mr. Watts, the inventor of the steam engine. A similar reasoning would also give to McCormick all the profits of the reaper, and to Whitney those of the cotton gin.

Owners of railroads are no more entitled to a perpetual royalty than inventors. For a certain period of time, perhaps as long as similar privileges are enjoyed by patentees, railroads should be allowed liberal returns for their capital and enterprise; and if at the end of such a period it be found that similar roads could be constructed and equipped at a reduced cost, then their rates of transportation should be proportionately reduced.

But it is urged by railroad managers that a reduction in their rates would necessitate a reduction in the wages of their employes. Such reasoning might apply if those men were now paid a proper share of the receipts of the roads; this is not the case. Railroad employes receive a smaller percentage of the total earnings of their employers than wage workers of other occupations. They receive little more than one third of the total receipts of the companies, while the farmer, for instance, gives one half of the products of his farm for its cultivation. It is but natural to suppose that railroads deal as unjustly with their employes as they do with the public, and the correction of one evil would be likely to ultimately result in the correction of the other.

Unreasonable rates are not only prejudicial to the best interests of the public, but to those of the railroad companies as well, since they constantly tempt capitalists to invest in new lines, which must needs acquire their territory at the expense of older roads.

The right of the State to fix rates can certainly not be questioned. Corporations have no rights save such as have been granted to them by the commonwealth. It must also be conceded that in the latter is ultimately lodged the power to create new corporations which would be prepared to accept the altered conditions. Railroad managers argue that if the State should undertake to establish maximum rates, it must also guarantee to their roads a minimum income. This will be found to be a fallacious argument when it is considered that although the State has passed laws prohibiting usury, it neither guarantees a minimum rate nor otherwise secures private loans.

Railroads have in the course of time usurped powers dangerous to the public welfare, and have practiced extortions perhaps less cruel, but in the aggregate more gigantic, than those of the British landlord.

It has been found necessary to limit the power of public officers to levy taxes for the maintenance of our schools and the support of State, county and municipal government—notwithstanding the fact that those taxes are used for the benefit of the people. Yet a few railroad managers are free to meet in Chicago and levy an extra tax of one, three or even five million dollars upon the people of Iowa without giving them anything in return.

Thucydides relates how the Grecians, in olden times, engaged in the business of piracy under the command of men of great boldness and ability, and how the men so engaged both enriched themselves and supported their poor by their booty. They ravaged villages and plundered unfortified places. This was not at that time an employment of reproach, but rather exalted those piratical adventurers in the estimation of their kin. It appears that a class of persons has grown up under the refining influence of our modern age with tendencies similar to those of that sturdy race; and, strange as it may seem, some people even on our soil attribute honor to their practices.

While railroad charges should be reasonable, they should also be equitable and certain. It is impossible to conceive how trade can be established upon a sound basis with transportation charges subject to wild fluctuations and countless exceptions.

Propositions for even the smallest reductions in the custom house tariff are always the subject of much deliberation in Congress, but freight rates are often out, even without previous notice, to one-half, one-third, or even one-fourth of their former standard, and are again doubled, trebled or quadrupled. It is not uncommon to find that in the same train a car is hauled for one-half the rate charged for hauling another car loaded with the same article, or that one locality is systematically charged twice as much as another for the same kind of service. Railroads thus build up or tear down individuals, towns and cities, as the interests of their managers or those of their favorites may dictate; and to engage in business with any certainty of success, one is compelled to court the favors of railroad companies.

Railroads are the highways of commerce. Having supplanted the turnpikes and public roads, they should, as far as possible, be amenable to the laws that controlled them, and should be maintained by a just, certain and equitable tax levied upon those who use them. Our fathers would never have tolerated a system of collecting highway tolls or taxes, which, besides changing its tariff with every moon, recognizes privileged classes and discriminates in favor of the man who is so fortunately situated as to be able to haul five or ten times as much produce to the market as his less prosperous neighbor. Such a system is neither American nor democratic, and savors too much of the methods of the feudal lord who taxed the wayfaring public namuch as his withered conscience in each individual case would perm t. Our district roads are maintained by a tax levied equitably upon all the property of the district. We do not accord special privileges to the man who year after year drives a thousand steers to the mar ket. If any discrimination is ever made, it is made in favor of the poor tenant of the Government, who is permitted to apply his small earnings to the improvement of his newly selected and still humble home.

A policy of discrimination in matters pertaining to public business has always been regarded as dangerous to the general welfare, and scarcely a trace of such a policy can be found in the laws and institutions of either the State or the Nation.

State, county and municipal taxes are levied equitably upon all taxable property. The citizen who owns ten houses in the city, or ten farms in the country, is not and should not for that reason be favored with a special rate of taxation. For the purpose of levying taxes it matters little who owns these estates, for taxes are levied upon property and property is held for their payment.

In a similar manner freight charges attach to the commodities transported, or in other words, they are a tax levied upon them. Hence, tariff discrimination in favor of privileged shippers are as unjust as a system of raising revenue which should prescribe a lower rate of taxation for the rich than for the poor. The exchange of the products of our soil and our factories will and must be effected. If an equitable tariff should dissatisfy such shippers as have heretofore been privileged characters, their enterprise will readily find new fields of labor, and other men, prepared to accept the new condition of things, will promptly fill their places. Neither will the public be the loser by the change nor will the volume of the transportation business be decreased.

It is impossible to compute or even approximate the loss sustained by the people of Iows in consequence of railroad discrimination.

For years our miners have had just cause to be dissatisfied with their The meager returns for their hazardous toil, decreasing from year to year, naturally led them to look for the cause of their oppression in the methods of their employers and the supposed iniquities of the law. There can be no doubt, however, that the miner simply suffers together with the operator by the discriminating and unreasonable coal tariff of our railroads, which not only confines the output of our mines to local markets, but even enables imported coal to compete with the best products of our own mines in the very heart of Iowa. Our millers fare still worse. The discriminations practiced by the railroads against them have made it impossible for them to manufacture flour for export, or even home consumption, except at a Minnesota flour is often shipped to points in Iowa for less than loss. one third of what is charged for shipments of similar distances within the State. The injustice on the part of the railroads has forced a very larg - number of our millers to suspend work and has rendered their property almost worthless.

When several years ago the General Assembly in the interest of morality and good order passed a law prohibiting the manufacture of morality in the best of the best of the state, the set was the set

denounced by the advocates of the liquor traffic as striking at the very birth-rights of American citizens, and its validity was tested in the highest courts of both the State and the Nation. But when a few railroad managers enter into a conspiracy to destroy by an unreasonable grain and flour tariff the milling interests of the State, built up at a cost many times greater than that of the distilleries and breweries, and furnishing employment to thousands of men; when they thus render comparatively worthless property employed in one of the most important and most successful industries of the State; and perpetrate such wrongs in violation of law and in defiance of all principles of justice no step is taken for relief, because in these many years of railroad usurpation the opinion has gained ground among our people that the abuses of these wealthy and powerful corporations are without a remedy, and must be endured with meekness and resignation, like visitations of Providence. Hundreds of other manufacturing and jobbing industries have by this unwise and unjust policy been ruined or driven out of the State, and the large number of empty shops and factories in the State are dreary monuments of railroad hostility to Iowa enterprise. Our towns and rural districts are taxed and our wholesale business is being discouraged to build up a few large cities outside of our borders.

It must not be supposed, however, that the friends of railroads and the defenders of their methods are confined to the few cities which thrive upon the tribute which the rural regions are forced to pay to By granting special rates, rebates, drawbacks and other fathem. vors here and there to men of influence in their respective localities, they have secured the favor of many who, after having divided with them their spoils, are ready to defend their wrongs and to advocate a policy of neutrality on the part of the State. By retaining the ablest attorneys, by influencing the press, and by flattering and favoring politicians, they have managed for many years to prevent an open outburst of popular indignation; and their long continued success greatly added to their boldness in usurping unlawful powers and invading public rights. When it is considered that the railroad companies doing business in Iowa have an annual cash income of over one hundred million dollars, their past influence can readily be appreciated. It is not an extravagant statement that the power exerted by them has in many instances proved greater than that of the States to which they owe their corporate existence.

The body politic is composed of individuals, whose opinions concerning questions of public policy diverge with their different interests, and party bias and party jealousy often make agreement impossible upon measures of common interest.

Railroads, however, are enabled by their centralization of power and by combinations among themselves to act largely under a single management. Setting at naught the power of the State, they nullify with impunity the principles of equity which for centuries have been enunciated by the courts. Such combinations as are maintained by them would in other branches of business be considered conspiracies against the public welfare and would subject their originators to indictment.

The assertion has often been made that railroads do not take sides

in politics. It is doubtless true that they do not cast their fortunes with those of political parties, but it is not true that they do not concern themselves in the affairs of the political arena. It has been for years their well defined policy to favor their friends and punish their enemies in political contests.

These corporations have through their artfulness succeeded in appeasing from time to time an indignant public. Yet a change will come. Long continued abuses and aggressions will finally arouse the people; and law; the outgrowth of the necessities of the community, will surely, though insensibly, be moulded by public opinion. Railroads have suspended the natural laws of trade. If the appeals of justice are of no avail, the instinct of self preservation at least should lead them to restore the free and unrestricted working of these laws. The people will not be content until existing abuses are corrected; and a persistent popular demand never fails to accomplish its object. Under our form of government the right to rule is inherent in the people. Capital and enterprise may justly claim protection, but they must also submit to proper control. The sense of justice which characterizes our people will not permit any legislation detrimental to the best interests of railroads. Iowa appreciates the services which they have rendered in the development of her great resources and acknowledges her dependence upon their co-operation in the great work of future days. However, the people have grievances and demand redress, and it devolves upon their representatives to enact such laws as promise to correct existing evils. Railroads should be consulted as to their wishes, and it is proper for their representatives to present their views upon all questions affecting their interests, but they should not attempt to dictate legislative measures. The people do not ask the passage of any law which would place railroads at a disadvantage. Nor would such legislation be advisable; there is a community of interest between the State and its public corporatious, which should constantly be kept in view. The great importance of these indispensible agencies of our material progress requires that they be judiciously managed and properly controlled, and that in the adjustment of all questions which affect their interests the people be represented; and good feeling cannot be restored until railroads concede this right to the people. Freight tariffs have always been one-sided compacts. The railroads have dictated the terms, which through the force of circumstances the people have been compelled to accept. They have taxed the public to pay interest and dividends on largely fictitious investments. In every transaction growing out of the relations between these corporations and the people we find an expert on one side and a novice on the other. To represent the people and to defend their rights, is the province of the Board of Railroad Commissioners. This Board has often been looked upon by the railroads as a tribunal clothed with judicial powers and charged with the duty of protecting the interests of the people and those of the railroads alike. This, however, is an erroneous conception of their functions. The Railroad Commission was created to be a committee of the people obligated to advocate their rights. Organized capital can safely be trusted to defend itself.

The Board of Railroad Commissioners should be authorized and

required to exercise full and complete supervision over the railroads of the State, compelling them to comply with the laws and to furnish ad quate facilities at reasonable compensation. With less than this the people of Iowa will not and should not be satisfied.

Senators and Gentlemen of the House of Representatives: To your careful and intelligent consideration have been entrusted the interests of nearly two million people.

of nearly two million people. The office of the legislator involves upon its incumbent great responsibility. In the conscientious discharge of duty he must subordinate all personal ambition and private interests to the welfare of the State and the needs of his constituency.

As it is your duty to care equally for all sections of the State, you should guard against local and special legislation. Your measures should not only contemplate present results, but your efforts should be directed toward securing the greatest permanent good for the commonwealth. In making appropriations for the support of the State government, you should see that it is conducted with such economy as is consistent with the efficiency of the public service.

Permit me to assure you, gentlemen, of my hearty co-operation in all measures likely to advance the moral and material interests of the State.

Let us invoke the aid of Him who guides and controls the destinies of states and nations, and endeavor to gain the approval of the people whose eyes rest upon us, by earnest work and a faithful discharge of duty in the service of our beloved Iowa.

The oath of office was administered to John A. T. Hull, Lieutenant-Governor elect, by Judge J. H. Rothrock, Acting Chief Justice of the Supreme Court.

The joint convention then adjourned to the hall of the House of Representatives.

The convention was again called to order by President Woolson.

The minutes of the joint convention read and approved.

Upon motion of Mr. Thompson the joint convention dissolved.

The Speaker called the House to order.

Mr. Thompson offered the following concurrent resolution, which adopted:

Resolved by the House, the Senate concurring, That the Auditor of State be authorized to furnish to each member of the Twenty-second General Assembly a bound copy of the Acts of the Fifteenth, Sixteenth, Seventeenth, Eighteenth, Nineteenth, Twentieth and Twenty-first General Assemblies.

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

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FRIDAY, JANUARY 13, 1888.

House met pursuant to adjournment at 10 A. M., Speaker in the chair.

Prayer by Rev. H. L. Stetson.

Journal of yesterday read and approved.

The Speaker announced the following appointments:

Doorkeeper's Page-Fred Stone.

Speaker's Page-Olly Beall.

House Pages-Walter J. Lewis, John O'Brien, Mattie Smith, Hattie Wright.

Mr. Burgess offered the following resolution, which was adopted: Resolved, That the Speaker be authorized to appoint a suitable barber for the convenience of members of the House, and when appointed he shall be given space in the cloak room for such purpose.

CONCURRENT RESOLUTION.

Mr Dobson called up the following resolution:

Resolved by the House, the Senate concurring, That a committe of three from the House be appointed to act with a like committee of three from the Senate, said committees to be appointed by the Speaker of the House and the President of the Senate, to determine the advisibility of postponing the election of State Printer and State Binder until a special committee shall be appointed to investigate and report upon the feasibility of letting the state printing and binding by contract and abolishing the said offices of State Printer and State Binder; and as to the difference in the cost of letting the same by contract as compared with the cost of same under our present law. Also as to the reduction of the expenditure for said printing and binding in case the present existing offices of State Printer and State Binder are again filled by the Assembly.

Adopted.

Mr. Hospers offered a concurrent resolution for the printing of the Governor's message and inaugural address in the Holland, German and Scandinavian languages.

Mr. Hamilton moved an amendment in favor, of the Bohemian language.

MESSAGE FROM THE SENATE.

The following message was received from the Senate: ME. SPEAKEE:—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:

Relative to appointment of committees to select rooms for meeting of committees.

Also, that the Senate has adopted the report of joint committee on mail carrier.

W. R. COCHBAN, Assistant Secretary.

Mr. Russell moved to refer Mr. Hosper's resolution and amendment to the Committee on Retrenchment and Reform when appointed.

The motion prevailed.

REPORT OF COMMITTEE.

The committee on daily journal submitted the following report, which was adopted:

ME. SPEAKEE:-Your committe respectfully report:

First. We find that under a proper construction of the law the State Printer will be entitled to no additional compensation for printing the House journal from day to day instead of after the session, as has heretofore been the custom, inasmuch as there is no difficulty in printing, after being corrected by the House, the whole number of copies required without resetting the type.

Second. We find that the Clerk is allowed by law \$600 for transcribing the House journal and superintending the printing of the same, and that if this service is performed during the session instead of after the session, as has heretofore been the practice, there is no reason why its cost should be more in the one case than the other. We therefore recommend the adoption of the following resolutions:

Resolved, That the Clerk be directed to furnish to the State Printer at or before 9 o'clock P. M., of each evening, or at such time as the Clerk and Printer may agree, a copy of the journal for that day, and that the State Printer print the same and furnish the Clerk 500 copies thereof in time for distribution for the next session of the House. One copy shall be placed upon the desk of each member at least onehalf hour before the opening of such session, and the remainder of the copies shall be deposited in the file room for the use of the members. Provided, that if there be an evening session, a copy of the journal of such session shall be furnished to the State Printer as soon after it closes as possible.

The Clerk is further directed to revise one of the printed copies so furnished, and note thereon any errors or corrections made in the journal and return the same to the State Printer within ten hours after it is received by him and the journal approved.

The journal of this session preceding the day this resolution goes into effect shall be printed at once and copies likewise distributed to members and deposited in file room.

L. W. LEWIS, Chairman.

Mr. Fillmore offered a resolution for 5,000 additional copies of the Governor's message and inaugural.



On motion of Mr. Hospers the resolution was referred to the Committee on Retrenchment and Reform.

Mr. Ball offered a resolution relative to using the surplus in the Federal treasury for the payment of pensions to veterans of the late war.

Mr. Robb moved to refer the resolution to the Committee on Federal Relations.

Motion prevailed.

Mr. Berryhill moved that when the House adjourn it be until Tuesday at 12 o'clock.

Mr. Wilbur moved an amendment to change the time of adjournment till 2 o'clock this afternoon.

The amendment was adopted.

The original motion as amended was carried.

SENATE MESSAGES CONSIDERED.

The following Senate concurrent resolution was taken up and adopted:

Resolved, By the Senate, the House concurring, that a special committee of three from the Senate and three from the House be appointed to examine and recommend what committee rooms shall be assigned for the use of committees of the Senate and House respectively, and to report their action to each of said bodies at as early date as practicable.

RESOLUTION.

Mr. Russell called up the following resolution, which was adopted:

Be it resolved, That the Speaker be requested to appoint a special committee of twelve members of the House, to be known as the Committee on "Text books for the Public School of Iowa," and that said committee be instructed to ascertain the desirability of, and report at as early a day as possible to the House, a bill providing for a uniform system of text books to be used in the public schools of Iowa, and to provide for their publication or purchase, at the lowest possible cost to the district or scholars; and that all bills relating to the subject of school books or supplies, be referred to said committee for their examination and report.

On motion of Mr. Burgess the house adjourned.

AFTERNOON SESSION.

2 O'CLOCK P. M.

CONCURRENT RESOLUTIONS.

Mr. Beem offered the following resolution, which was adopted: WHEREAS, The election of United States Senator is often not a fair expression of the will of the people who choose the legislature which elects such senators, therefore, Be it resolved by the House; the Senate concurring, That our Senators and Representatives in Congress be requested to use all honorable efforts to secure the adoption of an amendment to the Constitution of the United States for the election of United States Senators by the direct vote of the people of the States for which they are chosen.

Mr. Robb offered a concurrent resolution in favor of disposing of the surplus in the Federal treasury by loaning it to the States.

Ordered printed and referred to the Committee on Federal Relations.

JOINT RESOLUTION NO. 1.

Mr. Robb offered the following joint resolution, which was adopted: WHEREAS, It is now an established principle, embodied in our laws and judicially determined in our courts, that the means of communication and transportion, the two great agencies of commerce, should be under the control of the people, through their representatives in Congress and the law-making power of the States; and,

WHEREAS, Public policy and the welfare of the people demand that the cost of service shall be reasonable and equitable and not controlled by monopolies which tax the people exhorbitant rates for the purpose of paying dividends on watered and fraudulent stock; therefore,

Resolved by the House, the Senate concurring, That our Senators be instructed and our Representatives in Congress be requested to urge with all possible speed the adoption of a system of post telegraphy, in order that the means of rapid communication and the benefits of the telegraph may be placed within the reach of the people and the services rendered at actual cost.

The Speaker announced the following appointments:

For additional pages, to be put on pay-roll after return of visiting committees—Master Wm. Thompson, Master Eddie Sherman.

For paper folders-Mrs. Kate Mattimore, Miss Jennie Spry.

Leave of absence was granted Messrs. Craig and Wagner until Tuesday.

Messrs. Luke and Estes indefinitely.

JOINT RESOLUTION NO. 2.

Mr. Head offered a joint resolution favoring a continuance of the internal revenue tax and of a protective tariff and the use of the surplus for coast defenses and a navy.

Mr. Riley moved to lay the resolution on the table.

The motion was lost.

MESSAGE FROM THE SENATE.

The following message was received from the Senate:

ME SPEAKEE — I am directed to inform your honorable body that the Senate has passed the accompanying Senate substitute for House resolution relative to appointment of visiting committees to the various State institutions, and respectfully ask the concurrence of the House.

Also, return herewith said House resolution.

C. H. BROCK, Secretary.

SENATE SUBSTITUTE.

Mr. Hotchkiss moved to take up and concur in the Senate substitute.

Resolved by the Senate the House concurring, That there be appointed committees to visit the several State institutions, each of said committees to be composed of three members, one from Senate and two from the House, said committees to report to the General Assembly on or before the fifth day of February. They shall examine and include in their report:

First. Whether the appropriations made by the last General Assembly have been wisely and economically expended.

Second. Whether they have been expended for the objects appropriated.

Third. Whether chapter 67 of the acts of the Seventeenth General Assembly has been complied with in not contracting indebtedness in excess of the appropriations.

Fourth. Whether there has been any diversion of any money from the specific purpose for which it was appropriated.

Fifth. Said committee shall also report the names and number of persons employed by the several institutions, for what purpose employed and at what salaries; also whether any persons so employed receive or have received anything in addition to his salary, in the way of board, rooms, light, fuel or clothing, or anything else, at the expense of the State.

Sixth. Said committees shall also report the manner of escape from fire, and make recommendations in regard thereto.

Seventh. Said committee shall also report the sanitary condition of such institutions and make recommendations in regard thereto.

Eighth. Said committee shall also report what new structures or changes of or additions to old ones, if any, are necessary, and the reason why the same are necessary.

And that the committee may, and are hereby directed to examine any person under oath, if they deem it necessary, to gain the information called for.

Resolved further, That when the General Assembly adjourn on Wednesday the 18th inst., that said adjournment shall be until Tuesday the 24th inst., at 9 o'clock A. M.

Upon the question of concurrence, the yeas and nays were demanded:

The yeas were:

Messrs. Agnew, Anderson A., Anderson C. L., Beem, Blythe, Brown, Buell, Burgess, Byers, Calvin, Chantry, Chapman, Darnall, Davie, Dayton, Dietz, Dobson, Doron, Draper, Duus, Eckles, Eilers, Estes, Field, Fillmore, Foley, Hart, Hipwell, Hobbs, Horton, Homrighaus, Hospers, Hotchkiss, Jolly, Kennan, Kline, Lewis, Limback, Lockin, Mack, Mahoney, McFarland, Mitchell, Nelson, Nicoll, Owen, Parkhurst, Paschal, Robb, Roberts, Robeson, Roe, Roundy, Rowan, Schleicher, Steele, Smith, Theophilus, Thompson, Thornburg, Thorniley, Tipton, Townsend, Woods, Wyckoff, Wyman, Yergey and Mr. Speaker-68.

The nays were:

Messre. Ball, Berryhill, Crooks, Cummins, Custer, Hamilton, Head, Hunter, Larson, Luke, Moore, Oakman, Piatt, Rice, Roach, Russell, Shipley, Walker, Wilson E., Wilson S. and Yergey-20.

Absent or not voting:

Messrs. Clarke, Craig, Curtis, Evans, Hall, Hauser, Jones, Riley, Slosson, Teale, Wagner and Wilbur,-12.

So the Senate substitute was concurred in.

The Speaker announced as members of the Joint Committee on Committee Rooms:

Messrs. Riley, Robb, and Wilson of Butler.

On motion of Mr. Burgess, Mr. Head's joint resolution was referred to the Committee on Federal Relations.

PETITIONS AND REMONSTRANCES.

The following petitions and remonstrances were presented:

By Mr. Dobson, from citizens of Buena Vista county, asking an amendment to the pharmacy law.

Referred to the Committee on the Suppression of Intemperance.

Remonstrances against changing the game laws were presented by the following named gentlemen, and were referred to the Committee on Fish and Game:

By Mr. Paschal, from Taylor county.

By Mr. Daus, from Plymouth county.

By Mr. Luke, from Franklin county.

By Mr. Hipwell, from Scott county.

By Mr. Field, from Page county.

By Mr. Wyckoff, from Appanoose county.

By Mr. Shipley, from Guthrie county.

By Mr. McFarland, from Emmet county.

- By Mr. Custer, from Jasper county.
- By Mr. Yergey, from Montgomery county.
- By Mr. Chantry, from Mills county.

By Mr. Davie, from Crawford county.

By Mr. Mitchell, from Jackson county.

By Mr. Thorniley, from Van Buren county.

By Mr. Parkhurst, from O'Brien county.

By Mr. Chapman, from Wright county.

By Mr. Homrighaus, from Bremer county.

By Mr. Roberts, from Harrison county.

By Mr. Darnall, from Fayette county.

By Mr. Owen, from Iowa county.

By Mr. Buell, from Clinton county.

By Mr. Estes, from Fremont county.

By Mr. Roe, from Monona county.

By Mr. Eckles, from Marshall county.

By Mr. Blythe, from Cerro Gordo county.

By Mr. Dobson, from Buena Vista county.

By Mr. Hobbs, from Calhoun county.

RESOLUTION.

Mr. Wilson of Butler, offered the following resolution:

Resolved, That the Secretary of State be instructed to procure a suitable badge for the Sergeant-at-Arms of the House.

Mr. Roach moved the previous question, which was ordered.

Messrs. Roe and Burgess demanded the yeas and nays.

The yeas were:

Messrs. Agnew, Buel, Byers, Calvin, Chantry, Cummins, Doron, Draper, Field, Fillmore, Hospers, Kennan, Moore, Piatt, Riley, Roach, Roberts, Rowan, Russell, Steele, Theohpilus, Townsend, Wilson E., Wilson S. and Yergey-28.

The nays were:

Messrs. Anderson A., Anderson C. L., Ball, Beem, Blythe, Brown, Burgess, Crooks, Custer, Davie, Dayton, Dietz, Dobson, Duus, Eckles, Hamilton, Hart, Head, Hipwell, Hobbs, Horton, Homrighaus, Hotchkiss, Hunter, Jolly, Jones, Kline, Larson, Lewis, Limback, Lockin, Luke, Mack, Mahoney, McFarland, Mitchell, Nelson, Nicoll, Oakman, Owen, Parkhurst, Paschal, Rice, Robeson, Roe, Roundy, Rowan, Schleicher, Shipley, Slosson, Smith, Thompson, Thornburg, Thorniley, Tipton, Walker, Woods, Wyckoff, Wyman and Mr. Speaker.—61. Absent or not voting:

Messrs. Berryhill, Chapman, Clarke, Curtis, Evans Foley, Hall, Hauser, Robb, Teale, Wagner and Wilbur.-18.

So the motion was lost.

Mr. Head offered a resolution for a committee to ascertain the number and character of badges needed for the officers of the House.

On motion of Mr. Hotchkiss the resolution was laid on the table. Mr. Roach offered a resolution to change the rules of the House.

Referred to the committee on rules.

Mr. Ball moved that when the House adjourn it be until next Tuesday noon.

Carried.

On motion of Mr. C. L. Anderson the House adjourned.

TUESDAY, JANUARY 17, 1888.

House met pursuant to adjournment, at 12 o'clock. Speaker in the chair. Prayer by Rev. W. H. Van Antwerp, D. D. Journal of Friday, January 18, read and approved.

MESSAGE FROM THE SENATE.

The following messages were received from the Senate:

MR. SPEAKEE—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:

Relative to meeting in joint convention to compare the journals of the two houses, and to declare the result of the vote on United States Senator.

Also, that the Senate has concurred in the House concurrent resolution relative to the furnishing of certain acts of the General Assembly of Iowa, with the following amendments:

SENATE AMENDMENTS.

Amended by striking out the word "auditor" and substituting the word "secretary."

Also, by adding the words "provided the same are now in the hands of the Secretary of State, and the property of the State.

C. H. BROCK, Secretary.

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REPORT OF COMMITTEE.

The committee on rules submitted the following report:

MR. SPEAKEE: Your Committee on Rules beg leave to report as follows:

DUTY OF THE SPEAKER.

1. He shall take the chair every day precisely at the hour to which the House shall have adjourned; shall immediately call the members to order, and on the appearance of a quorum shall cause the journal of the preceding day to be read.

2. He shall preserve order and decorum, and speak to points of order in preference to other members, rising from his seat for that purpose; and he shall decide questions of order, subject to an appeal to the House by any two members.

3. He shall rise to put a question, but may state it sitting.

4. Questions shall be distinctly put in this form, to-wit: "As many as are of the opinion that (as the question may be) say 'aye," and after the affirmative voice is expressed, "As many as are of the contrary opinion, say 'no.'" If the Speaker doubts, or a division be called for, the House shall be divided. Those in the affirmative of the question shall first rise from their seats, and afterwards those in the negative.

5. The Speaker shall have a right to name any member to perform the duties of the chair, but such substitution shall not extend beyond an adjournment, except that in case of the absence of the regular Speaker, the House may proceed to elect a Speaker *pro tem.*, whose acts shall have the same validity as those of the Speaker.

6. All committees shall be appointed by the Speaker, unless otherwise specially directed by the House.

7. In all cases of a call of the yeas and nays, the Speaker shall vote; in other cases he shall not be required to vote unless the House is equally divided, or unless his vote, if given to the minority, will make the division equal, and in case of such equal division the question shall be lost.

8. All acts, addresses, and joint resolutions, shall be signed by the Speaker, and all writs, warrants and subpœnas, issued by order of the House, shall be under his hand and attested by the Clerk.

9. In case of any disturbance or disorderly conduct in the lobby, the Speaker or Chairman of the Committee of the Whole House shall have the power to have the same cleared.

10. After the Journal is read the following order shall govern:

- 1. Business pending at the last previous adjournment.
 - 2. Petitions or remonstrances to be offered.
 - 3. Reports of committees:

Ways and Means. Judiciary.

Appropriations.

Railroads and Commerce.

Schools and Normal Schools.

Text Books.

Suppression of Intemperance.

Agriculture.

Mines and Mining.

Retrenchment and Reform.

Claims.

Compensation of Public Officers.

Insurance.

Banks and Banking.

Animal Industry.

County and Township Organization.

Roads and Highways.

Other committees.

4. Resolutions laid over under Rule 34.

5. Bills to be introduced.

- 6. Resolutions.
- 7. Messages and communications on the Speaker's table.
- 8. Bills and resolutions read a second time.
- 9. Bills on their passage.
- Reports in possession of the House, which offer grounds for a bill, are to be taken up in order that the bill may be ordered in.
- 11. On and after the 10th day of February of each regular session, bills and joint resolutions, which have been read the second time and engrossed, shall be taken up in their proper order at three o'clock in the afternoon of each session, and put upon their passage.

OF DECOBUM AND DEBATE.

11. When any member is about to speak in debate, or deliver any matter to the House, he shall rise from his seat and respectfully address himself to the presiding officer by his title, saying, "Mr. Speaker," and shall not proceed until he shall be recognized by the Chair, and shall confine himself to the question under debate, and shall avoid personalities.

12. When any member in speaking, or otherwise, transgresses the rules of the House, the Speaker shall, or any member may, call him to order; in which case, the member so called to order shall immediately sit down, but may be permitted with leave of the House, to explain; and the House shall, if appealed to, decide the case, but without debate. If there be no appeal, the decision of the Chair shall be submitted to; if the decision be in favor of the member so called to order, he is at liberty to proceed. If the case requires it, he shall be liable to the censure of the House.

13. When two or more members happen to rise at once, the Speaker shall designate the member entitled to speak.

14. No member shall speak more than once on the same question without leave of the House, nor more than twice until every member choosing to speak shall have spoken.

15. While the Speaker is putting any question, or addressing the House, none shall walk out or across the House, or, when a member is speaking, shall entertain private discourse, nor, while a member is speaking, pass between him and the Chair.

16. No member shall vote on any question in the event of which he is personally interested; nor in case where he was not present when the question was put, unless the Speaker again states the question.

17. Upon a division and count of the House on any question, only those members standing in their places shall be counted.

18. Every member who shall be in the House when the question is put shall give his vote, unless the House, for special reasons, shall excuse him; but such member must ask to be excused before commencing to take the vote on the main question.

19. When a motion is made and seconded, it shall be stated by the Speaker; or, being in writing, it shall be passed to the desk and read alond by the Clerk before debated.

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20. Every motion, except subsidiary or incidental motions, shall be reduced to writing if the Speaker or any member desires it, but this exception shall not apply to motions to amend.

21. All bills, resolutions, petitions, memorials, or other papers, shall be accompanied by the name of the member presenting the same, and also the name of the county.

22. After a motion is stated by the Speaker, or read by the Clerk, it shall be deemed to be in possession of the House, but may be withdrawn by leave of the House.

23. When a question is under debate no motion shall be received but to adjourn; to lie on the table; for the previous question; to postpone to a day certain; to commit or amend; to postpone indefinitely; which several motions shall have precedence in the order in which they are arranged, and no motion to postpone to a day certain, to commit or postpone indefinitely, being decided, shall again be allowed on the same day, and at the same stage of the bill or proposition. A motion to strike out the enacting words of a bill shall have precedence of a motion to amend; and, if carried, shall be considered equivalent to its rejection.

24. When a resolution shall be offered, or a motion made to refer any subject, and different committees shall be proposed, the question shall be taken in the following order: The Committee of the Whole House; a Standing Committee; a Select Committee.

25. A motion to adjourn shall always be in order, except when a member is speaking, or the House voting.

26. The previous question shall always be in this form: "Shall the main question now be put?" It shall only be admitted when demanded by a majority of the members present, and its effect shall be to put an end to all debate, and to bring the House to a direct vote upon amendments, and then upon the main question, except that the member in charge of the measure under consideration shall have ten minutes in which to close the discussion before the vote is taken. On a motion for the previous question, and prior to seconding the same, a call of the House shall be in order; but after a majority shall have seconded such motion, no call shall be in order prior to the decision of the main question.

27. Motions to lie on the table, to adjourn, and for the previous question, shall be decided without debate.

28. When a question is postponed indefinitely, it shall not be again acted upon during the session.

29. Any member may call for a division of the question, which shall be divided if it comprehends questions so distinct, that one being taken away, the rest may stand entire for the discussion of the House. A motion to strike out being lost, shall preclude neither amendment nor a motion to strike out and insert. A motion to strike out and insert shall be deemed indivisible.

30. Motions and reports may be committed at the pleasure of the House.

31. No motion or proposition on a subject different from that ander consideration, shall be admitted under color of amendment.

32. When a motion shall have been once made and carried in the affirmative or negative, it shall be in order for any member, voting on

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the prevailing side, to move for the reconsideration thereof, on the same or succeeding day, and such motion shall take precedence of all other questions, except a motion to adjourn.

33. Petitions, memorials and other papers addressed to the House, shall be presented by the Speaker, or a member in his place; a brief statement of the contents thereof shall verbally be made by the introducer, and shall not be debated or decided on the day of their being first read, unless where the House shall direct otherwise, but shall lie on the table, to be taken up in the order they were read.

34. A proposition requesting information from the Governor, Secretary, or any other State officer, shall lie on the table one day, for consideration, unless otherwise ordered by unanimous consent of the House; and all such propositions shall be taken up for consideration in the order they were presented, immediately after the reports are called for from the Select Committee, and, when adopted, the Clerk shall cause the same to be delivered.

35. Any five members, if the Speaker be in the Chair, shall be authorized to compel the attendance of absent members.

36. Upon calls of the House, or in taking the yeas and nays on any question, the names of the members shall be called alphabetically, except that "Mr. Speaker" shall be called last.

37. No member shall absent himself from the services of the House without leave, unless he be sick, or unable to attend.

38. Upon the call of the House, the names of the members shall be called over by the Clerk, and the absentees noted, after which the names of the absentees shall again be called over, and the Sergeantat-Arms shall be directed by the Speaker to compel their attendance.

39. No committee shall sit during the sitting of the House without special leave.

40. A majority of the members shall constitute a quorum, and upon demand of any two members the yeas and nays shall be ordered; the members demanding the yeas and nays shall arise for that purpose and their names shall be entered in the journal.

41. The hour at which this House shall stand adjourned from day to day shall be at ten o'clock A. M., and two o'clock P. M., unless otherwise ordered by the House.

ON BILLS.

42. Every bill shall receive three several readings, but no bill shall have its second and third reading on the same day.

43. The first reading of the bill shall be for information; and if opposition be made to it, the question is: "Shall this bill be rejected?" If no opposition be made, or if the question to reject be negatived, the bill shall go to its second reading without a question.

44. Upon a second reading of a bill, the Speaker shall state that it is ready for commitment, amendment, or engrossment; and if committed, then the question shall be, whether to a Select or Standing Committee, or to a Committee of the Whole House. If to a Committee of the Whole House, the House shall determine on what day.

45. After a bill has been committed and reported back, it shall be

considered on its second reading after the amendments of committee have been read.

46. After the commitment and the report thereof to the House, or at any time before its passage, a bill may be re-committed.

47. All bills ordered to be engrossed shall be executed in a fair round hand.

48. No amendment, unless by way of rider, shall be received to any bill on its third reading, and no debate shall be allowed on the same.

49. When a bill shall pass, it shall be certified by the Clerk, noting the day of its passage at the foot thereof.

50. No standing rule or order of the House shall be rescinded or changed, without one day's notice being given of the motion therefor, nor shall any rule be suspended except by a vote of at least twothirds of the members present; nor shall the order of business as established by the rules of the House, be postponed or changed, except by a vote of at least two thirds of the members present.

51. It shall be in order for the Committee on Enrolled Bills to report at any time.

52. All bills, memorials and joint resolutions, except legalizing acts, shall be printed for the use and information of the members, unless otherwise ordered by the House.

53. When any matter is referred to a standing committee by motion of any member, it shall be the duty of the chairman of such standing committee to notify such member of the time of their sitting upon such matter referred, and said member shall be permitted to confer with such committee during their consideration of such matter, but no one not a member of the committee shall be present when the final vote is taken on any matter under consideration.

54. Each standing committee of the House shall classify all bills referred to it. The bills of the greatest public importance shall be placed in the first class and all other bills in the second class. Bills of the first class shall be first considered and reported to the House, and no committee shall retain possession of any bill longer than seven days except by consent of the House. But this shall not apply to the Committee on Appropriations.

55. The rules of parliamentary practice comprised in Cushing's Manual shall govern the House in all cases where they are not inconsistent with the Standing Rules of this House and the Joint Rules of both Houses.

56. Joint resolutions shall not be required to be framed or treated as a bill, but shall be subject to the rules pertaining to ordinary and concurrent resolutions.

57. The Chairman or Clerk of a committee to which a bill is referred shall note thereon the date of its reference, and it shall be the duty of each committee to report back all bills in its hands within ten days after the order of reference unless longer time is granted by vote of the House.

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

59. When a committee is called the chairman of such committee shall be considered as having the floor until the next committee shall be called.

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60. When the House reaches the order of the "Introduction of Bills," the roll shall be called and each member in his order shall introduce such bills as he may desire.

61. No member or officer of the House shall be permitted to read newspapers within the bar of the House while the Journal is being read, nor shall any person be permitted to smoke on the floor of the House or in the galleries at any time.

62. No one shall be admitted to the floor of the House during its sessions, except members of the General Assembly and employes in performance of their duties, ex-members of the General Assembly and officers of the State Government, Judges and ex-Judges of the Supreme, District and Circuit Courts, the families of members of the House, Trustees, Superintendents, and officers of the State Institutions, on invitation of the member from the district in which the institution is located, and each member shall have the right to admit a friend who may be visiting him. Representatives of the press to be admitted to the reporters' galleries.

OF COMMITTEE OF THE WHOLE HOUSE.

63. In forming Committees of the Whole House, the Speaker shall leave his chair, and a Chairman to preside in Committee, shall be appointed by the Speaker.

64. Upon bills committed to the Committee of the Whole House, the bill shall be first read throughout by the Clerk or Chairman, and then read again or debated by clauses, leaving the preamble to be last considered. After report, the bill shall be again subject to be debated and amended by clauses, before a question to engross it be taken.

65. All amendments made to an original motion in Committee shall be incorporated with a motion, and so reported.

66. All amendments made to a report committed to a Committee of the Whole House shall be noted and reported as in the case of bills.

66. In filling up blanks in the Committee of the Whole House, and in the House, the largest sum and longest time, and the highest number shall be first put.

68. The Rules of the House shall be observed in Committee of the Whole House, so far as they are applicable.

Respectfully submitted,

L. A. RILEY, for the Committee.

Mr. Wilbur moved the adoption of the report.

Mr. Lewis offered the following amendment to Rule 1, which was lost:

Amend Rule 1 by adding, provided, that if the journal of the preceeding day shall have been printed and distributed on the desks of the members one-half hour before the morning session, the reading of the journal shall be dispensed with and the Speaker shall call for corrections to the journal.

The report was adopted.

The Speaker announced the following appointments:

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Speaker's Clerk.-Mr. A. B. Wood.

Bill Clerk .- Miss Jessie E. Gaston.

File Clerk.-Mr. Geo. W. McNutt.

Appointments for additional door-keepers, to be put on after the visiting committees return, Mr. D. P. Andrus, Mr. R. N. Dahlburg. Leaves of absence until Tuesday were granted to Messrs. Evans,

Leaves of absence until Tuesday were granted to Messrs. Evans, Yergey, Jolly, Roberts, Parkhurst, Roe, Larson, and Roundy.

Also to Mr. Evans indefinitely.

On motion of Mr. Berryhill, the House proceeded to a viva voce ballot for United States Senator for the term beginning March 4th, 1889.

Mr. Riley presented the name of Hon. Jas. F. Wilson of Jefferson county.

Mr. Hotchkiss presented the name of Hon. T. J. Anderson of Marion county.

Mr. Robb presented the name of Hon. Daniel Campbell of Monona county.

Mr. Craig presented a protest against the votes of gentlemen representing certain counties. The protest was ruled out of order.

The roll was called with the following result:

Jas. F. Wilson received 59 votes.

T. J. Anderson received 26 votes.

Daniel Campbell 3 votes.

J. R. Reed i vote.

John A. T. Hull 1 vote.

A pair was announced between Mr. Custer and Senator Bayliss; also between Mr. Luke and Mr. Estes.

Mr. McFarland explained his vote.

Mr. Craig renewed his protest, which was ordered entered in the journal, as follows:

ME. SPEAKEE:—I desire to protest and object to the following counties and pretended districts of the State and the persons who claim to represent them:

	Population.
O'Brien	
Humboldt	
Worth	
Kossuth	
Wright	9,880
Calhoun	9,830
Clarke.	11 099
Louisa. Audubon	10 825
Ida	9.012
Franklin	
Sioux	
Winnebago and Hancock	10,688
Howard	9,305
Osceola and Lyon	8,002
Buena Vista	

The ratio of representation as fixed by the Twenty-first General Assembly requires a population of \$4,000, and the named counties are each and all less than the required ratio 12,000, and are not entitled to representation in the Twenty-second General Assembly. JOHN E. CHAIG,

1st Rep. Dist.

VOTE FOR UNITED STATES SENATOR.

Those voting for Jas. F. Wilson were:

Messers. Agnew, [A.] Anderson, [C. L.] Anderson, Ball, Berryhill, Blythe, Brown, Byers, Calvin, Chapman, Clarke, Crooks, Cummins, Darnall, Dobson, Doron, Eckles, Field, Fillmore, Hall, Hauser, Head, Hobbs, Homrighaus, Hospers, Hunter, Jones, Kennan, Larson, Lewis, Lockin, Mack, Mahoney, McFarland, Moore, Nelson, Nicoll, Oakman, Parkhurst, Riley, Roach, Roberts, Robeson, Schleicher, Shipley, Steele, Smith, Teale, Thornburg, Thorniley, Tipton, Townsend, Walker, Wilbur, [E.] Wilson, [S.] Wilson, Wyckoff, Yergey and Mr. Speaker-59.

Those voting for T. J. Anderson were:

Messrs. Beem, Buell, Burgess, Craig, Davie, Dayton, Dietz, Duus, Foley, Hart, Hipwell, Horton, Hotchkiss, Kline, Limback, Mitchell, Owen, Piatt, Rice, Roundy, Rowan, Russell, Theophilus, Thompson, Woods and Wyman-26.

Those voting for Daniel Campbell were:

Messrs. Jolly, Robb and Roe-3.

Those voting for J. R. Reed were:

Mr. Paschal-1.

Those voting for John A. T. Hull were:

Mr. Slosson-1.

Absent or not voting:

Messrs. Chantry, Curtis, Custer, Draper, Eilers, Estes, Evans, Hamilton, Luke and Wagner-10.

It appearing that James F. Wilson had received a majority of all the votes cast for United States Senator in Congress from and after March 4, 1889, he was declared named by this House for United States Senator for Iowa, from and after the 4th day of March, \triangle . D. 1889.

SENATE MESSAGES.

On motion of Mr. Head, Senate messages were taken up.

The following was concurred in:

Resolved by the Senate, the House concurring, That the General Assembly will meet in joint convention in the Hall of the House at 12 o'clock m. of Wednesday, January 18, 1888, to compare the journals of the two houses, and to declare the result of the vote for a United States Senator for six years from the fourth day of March, 1889.

Senate amendments to House resolution on session laws, stated in Senate message, were concurred in.

Also, the resolution as amended.

REPORT OF COMMITTEE.

The joint committee on committee rooms presented the following report, which was adopted:

To the President of the Senate, and Speaker of the House of Representatives: Your committee appointed under concurrent resolution, to assign committee rooms to the Senate and House of Representatives, report, that they have performed that duty, and recommend that rooms numbered as follows, be assigned to the use of committees of the Senate, to wit: Numbers 16, 17, 18, 19, 20, 21, 22, 23, 24, 26, 28 and 29, and that the rooms numbered as follows, be assigned to the use of committees of the House of Representatives, to-wit: Numbers 1, 2, 3, 6, 7, 8, 9, 10, 11, 12, 13, 14, 15 and 27.

Respectfully submitted,

T. J. CALDWELL, Chairman Sen. Com. L. A. RILEY, Chairman House Com.

On motion of Mr. Wilbur the House adjourned until 2:30 P. M.

AFTERNOON SESSION.

2:30 O'CLOCK P. M.

House met pursuant to adjournment. Speaker in the chair.

REPORT OF COMMITTEE.

The committee on assignment of committee rooms submitted the following report, which was adopted :

ME. SPEAKEE—Your committee appointed to make assignment of rooms for use of the several standing committees of this House, respectfully report that we have performed that duty, and have assigned them as follows:

Room 1-Judiciary, and Woman's Suffrage.

Room 2-Engrossed Bills, and Enrolled Bills.

Room 3-Rules, Congressional Districts, Judicial Districts, Senatorial Districts, Representative Districts.

Room 6—Appropriations, Elections, Constitutional Amendments, Claims, and Institution for Feeble-Minded.

Room 7-Telegraphs and Telephones, Library, and Military.

Room 8-Railroads and Commerce, Banks and Banking, Public Buildings and Lands, Roads and Highways.

Room 9-Printing, Penitentiaries, and Pardons.

Room 10-Schools, Normal Schools, State University, Agricultural College, Reform Schools.

Room 11—Text-Books, Animal Industry, Police Regulations, Domestic Manufactures, Fish and Game.

Room 12.—Municipal Corporations, Medicine, Surgery and Pharmacy, College for the Blind and Institution for Deaf and Dumb.

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Room 13.—Agriculture, Federal Relations, Horticulture and Forestry, Soldiers' and Orphans' Home.

Room 14.—County and Township Organization, Retrenchment and and Reform, Compensation of Public Officers.

Room 15.—Insurance, Mines and Mining, Private Corporations, Labor.

Room 27.—Ways and Means, Suppression of Intemperance, Board of Public Charities, Hospital for Insane.

Respectfully submitted,

L. A. RILEY, ELWOOD WILSON, W. H. ROBB, Committee.

JOINT BESOLUTION NO. 3.

Mr. Thompson offered the following joint resolution, which was adopted:

Resolved by the House, the Senate concurring, That the committee of the Twenty-second General Assembly appointed to visit the Anamosa Penitentiary, be instructed to examine into the charges of malfeasance in office made against Ex-Warden Martin, and report to this General Assembly not later than February 1, 1888, whether in their judgment the State has sustained financial loss through his administration of that office, and whether a special committee should be appointed to make a thorough investigation as to the amount of such loss and report the same to this General Assembly at as early a date as possible, with such recommendations as they deem advisable, to the end that the State may take action to protect its interests.

CONCURBENT RESOLUTION.

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

Resolved by the House, the Senate concurring, That the visiting committees on State institutions be and are hereby instructed to examine and report by whom and from where the supplies were furnished said institutions for the years 1886 and 1887, and whether all of said supplies were purchased at competitive prices or any part thereof furnished by parties on private contracts.

Mr. Chantry offered a resolution in favor of a national double track. railway.

Referred to the Committee on Federal Relations.

REMONSTRANCES.

Mr. Craig presented a remonstrance from citizens of Lee county against any proposed amendment of the game laws.

Referred to the Committee on Fish and Game.

Like remonstrances were presented and referred to the same committee:

By Mr. Hospers, from Sioux county.

By Mr. Chantry, from Mills county.

By Mr. Townsend, from Black Hawk county.

Mr. Wyckoff offered a resolution in favor of limiting appropriations to the income from a two mill State tax.

On motion of Mr. Smith, the resolution was referred to the Committee on Ways and Means.

LEAVE OF ABSENCE.

The following named gentlemen were granted leave of absence until Tuesday, January 24:

Messrs. Duus, Limback, Hospers, Rice, Townsend, Steele, and Mack.

RESOLUTION.

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

Resolved, To correct the journal, on page 38: change the miles and mileage of I. R. Shipley to read 100 miles and mileage \$5.00; change the mileage for W. H. Robb to \$11.50; change the miles and mileage of John Homrighaus to \$32 miles and \$11.60.

On motion of Mr. Field, the House adjourned until eleven o'clock to-morrow.

WEDNESDAY, JANUARY 18, 1888.

House met pursuant to adjournment, at 11:00 A. M. Speaker in the chair. Frayer by Hon. G. L. Dobson. Journal of yesterday read and approved.

JOINT BESOLUTION NO. 4.

Mr. Hall offered a joint resolution asking the Senators and Representatives of Iowa in Congress to oppose coal and other trusts. Referred to Committee on Federal Relations.

CONCURRENT BESOLUTION.

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

Resolved by the House, the Senate concurring, That a committe consisting of one from the Senate and two from the House be appointed to visit the Benedict Home and report as to the expenditures of the appropriation therefor by the Twenty-first General Assembly.

RESOLUTION.

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

Resolved, That the State Printer be required to print the daily journal without extra title pages, headings, or blank pages, and to page the same consecutively.

REPORT OF COMMITTEE.

Mr. Berryhill from the Committee on Minor Employes submitted the following supplemental report, which was adopted: ME. SPEAKEE—Your Committee on Minor Employes in addition to

ME. SPEAKEE—Your Committee on Minor Employes in addition to the report heretofore presented to the House, respectfully report that it has been the custom in the past to employ three paper folders for service in the House of Representatives, and that an additional paper folder will be needed when the House re-convenes after the adjournment to visit State Institutions.

We therefore recommend the appointment of another paper folder, such appointment to take effect on Tuesday, January 24, 1888.

JAMES G. BERBYHILL, GEO. W. BALL, IBA. T. HAMILTON, Committee.

LEAVES OF ABSENCE GRANTED:

Messrs. Foley and Burgess.

PROTEST CORRECTED.

Mr. Craig asked to have his protest in yesterday's journal corrected.

Mr. Beem offered the following resolution:

Resolved, That Mr. Craig of Lee, be allowed to correct the protest entered by him on Tuesday, January 17, 1888, by inserting after the word "them" in the third line thereof the words "in voting for United States Senator."

Mr. Berryhill moved the following amendment:

That the journal of the House shall disclose that the written protest filed by the gentleman from Lee stand as printed in the journal of January 17, 1888, and that the correction asked for involves a change of said written protest as filed by the addition of the words, "in voting for United States Senator."

On this question Messrs. Beem and Russell called the yeas and nays which was ordered.

The yeas were:

Messrs. Agnew, Anderson A., Anderson C. L., Ball, Berryhill, Blythe, Brown, Byers, Calvin, Chantry, Darnall, Dobson, Doron, Eckles, Field, Fillmore, Hall, Hauser, Head, Hobbs, Hunter, Jones, Kennan, Lewis, Lockin, Mahoney, Nelson, Nicoll, Oakman, Paschal, Roach, Robeson, Schleicher, Shipley, Smith, Teale, Thornburg, Thorniley, Tipton, Walker, Wilson S., Wyckoff and Mr. Speaker-43.

The nays were:

Messrs. Beem, Chapman, Clark, Craig, Crooks, Cummins, Davie, Dayton, Dietz, Hamilton, Hart, Hipwell, Homrighaus, Hotohkiss, Kline. Moore, Owen, Rowan, Russell, Slosson, Theophilus, Thompson, Wilbur, Wilson E. and Woods-25.

Absent or not voting:

Messrs. Buell, Burgess, Curtis, Custer, Draper, Duus, Eilers, Estes, Evans, Foley, Horton, Hospers, Jolly, Larson, Limback, Luke, Mack, McFarland, Mitchell, Parkhurst, Piatt, Rice, Riley, Robb, Roberts, Roe, Roundy, Steele, Townsend, Wagner, Wyman and Yergey-32. So the amendment prevailed.

Mr. Beem's resolution as amended was adopted.

MESSAGE FROM THE SENATE.

The following message was received from the Senate:

MR. SPEAKEE-I am directed to inform your honorable body that the Senate has concurred in House concurrent resolution.

Relative to appointment of committee to visit Benedict Home.

W. R. COCHBANE, First Assistant Secretary.

On motion of Mr. Berryhill, a committee of two was appointed to notify the Senate that the House was ready to meet in joint assembly. The Speaker named Messrs. Smith and Thompson.

The Speaker announced the appointment of Miss Laura Hiatt as paper folder.

The committee to notify the Senate reported the performance of its duty.

VISITING COMMITTEES.

The Speaker announced the following visiting committees on the part of the House:

State University, Iowa City-Mr. Smith of Mitchell, Mr. Thompson of Clayton.

Agricultural College, Ames-Mr. Nicoll of Ida, Mr. Hotohkiss of Davis.

Institution for Deaf and Dumb-Mr. Field of Page, Mr. Hipwell of Scott.

College for the Blind-Mr. Horton of Carroll, Mr. Byers of Lucas. Orphan's Home, Davenport-Mr. Luke of Franklin, Mr. Buell of Clinton.

Hospital for the Insane, Mt. Pleasant-Mr. McFarland of Emmet, Mr. Dietz of Scott.

Hospital for the Insane, Independence-Mr. Fillmore of Clay, Mr. Doron of Linn.

Hospital for the Insane, Clarinda-Mr. Jones of Mahaska, Mr. Anderson of Hamilton.

Normal School, Cedar Falls-Mr. Wilbur of Floyd, Mr. Beem of Keokuk.

Penitentiary, Fort Madison-Mr. Hobbs of Calhoun, Mr. Burgess of Wapello.

Penitentiary, Anamosa-Mr. Dobson of Buens Vista, Mr. Hamilton of Linn.

Institution for Feeble Minded Children, Glenwood-Mr. Darnall of Fayette, Mr. Robb of Union.

Fish Hatching House, Dickinson County-Mr. Blythe of Cerro Gordo, Mr. Hunter of Sac.

Industrial School, Eldora-Mr. Homrighaus of Bremer, Mr. Craig of Lee.

Industrial School, Mitchellville-Mr. Clark of Kossuth, Mr. Davie of Crawford.

Soldiers' Home, Marshalltown-Mr. Chantry of Mills, Mr. Russell of Adams.

Benedict Home-Mr. Lewis of Wayne, Mr. Cummins of Polk.

The Honorable Senate appearing at the door was received for joint assembly.

JOINT ASSEMBLY.

The joint assembly was called to order by Lieutenant-Governor John A. T. Hull, who announced that in pursuance of a concurrent resolution and in accordance with the United States statutes the two houses were met in joint assembly for the purpose of comparing that part of the journals of the two houses relative to the votes for United States Senator, and ordered that the joint assembly now proceed to compare that part of the journals of the two houses as to the votes for United States Senator.

The Secretary of the Senate read that part of journal of the Senate for Tuesday, January 17, 1888, that referred to the votes for United States Senator.

Senator Bolter offered a protest, which the chair ruled out of order. The Clerk of the House read that part of the House journal for Tuesday, January 17, 1888, that referred to said vote.

From the reading of the journals it appeared that upon Tuesday, January 17, 1888, that the Senate and House of Representatives balloted separately for United States Senator, with the following result:

IN THE SENATE.

James F. Wilson received	
T. J. Anderson received11	
Absent or not voting 8	votes.

IN THE HOUSE.

James F. Wilson received	
T. J. Anderson received	
Daniel Campbell received 8	votes.
J. B. Reed received 1	
John A. T. Hull received 1	
Absent or not voting	votes.

Thereupon the President of the joint session declared that whereas Hon. James F. Wilson had received a majority of all votes cast in the Senate and House of Representatives voting separately for United States Senator, James F. Wilson was duly elected by the Twenty second General Assembly of the State of Iowa as United States Senator from the State of Iowa for the term commencing on the fourth day of March, 1889.

The following certificate was then signed in the presence of the joint assembly and read to the assembly by the Clerk

STATE OF IOWA, HALL OF THE HOUSE OF REPRESENTATIVES.

This is to certify, that at the meeting of the two houses of the General assembly of the State of Iowa, in joint assembly held on Wednesday, the 18th day of January, 1888, at noon, a majority of all the members of each house being present, it was found upon examination of journals of respective houses, that upon the day before, the same being the second Tuesday after the meeting and temporary organization of the General Assembly, each house had by an open viva voce vote of the members present named James F. Wilson of Jefferson county, for Senator in Congress for the State of Iowa for the term commencing the 4th of March, 1889.

Whereupon said joint assembly formally declared said James F. Wilson of Jefferson county, duly elected Senator to represent the State of Iowa in Congress of the United States for the term of six years, beginning on the 4th day of March, 1889.

J. A. T. HULL, President of the Senate and the Joint Assembly.

> W. H. REDMAN, Speaker of the House of Representatives.

DAVID C. KOLP, Clerk of the House of Representatives and the Joint_Assembly.

> C. H. BROCK, Secretary of the Senate.

The journal of the joint assembly was read and approved. On motion of Senator Woolson the joint assembly was dissolved. House called to order by the Speaker.

RESOLUTION.

Mr. Head offered the following resolution, which was adopted: *Resolved*, That the Custodian of the Capitol be directed to arrange the bulletin board in the cloak room to correspond with the assignment of the standing committees of this House.

On motion of Mr. Berryhill the House adjourned.

HALL OF THE HOUSE OF REPRESENTATIVES,) DES MOINES, IOWA, January 24, 1888. }

House met pursuant to adjournment, the Speaker in the chair. Prayer by Hon. G. L. Dobson.

Journal of Wednesday, Jan. 18th, read and approved.

On motion of Mr. Byers a committee of three was ordered to be appointed to investigate and report the number of committee clerks needed by the House.

On motion of Mr. Berryhill the resolution prohibiting the introduction of bills until after the announcement of the standing committees was reconsidered.

On motion of Mr. Berryhill a substitute was adopted that the House proceed to the introduction of bills.

INTRODUCTION OF BILLS.

By Mr. Anderson of Hamilton, House File No. 1, a bill for an act to provide for the formation of independent school districts.

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

By Mr. Anderson of Warren, House File No. 2, a bill for an act amendatory of chapter 77 of the Seventeenth General Assembly, and to repeal section 2 of said chapter and enact a substitute therefor, relative to election of railroad commissioners.

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

By Mr. Anderson of Warren, House File No. 3, a bill for an act to prevent the giving of free passes on railroads.

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

By Mr. Anderson of Warren, House File No. 4, a bill for an act to amend section 2, chapter 68, of the acts of the Fifteenth General Assembly, relative to railroad transportation.

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

By Mr. Berryhill, House File No. 5, a bill for an act amendatory to chapter 77, acts of the Seventeenth General Assembly, making and defining the duties of railroad commissioners.

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

By Mr. Berryhill, House File No. 6, a bill for an act to amend chapter 11, title 4 of the Code of 1873, and regulating the issuance and payment of the warrants of cities of the first class. Read first and second time and referred to the Committee on Municipal Corporations.

By Mr. Berryhill, House File No. 7, a bill for an act to prohibit the incorporation of towns and cities within three miles of the incorporated limits of any city of the first class, and to prevent the extension of the limits of towns and cities already organized within such three mile limit.

Read first and second time and referred to the Committee on Municipal Corporations.

By Mr. Berryhill, House File No. 8, a bill for an act limiting the time of making claims and beginning suits against municipal corporations.

Read first and second time and referred to the Committee on Municipal Corporations.

By Mr. Berryhill, House File No. 9, a bill for an act creating a board of school book commissioners and to provide for furnishing text books for the use of the common schools of the State.

Read first and second time and referred to the Committee on School Text-Books.

By Mr. Berryhill, House File No. 10, a bill for an act to amend section 4, chapter 140 of the laws of the Twenty first General Assembly, and to amend chapter 21 of the laws of the Twentieth General Assembly relative to State Mine Inspectors, their duties and manner of appointment.

Read first and second times and referred to the Committee on Mines and Mining.

By Mr. Berryhill, House File No. 11, a bill for an act to amend sections 1679, 1693 and 1696 of the code of 1873, relating to the payment of support, etc., of the College for the Blind and the Institution for the Deaf and Dumb.

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

By Mr. Calvin, House File No. 12, a bill for an act to amend chapter 161 of the laws of the Twenty first General Assembly in regard to elections.

Read first and second times and referred to the Committee on Municipal Corporations.

By Mr. Calvin, House File No. 13, a bill for an act making an appropriation for the Hospital for the Insane at Independence.

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

By Mr. Chapman, House File No. 14, a bill for an act to amend section 1 of chapter 79 of the acts of the Twenty-first General Assembly, relative to diseased swine.

Read first and second times and referred to the Committee on Agriculture.

By Mr. Clarke, House File No. 15, a bill for an act to establish a normal school at Algona, Kossuth county, Iowa.

Read first and second times and referred to the Committee on Normal Schools.

By Mr. Craig, House File No. 16, a bill for an act amendatory and

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additional to chapter 6, title 6 of the code of 1873, in relation to mutual building associations.

Read first and second times and referred to the Committee on Private Corporations.

By Mr. Craig, House File No. 17, a bill for an act to repeal chapter 161 of the acts of the Twenty-first General Assembly, and the re-enactment of chapter 2, title 5 of the code of 1873, relative to the registration of voters.

Read first and second time and referred to the Committee on Municipal Corporations.

By Mr. Crooks, House File No. 18, a bill for an act for the relief of Adair county.

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

By Mr. Cummins, House File No. 19, a bill for an act to empower the board of railroad commissioners to fix freight and passenger rates upon railways within this State, and to prescribe penalties for the violations of judgment of said board.

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

By Mr. Cummins, House File No. 20, a bill for an act to provide the manner of taxing the property of corporations.

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

By Mr. Cummins, House File No. 21, a bill for an act to amend sections 766 and 3784 of the code, and section 1, chapter 184, laws of the Eighteenth General Assembly, relating to the clerk of the district court, the employment of deputies and the compensation of such officers.

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

By Mr. Cummins, House File No. 22, a bill for an act to prevent the issuance of the capital stock of corporations without full payment thereof, and to create a personal liability for a violation thereof.

Read first and second times and referred to the Committee on Private Corporations.

By Mr. Cummins, House File No. 23, a bill for an act to make an appropriation to build a Governor's residence on the plat of ground in the city of Des Moines known as the Governor's square.

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

By Mr. Custer, by request, House File No. 24, a bill for an act to establish a uniform system of weighing coal at the mines of this State, and to punish certain irregularities connected therewith.

Read first and second times and referred to the Committee on Mines and Mining.

By Mr. Custer, House File No. 25, a bill for an act to prevent improper combinations by insurance companies, their officers and agents.

Read first and second times and referred to the Committee on Insurance.

By Mr. Darnall, House File No. 26, a bill for an act to amend par

agraph 7, section 2077 of the Code of Iowa, relating to the rate of interest on written contracts.

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

By Mr. Darnall, by request, House File No. 27, a bill for an act to provide for having the report of the State Oil Inspectors made to the Governor.

Read first and second times and referred to the Committee on Medicine, Surgery and Pharmacy.

By Mr. Davie, House File No. 28, a bill for an act to legalize the levy of certain taxes in Crawford county, Iowa.

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

By Mr. Dobson, House File No. 29, a bill for an act to amend section 1, chapter 12, of acts of the Eighteenth General Assembly, regulating the rate of interest on school fund loans.

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

By Mr. Dobson, House File No. 30, a bill for an act to regulate the good time of convicts in our penitentiaries.

Read first and second times and referred to the Committee on Penitentiaries.

By Mr. Field, House File No. 31, a bill for an act for the exemption from taxation of the property of needy and dependent ex-volunteer Union soldiers and sailors, and the widows of any such, who served in the late civil war.

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

By Mr. Fillmore, House File No. 32, a bill for an act in relation to the duties of county surveyors.

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

By Mr. Fillmore, House File No. 33, a bill for an act to amend sections 2623 and 2624 of the Code, relative to the service of notice of suit upon unknown defendants.

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

By Mr. Hall, House File No. 34, a bill for an act to fix the maximum charges for the transportation of passengers on all railways in Iowa.

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

By Mr. Hall, House File No. 35, a bill for an act to tax mineral estates when the surface and such mineral estates are owned by different parties.

Read first and second times and referred to the Committee on Mines and Mining.

By Mr. Hall, House File No. 36, a bill for an act to enable discharged railway employes to obtain a certificate setting forth the reason for such discharge.

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

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By Mr. Hall, House File No. 37, a bill for an act to protect discharged employees and to prevent black-listing.

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

By Mr. Hamilton, House File No. 38, a bill for an act to amend chapter 98 of the laws of the Twenty-first General Assembly.

Read first and second times and referred to the Committee on Municipal Corporations.

By Mr. Head, House File No. 39, a bill for an act to protect real estate owners from trespass by hunters and other persons.

Read first and second times and referred to the Committee on Agriculture.

By Mr. Head, House File No. 40, a bill for an act requiring railroad companies to fence their tracks, etc.

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

By Mr. Head, House File No. 41, a bill for an act to provide for the relief of Union soldiers, sailors, and marines, and the indigent wives, widows and minor children of indigent or deceased Union soldiers, sailors and marine^p.

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

By Mr. Head, House File No. 42, a bill for an act to establish rates of passenger fare on railroads within the State of Iowa.

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

By Mr. Hipwell, House File No. 43, a bill for an act to authorize cities organized under special charters to refund their outstanding bonded debt and to provide for the payment of the same.

Read first and second times and referred to the Committee on Municipal Corporations.

By Mr. Hipwell, House File No. 44, a bill for an act granting additional powers to cities organized under special charters, with reference to the improvement of streets, highways, avenues or alleys, and to provide a system for payment thereof.

Read first and second times and referred to the Committee on Municipal Corporations.

By Mr. Homrighaus, House File No. 44, a bill for an act to amend chapter 28 of the acts of Fifteenth General Assembly, relating to the levying of taxes.

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

By Mr. Homrighaus, House File No. 46, a bill for an act to amend section 1164, title 9, of Code. of Iowa, relating to mutual insurance companies.

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

By Mr. Hotchkiss, House File No. 47, a bill for an act to repeal section 2, chapter 77, of the acts of the Seventeenth General Assembly, and to enact a substitute therefor, providing for the election of State Railroad Commissioners by a system of cumulative voting to enable minority representation to be obtained on said board. Read a first and second time and referred to the Committee on Railroads.

By Mr. Hotchkiss, House File No. 48, a bill for an act to define the duties of Railway Commissioners and to prevent extortion and unjust discrimination by railroad companies and fix rates for the transporta ion of passengers.

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

By Mr. Hotchkiss, House File No. 49, a bill for an act to amend section 1, of chapter 161, of the laws of the Nineteenth General Assembly, in relation to the compensation of county superintendent of schools.

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

By Mr. Jones, House File No. 50, a bill for an act to regulate the cleaning and weighing of coal and to provide for a uniform system of compensating the miners for merchantable coal which passes through the screens in cleaning said coal and to Becure uniform and correct weights and measures between the operators of coal mines and their employes.

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

By Mr. Jones, House File No, 51, a bill for an act fixing the compensation of the deputy clerk of the district court of the State of lowa.

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

By Mr. Jones, House File No. 52, a bill for an act to establish an asylum for the incurable insane and providing for the care and treatment of the same.

Read a first and second time and referred to the Committee on Hospital for the Insane.

By Mr. Kennan, House File No. 53, a bill for an act making appropriations for the College for the Blind at Vinton.

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

By Mr. Lewis, House File No. 54, a bill for an act to enable the incorporated town of Seymour to sell its refunding bonds.

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

By Mr. Lewis, House File No. 55, a bill for an act to amend chapter 21, of Twentieth General Assembly, providing for the weighing of coal at mines.

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

By Mr. Lewis, House File No. 56, a bill for an act to authorize recorders of deeds in counties where recorders of deeds are elected to keep abstract books, to make abstracts of title and providing compensation therefor.

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

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By Mr. Mack, House File No. 57, a bill for an act to regulate railroad transportation in the State of Iowa.

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

By Mr. Mack, House File No. 58, a bill for an act to increase the powers of courts.

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

By Mr. Mack, House File No. 59, a bill for an act to regulate assessments of taxes.

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

By Mr. Mack, House File No. 60, a bill of security for costs by plaintiff.

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

By Mr. Mahony, House File No. 61, a bill for an act to amend section 1289 of the Code and making railway corporations absolutely liable for all damages by fire set out or caused by operating such railways and for double damages and additional damages therefor in certain cases.

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

By Mr. Mahoney, House File No. 62, a bill for an act to prevent fraud in the sale of lard.

Read first and second times and referred to the Committee on Railroads and Commerce.

By Mr. McFarland, House File No. 63, a bill for an act to amend section 3207 of the Code in relation to the assignment of errors to the Supreme Court, and the deciding of the same by the court.

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

By Mr. McFarland, House File No. 64, a bill for an act to amend section 2273 of the Code in regard to guardians.

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

By Mr. McFarland, House File No. 65, a bill for an act to amend section 467 of the Code in relation to repairing sidewalks.

Read first and second times and referred to the Committee on Municipal Corporations.

By Mr. Paschal, House File No. 66, a bill for an act to tax mortgages on real estate.

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

By Mr. Paschal, House File No. 67, a bill for an act to prohibit selling, giving or furnishing tobacco in any of its forms to minors and providing a penalty therefor.

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

By Mr. Paschal, by request, House File No. 68, a bill for an act to grant relief to certain persons who have incurred the liabilities pro vided for failure to make reports of sales of intoxicating liquors asrequired by section's of chapter 143, of the laws of the Twentieth General Assembly.

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

By Mr. Robb, House File No. 69, a bill for an act preventing nonresident aliens acquiring title to real estate in Iowa, and for the acquiring of such property now held by them by the State.

Read first and second times and referred to the Committee on Labor.

By Mr. Robb, House File No. 70, a bill for an act to provide for the assessment and taxation of real estate, amendatory of and additional to chapter 1, title 6, of the Code of Iowa.

Read first and second times and referred to the Committee on Agriculture.

By Mr. Robeson, House File No. 71, a bill for an act to abolish the office of school district treasurer and to transfer the duties of the same to the county treasurer.

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

By Mr. Schleicher, House File No. 72, a bill for an act to repeal section 1489 of chapter 4, title 11, of the Code of 1873, and enact a substitute therefor.

Read first and second times and referred to the Committee on Agriculture.

By Mr. Shipley, House File No. 73, a bill for an act to abolish the office of Fish Commissioner of the State of Iowa.

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

By Mr. Steele, House File No. 74, a bill for an act making appropriations for the Hospital for the Insane at Mt. Pleasant.

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

By Mr. Steele, House File No. 75, a bill for an act with reference to the office of county superintendent and to the compensation thereof.

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

By Mr. Steele, House File No. 76, a bill for an act to repeal section 1469 and 1470 of the Code, in regard to estrays.

Read first and second times and referred to the Committee on Agriculture.

By Mr. Thompson, House File No. 77, a bill for an act to amend chapter 86 of the acts of the Twenty-first General Assembly.

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

By Mr. Tipton, House File No. 78, a bill for an act in relation to cancelation of mortgages.

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

By Mr. Tipton, House File No. 79, a bill for an act relating to the construction of tile or other underground drains.

Read first and second times and referred to the Committee on Agriculture.

By Mr. Walker, House File No. 80, a bill for an act to legalize the acts of John Weighton while acting in the capacity of recorder of the incorporated town of Audubon, Iowa.

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

By Mr. Walker, House File No. 81, a bill for an act legalizing the incorporation of the town of Audubon.

Read first and second times and referred to the Committee on Municipal Corporations.

By Mr. Wilson of Butier, House File No. 82, a bill for an act to amend sections 1495 and 1508 of the Code, relating to line fences.

Read first and second times and referred to the Committee on Agriculture.

By Mr. Wilson of Butler, House File No. 83, a bill for an act providing for the election of Railroad Commissioners by the people.

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

By Mr. Wilson of Cass, House File No. 84, a bill for an act to restrict the ownership of real estate in the State of Iowa to American citizens, etc.

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

By Mr. Wilson of Cass, House File No. 85, a bill for an act amendatory of chapter 77, of the acts of the Seventeenth General Assembly, to repeal section 2 thereof and enact a substitute therefor, relative to the election of Railroad Commissioners.

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

By Mr. Wyckoff, House File No. 86, a bill for an act to regulate the liability of insurers against loss or damage by fire.

Read first and second times and referred to the Committee on Insurance.

By Mr. Yergey, House File No. 87, a bill for an act to prohibit the selling of cigarettes to minors.

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

By Mr. Ball, House File No. 88, a bill for an act to establish a uniformity of school books.

Read first and second times and referred to the Committee on School Text books.

By Mr. Ball, House File No. 89, a bill for an act to require public carriers to post schedules of rates charged.

Read first and second times and referred to the Committee on Railroads

By Mr. Ball, House File No. 90, a bill for an act to prevent fraud in obtaining notes and contracts.

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

By Mr. Ball, House File No. 91, a bill for an act to amend section 2751, chapter 9, title 17, of the Code, providing for the filing of counter affidavits in the continuance of criminal cases.

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

By Mr Rice, House File No. 92, a bill for an act to apportion the State into representative districts, and to declare the ratio of representation.

Read first and second times and referred to the Committee on Representative Districts.

ELECTION OF U. S. SENATOR.

On motion of Mr. Riley, the House proceeded to the election of a United States Senator.

Mr. Ball, on behalf of the Republicans of the House, nominated Hon. Jas. F. Wilson, of Jefferson county.

Mr. Hotchkiss, on behalf of the Democrats of the House, nominated Hon. T. J. Anderson, of Marion county.

Mr. Robb nominated Hon. Daniel Campbell, of Monona county. The roll was called, with the following result:

v	OTES.
Jas F. Wilson received	57
T. J. Anderson received	19
Daniel Campbell received	
J. R. Reed received	
John A. T. Hull received	î
Absent or not voting	. 19

Mr. Craig presented the following protest:

Before the vote is announced, I desire to severally object and protest against the following districts named below voting in the election of United States Senator, and to their votes being counted in this election:

	P	OI	PU	TL	ATION.
O'Brien					
Humboldt		• •			8,065
Worth	•••	• •		• •	8,257
Kossuth					
Wright					
Calhoun					
Clarke					
Louisa	•••			••	11,926
Audubon	••	••	• •	1.3	10,825
Franklin					
Sloux		• •	••	• •	11,584
Winnebago and Hancock	•••	••	••	••	10,688
Howard					
Osceola and Lyons	•••	• •	• •	• •	8,002
Buena Vista	• • •	••	• •	• •	11,580

The ratio of representation, as fixed by the Twenty-first General Assembly, requires a population of 24,000, and the above named counties are each and all less than the required ratio—12,000, and are not entitled to a representative in this Twenty second General Assembly

> JOHN E. CRAIG, Representative First District.

Those voting for Jas. F. Wilson were:

Messrs. Agnew, Anderson of Hamilton, Anderson of Warren, Ball, Berryhill, Blythe, Brown, Byers, Calvin, Chapman, Clarke, Crooks, Cummins, Curtis, Darnall, Dobson, Doron, Eckles, Evans, Field, Fillmore, Hall, Hauser, Head, Hobbs, Homrighaus, Hunter, Jones, Kennan, Lewis, Lockin, Luke, Mack, Mahoney, McFarland, Moore, Nicoll, Oakman, Riley, Roach, Roberts, Robeson, Schleicher, Shipley, Steele, Smith, Teale, Thornburg, Thorniley, Tipton, Townsend, Walker, Wilson of Butler, Wilson of Cass, Wyckoff, Yergey and Mr. Speaker -57.

Those voting for T J. Anderson were:

Messrs. Craig, Davie, Duus, Eilers, Estes, Hamilton, Hart, Horton, Hotchkiss, Owen, Piatt, Rice, Rowan, Russell, Theophilus, Thompson, Wagner, Woods and Wyman-19.

Those voting for Daniel Campbell were:

Messrs. Jolly, Robb and Roe-3.

Those voting for Mr. Reed were:

Mr. Paschal-1.

Those voting for John A. T. Hull were:

Mr. Slosson-1.

Absent or not voting:

Messrs. Beem, Buell, Burgess, Chantry, Custer, Dayton, Dietz, Draper, Foley, Hipwell, Hospers, Kline, Larson, Limback, Mitchell, Nelson, Parkhurst, Roundy and Wilbur-19.

Hon. Jas. F. Wilson having received a majority of all the votes cast was declared by the Speaker duly elected on the part of the House United States Senator for the term beginning March 4, 1889.

CONCURRENT RESOLUTION.

Mr. Riley cffered the following concurrent resolution, which was adopted:

Resolved by the House, the Senate concurring, That the Senate and House will meet in joint convention at 12 M. of Wednesday, January 25, 1888, to compare the journals of the two houses as to the election of United States Senator upon January 24, 1888, and to declare the result.

Mr. Yergey offered a resolution for adjournment not later than March 15th.

On motion of Mr. Yergey the resolution was referred to the Committee on Retrenchment and Reform.

On motion of Mr. Tipton the House adjourned until two o'clock this afternoon.

AFTERNOON SESSION.

2 P. M.

House called to order, Speaker in the chair.

STANDING COMMITTEES.

The Speaker announced the following standing committees:

Committee on Ways and Means.—Messrs. Head, Wilbur, Teale, Curtis, Darnall, Nelson, Homrighaus, Calvin, Ball, Lockin, Steele, Hospers, Hotchkiss, Piatt, Limback, Burgess and Hipwell.

Committee on Judiciary.—Messrs. Roach, Riley, Dobson, Cummins, Fillmore, Luke, Hall, Blythe, Berryhill, Mack, Lockin, Byers, Craig, Beem, Dayton, Piatt and Theophilus.

Committee on Appropriations.—Messrs. Berryhill, Riley, Teale, Byers, Chapman, Fillmore, Curtis, Darnall, Anderson of Warren, Robeson, Smith, Craig, Woods, Burgess, Robb, Horton and Rice. Committee on Railroads and Commerce.—Messrs. Wilson of Cass,

Committee on Railroads and Commerce.-Messrs. Wilson of Cass, Dobson, Hall, Moore, Nicoll, Robeson, Eckles, Luke, Hauser, Thor-

niley, McFarland, Mack, Russell, Hart, Hamilton, Beem and Horton. Committee on Schools.—Messrs. Wilbur, Calvin, Hunter, Byers, Blythe, Fillmore, Smith, Hobbs, Luke, Field, Cummins, Thompson,

Hotchkiss, Hipwell, Hamilton, Piatt and Theophilus. Committee on Normal Schools.—Messrs. Teale, Agnew, Custer, Doran, Anderson of Hamilton, Clarke, Field, Hospers, Thorniley, Crooks, Dayton, Hart, Robb and Thompson.

Committee on Text Books.—Messrs. Dobson, McFarland, Berryhill, Townsend, Robeson, Head, Lewis, Wilbur, Hotchkiss, Piatt, Beem and Rice.

Committee on Suppression of Intemperance.—Messrs. Custer, Nicoll, Dobson, Teale, Tipton, Lockin, Field, Paschal, Nelson, Brown, Doron, Lewis, Owen, Davie, Dayton, Beem and Jolly.

Committee on Agriculture. — Messrs. Tipton, Agnew, Anderson of Warren, Chapman, Oakman, Anderson of Hamilton, Byers, Chantry, Crooks, Draper, Mahoney, Eckles, Davie, Eilers, Hart, Jolly and Roundy.

Committee on Mines and Mining.—Messrs. Wychoff, Lewis, Hall, Head, Robeson, Anderson of Warren, Jones, Ball, Luke, Cummins, Wilson, Draper, Beem, Foley, Woods, Estes and Jolly.

Committee on Retrenchment and Reform.—Messrs. McFarland, Berryhill, Roberts, Custer, Mack, Evans, Hauser, Oakman, Nelson, Foley, Dayton, Estes and Rowan.

Committee on Federal Relations.—Messrs. Moore, Head, Larson, Parkhurst, Draper, Brown, Oakman, Ball, Shipley, Hamilton, Eilers, Hotchkiss, Roe and Robb. Committee on Municipal Corporations.—Messrs. Riley, Cummins, Curtis, Hall, Thorniley, Chantry, Paschal, Steele, Eckles, Luke, Blythe, Burgess, Theophilus, Limback, Beem, Deitz and Kline.

Committee on Medicine, Surgery and Pharmacy.—Messrs. Doron, Paschal, Mack, Darnell, Luke, Nicoll, Wyckoff, Robeson, Smith, Wilbur, Rice, Craig, Theophilus, Wagner, Wyman and Woods.

Committee on Hospitals for Insane.—Messrs. Byers, Nelson, Agnew, Darnell, Schleicher, Townsend, Draper, Larson, Evans, Hunter, Parkhurst, Hipwell, Estes, Hotchkiss, Rice, Foley and Owen.

Committee on Claims.—Messrs. Anderson, of Warren, Agnew, Chapman, Mahoney, Paschal, Brown, Hunter, Parkhurst, Estes, Roe, Rice and Foley.

Committee on Compensation of Public Officers.-Messrs. Lewis, Mahoney, Roberts, Homrighaus, Thornburg, Clark, Hunter, Slosson, Thorniley, Davis, Hotchkiss, Rowan, Roe and Owen.

Committee on Insurance.—Messrs. Agnew, Curtis, Custer, Chapman, Head, Townsend, Ball, Crooks, Hunter, Craig, Buell, Davis, Davie and Hamilton.

Committee on Telegraphs and Telephones.—Messrs. Nelson, Lockin, Chantry, Hauser, Larson, Oakman, Parkhurst, Brown, Slosson, Thompson, Estes, Roe, Robb and Mitchell.

Committee on Animal Industry.—Messrs. Lockin, Hauser, Parkhurst, Steele, Chapman, Mack, Draper, Thornburg, Thorniley, Walker, Estes, Eilers, Wagner, Russell and Hart.

Committee on Banks and Banking.—Messrs. Curtis, Anderson of Hamilton, Lewis, Clarke, Chapman, Crooks, Townsend, Parkhurst, Hospers, Moore, Craig, Thophilus, Rowan, Piatt and Eilers.

Committee on Private Corporations.-Messre. Hall, Larson, Smith, Evans, B ythe, Draper, Moore, Wyckoff, Burgess, Hamilton, Limback and Foley.

Committee on Roads and Highways.—Messrs. Anderson of Hamilton, Wilson of Butler, Teale, Paschal, Hospers, Hauser, Larson, Crooks, Walker, Hobbs, Mahoney, Piatt, Duus, Eilers, Woods and Limback.

Committee on Printing.-Messrs. Smith, Lewis, Riley, Nelson, Ag. new, Doror, Field, Moore, Schleicher, Robb, Russell, Piatt, Theophilus and Deitz.

Committee on Agricultural College.-Messrs. Homrighaus, Jones, Roberts, Riley, Wyckoff, Yergey, Paschal, Shipley, Owen, Deitz, Roe and Wyman.

Committee on State University.-Messrs. Darnall, Curtis, Cummins, Roberts, Riley, Thornburg, Smith, Hall, Brown, Hipwell, Rice, Mitchell, Burgess, Robb and Beem.

Committee on College for the Blind.—Messrs. Field, Doron, Hunter, Oakman, Robeson, Mack, Slosson, Horten, Wagner, Wyman and Hipwell.

Committee on Institution for Deaf and Dumb.—Messrs. Steele, Yergey, Eckles, Draper, Roberts, Slosson, Walker, Rowan and Hotchkiss.

Committee on Soldiers' and Orphans' Home.—Messrs. Kennan, Steele, Chantry, Eckles, Roberts, Townsend, Teale, Schleicher, Thornburg, Russell, Rowan, Rice and Horton. 1888]

Committee on Industrial Schools.—Messrs. Cummins, Oakman, Nelson, Evans, Moore, Schleicher, Wyckoff, Foley, Roe, Davis and Eilers.

Committee on Board of Public Charities.—Messre. Thornburg, Roberts, Slosson, Clark, Shipley, Mahoney, Tipton, Hart, Estes, Hipwell, and Kline.

Committee on Institution for Feeble Minded.—Messrs. Thorniley, Hauser, Oakman, Mahoney, Riley, Schleicher, Moore, Rice, Kline, Mitchell and Owen.

Committee on Labor.-Messrs. Robeson, Byers, McFarland, Nicoll, Thornburg, Hauser, Slosson, Dobson, Shipley, Beem, Burgess, Hipwell and Robb.

Committee on Domestic Manufactures.-Messre. Townsend, Eckles, Chantry, Steele, Lockin, Teale, Wilson of Cass, Hart, Rowan, Woods and Wyman.

Committee on County and Township Organization. -Messres. Calvin, Hobbs, Larson, Hospers, Jones, Tipton, Walker, Russell, Yergey, Duus, Roe and Thompson.

Committee on Constitutional Amendments.—Messrs. Blythe, Nicoll, Schleicher, Darnall, Mack, McFarland, Yergey, Roe, Theophilus, Thompson and Burgess.

Committee on Woman's Suffrage.—Messrs. Fillmore, Wilson of Butler, Townsend, Smith, Anderson of Warren, Lockin, Field, Clarke, Agnew, Anderson of Hamilton, Robb, Horton, Jolly, Mitchell and Owen.

Committee on Horticulture and Forestry.-Messrs. Nicoll, Wilson of Cass, Kennan, Doron, Slosson, Schleicher, Yergey, Horton, Theophilus, Thompson and Kline.

Committee on Penitentiaries.—Messrs. Ball, Nicoll, Berryhill, Evans, Kennan, Schleicher, Wilson of Butler, Chantry, Limback, Kline, Thompson, Jolly and Hamilton.

Committee on Public Lands and Public Buildings.-Messrs. Larson, Calvin, Hospers, Shipley, Kennan, Tipton, Yergey, Buell, Limback, Roundy and Kline.

Committee on Elections.-Messrs. Mack, Jones, Homrighaus, Roberts, Slosson, Moore, Riley, Wilson of Cass, Rowan, Roundy, Horton, Buell and Davie.

Committee on Police Regulations.—Messrs. Luke, Calvin, Custer, Byers, Wyckoff, Ball, Agnew, Doran, Hipwell, Rowan, Wagner, Mitchell and Daus.

Committee on Military.-Messre. Chantry, Eckles, Luke, Wyckoff, Kennan, Agnew, Field, Blythe, Evars, Cummins, Horton, Hipwell, Rice, Russell, Wagner and Davie.

Committee on Library.—Messrs. Wilson of Butler, Head, Calvin, Roach, Moore, Walker, Cummins, Kennan, Theophilus, Deitz, Russell, Wyman and Eilers.

Committee on Enrolled Bills.-Messrs. Hunter, McFarland, Roach, Steele, Dayton, Deitz and Wyman.

Committee on Engrossed Bills.-Messrs. Brown, Hall, Wilson of Butler, Wilson of Cass, Buell, Davie and Woods.

Committee on Pardons.-Messrs. Parkhurst, Schleicher, Shipley, Nicoll, Roundy, Deitz and Kline. Committee on Congressional Districts.-Messrs. Crooks, Nelson, Fillmore, Head, Wyckoff, Boach, Dobson, Yergey, Thorniley, Clarke, Owen, Buell, Dayton, Hamilton, Craig and Hart.

Committee on Judicial Districts.--Messrs. Clarke, Fillmore, Lockin, Roach, Lewis, Steele, Tipton, Evans, Moore, Hunter, Nelson, Jones, Craig, Owen, Duus, Woods, Buell and Hart.

Committee on Senatorial Districts.-Messrs. Hobbs, Luke, Riley, Thornburg, Mack, Field, Wyckoff, Ball, Doron, Dietz, Craig, Hart, Davie, Dayton, Mitchell and Wagner.

Committee on Representative Districts.—Messrs. Chapman, Homrighaus, Hospers, McFarland, Wilson of Butler, Riley, Agnew, Chantry, Head, Roach, Wyman, Burgess, Buell, Jolly, Limback and Roundy.

Committee on Rules.-Messrs. Yergey, Luke, Moore, Riley, Wilbur, Walker, Eilers, Jolly, Russell and Mr. Speaker.

Committee on Fish and Game.-Messrs. Hauser, Jones, Evans, Field, Walker, Roundy, Wagner and Craig.

The Speaker announced the following committee:

Committee on Committee Clerks.-Messrs. Byers, Custer and Roe. Mr. Beem and Mr. Buell asked to have their votes recorded for T.

J. Anderson for United States Seuator.

So ordered.

Mr. Larson and Mr. Nelson asked to have their votes recorded for Jas. F. Wilson for United States Senator.

So ordered.

Mr. Smith offered the following concurrent resolution:

WHEREAS, There now exists a State indebtedness of about \$550,-000, and,

WHEREAS, To continue such indebtedness would be contrary to sound financial policy, and to the expressed desire and will of the people, therefore be it

Resolved by the House, the Senate concurring, That the sum total of all appropriations made by this Twenty-second General Assembly shall in no case exceed the estimated income of the State for the next two years, less the present indebtedness.

Mr. Craig moved to refer the resolution to the Committee on Appropriations.

Messrs. Smith and Teale demanded the yeas and nays, which were ordered.

The yeas were:

Messrs. Anderson C. L., Buell, Clarke, Craig, Crooks, Cummins, Curtis, Dobson, Estes, Evans, Fillmore, Hart, Head, Hobbs, Horton, Homrighaus, Hotchkiss, Jolly, Kennan, Moore, Robb, Roberts, Roe, Rowan, Steele, Theophilus, Thompson, Thornburg, Townsend, Walker, Woods, Wyckoff, Wyman-33.

The nays were:

Messrs. Agnew, Anderson A., Ball, Beem, Berryhill, Blythe, Brown, Burgess, Byers, Calvin, Chantry, Chapman, Custer, Darnall, Davie, Doron, Duus, Eckles, Eilers, Hall, Hamilton, Hauser, Hunter, Larson, Lewis, Lockin, Luke, Mack, Mahoney, McFarland, Nelson, Nicoll, Oakman, Owen, Paschal, Piatt, Rice, Riley, Roach, Robeson, Roundy, 1888.]

Russell, Schleicher, Shipley, Slosson, Smith, Teale, Thorniley, Tip-

ton, Wilbur, Wilson C., Wilson S., Yergey and Mr. Speaker-54. Absent or not voting:

Messrs. Dayton, Deitz, Draper, Field, Foley, Hipwell, Hospers, Jones, Kline, Limback, Mitchell, Parkhurst and Wagner-13.

So the motion to refer was lost.

The resolution was then adopted.

BESOLUTION.

Mr. Berryhill offered the following resolution, which was adopted: *Resolved*, By the house that the names of J. H. Poindexter and R. N. Hyde, cloak room janitors, be placed upon the roll of the House employes from the date of the commencement of their service.

The oath of office was administered to the minor employes of the House.

Mr. Riley moved that the House adjourn' until twelve o'clock tomorrow.

The motion was lost.

On motion of Mr. Teale, the House took a recess until half past 3 o'clock.

3:30 P. M.

House called to order by the Speaker.

INTRODUCTION OF BILLS.

By Mr. Wilbur, House File No. 93, a bill for an act to secure children between the ages of 8 and 15 years, the benefit of an elementary education.

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

By Mr. Wilbur, House File No. 94, a bill for an act to prevent the selling or giving of tobacco to minors under 16 years of age.

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

By Mr. Beem, House File No. 95, a bill for an act to protect employes and laborers in their claims for wages.

Read first and second times and referred to the Committee on Labor.

By Mr. Estes, House File No. 96, a bill for an act to amend section 11, chapter 77, acts of the Seventeenth General Assembly.

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

By Mr. Wilbur, House File No. 97, a bill for an act relieving real estate from double taxation in certain cases and taxing mortgages to a certain extent as real estate.

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

By Mr. Hart, House File No. 98, a bill for an act to provide that the value of insured property should be fixed by the value placed thereon in the contract of insurance.

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Read first and second times and referred to the Committee on Insurance.

By Mr. Nelson, House File No. 99, a bill for an act to provide for the adoption and purchase of school books in the State of Iowa.

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

By Mr. Nelson, House File No. 100, a bill for an act to provide for and require the trimming of hedge fences along public highways and on partition lines.

Read first and second times and referred to the Committee on Agriculture.

By Mr. Larson, House File No. 101, a bill for an act to amend section 3798 of the code of Iowa in relation to the compensation of county auditors.

Read first and second times and referred to the Committee on Compensation of public officers.

By Mr. Thompson, House File No 102, a bill for an act to amend chapter 175, acts of the Nineteenth General Assembly, and to repeal section 1583 of the code, and enact a substitute therefor.

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

By Mr. Beem, House File No. 103, a bill for an act providing for compensation for mayors and constables in certain cases to which the State is a party.

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

By Mr. Wyman, House File No. 104, a bill for an act to amend section 1160, title 9, chapter 4 of the code of 1873, in regard to mutual insurance associations.

Read first and second times and referred to the Committee on Insurance.

PETITIONS AND MEMOBIALS.

Mr. Luke presented a memorial from the State Agricultural Society relative to inequalities in assessments and taxation.

Referred to Committee on Ways and Means.

Mr. Robb presented a memorial on the treatment of the insane. Referred to Committee on Suppression of Intemperance.

REPORT OF COMMITTEES.

Mr. Byers, from the Committee on Committee Clerks, submitted the following report, which was adopted.

MB. SPEAKER-Your committee reports as follows:

That they have investigated the subject of clerks of committees and recommend that clerks be employed for the following:

1. One clerk for the Committee on Ways and Means.

2. One clerk for the Committee on Judiciary.

3. One clerk for the Committee on Appropriations.

4. One clerk for the Committee on Railroads.

5. One clerk for the Committee on Text Books.

6. One clerk for the Committee on Suppression of Intemperance.

7. One clerk for the Committee on Municipal Corporations.

8. One clerk for the Committee on Mines and Mining, who shall also act as clerk of the Committees on Labor, and County and Township Organization.

9. One clerk for the Committee on Schools, who shall also act as clerk of the Committee on Soldiers' and Orphans' Home and Woman Suffrage.

10. One clerk for the Committee on Insurance, who shall also act as clerk of the Committees on Deaf and Dumb, Feeble Minded, and Medicine and Surgery.

11. One clerk for the Committee on the Hospitals for Insane, who shall also act as clerk of Committees on Federal Relations, Printing, and Military.

12. One clerk for the Committee on Animal Industry, who shall also act as clerk for the Committees on Police Regulations, Domestic Manufactures, and Fish and Game.

13. One clerk for the Committee on Retrenchment and Reform, who shall also act as clerk of Committees on Constitutional Amendments and Elections.

14. One clerk for the Committee on Compensation of Public Officers, who shall also act as clerk of Committees on Rules and Public Charities.

15. One clerk for the Committee on Normal Schools, who shall also act as clerk of Committee on Penitentiaries.

16. One clerk for the Committee on Private Corporations, who shall also act as clerk of Committees on Telegraph and Telephones and State University.

17. One clerk for the Committee on Industrial Schools, who shall also act as clerk of Committees of Congressional Districts, Senatorial Districts, Representative Districts and Judicial Districts.

18. One clerk for the Committee on Library, who shall also act as clerk of Committees on College for the Blind and Agricultural College.

19. One clerk for the Committee on Agriculture, who shall also act as clerk of Committee on Horticulture and Forestry.

20. One clerk for the Committee on Claims, who shall also act as clerk of Committee on Pardons.

21. One clerk for the Committee on Public Buildings and Grounds, who shall also act as clerk of Committees on Roads and Highways and Banks and Banking.

Your Committee further recommend that the clerks of committees when not employed in the performance of their duties as clerks of committees shall be subject to assignment by the Speaker of the House or by the Chief Clerk of the House to assist the clerks of the House.

It further report and recommend that each of said clerks be paid the salary fixed by law, and that no additional compensation be paid them for serving as clerks of more than one committee, and that they

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report to the Chief Clerk in the morning of each day for assignment to duty.

H. L. BYERS, A. CUSTER, F. F. ROE, Committee.

MESSAGE FROM THE GOVERNOR.

The following message was received from the Governor:

Gentlemen of the House of Representatives:

I have the honor to transmit to you a communication from the Trustees of the Iowa Hospital for the Insane at Independence, in relation to the title to the land which the Twentieth General Assembly authorized them to purchase for the Hospital.

WM. LARBABEE.

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On motion of Mr. Hotchkiss the House adjourned until eleven o'clock to-morrow.

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House met pursuant to adjournment, at 11:00 A. M.

Speaker in the chair.

Frayer by Rev. A. H. Ames.

Journal of yesterday read and approved.

The following gentlemen asked to have the journal show that had they been present yesterday they would have voted for United States Senator as follows:

Messrs. Kline, Burgess, Foley, Mitchell and Dayton for T. J. Anderson.

Mr. Draper for Jas. F. Wilson.

MESSAGE FROM THE SENATE.

The following message was received from the Senate:

ME. SPEAKEE—I am directed to inform your honorable body that the Senate has passed the House concurrent resolution relative to joint convention to compare the journals on election of United States Senator at 12 o'clock M., January 25, 1888.

C. H. BROCK, Secretary.

Mr. Darnall offered the following resolution, which was adopted: *Resolved*, That the biennial message of Governor Larrabee be referred to the respective committees, with instruction to each committee to carefully examine the recommendations therein contained appropriate to each, and to report to the House, by bill or otherwise, the results of their deliberations.

Mr. Russell offered a resolution for the appointment of Mrs. Geo. Wainscott for Doorkeeper of the ladies' gallery.

Mr. McFarland offered an amendment for Mrs. Wainscott and Mrs. Shoemaker.

Mr. Hotchkiss moved to refer the resolution and amendment to the Committee on Retrenchment and Reform.

The motion prevailed.

CONCURRENT BESOLUTION.

Mr. Hotchkiss offered a concurrent resolution asking our Senators and Representatives in Congress to favor laws for ruling out nonresident alien land-owners.

Referred to the Committee on Federal Relations.

Mr. Cummins offered the following resolution which was adopted: *Resolved*, That the Sergeant-at-Arms be directed to deliver to the clerk of the Senate, for the use of the Senate, seventy-five copies of the House journal as soon as practicable after the same are printed.

JOINT BESOLUTION NO. 4.

Mr. Custer offered Joint Resolution No. 4, instructing Senators and Representatives in Congress to favor arrears of pensions. Referred to the Committee on Federal Relations.

Mr. Hospers was granted leave of absence indefinitely.

PETITIONS AND MEMOBIALS.

By Mr. Hart, by request, asking for additional legislation on the pharmacy and other liquor laws.

Referred to the Committee on Suppression of Intemperance.

By Mr. Doron, protesting against change of game laws.

Referred to Committee on Fish and Game.

By Mr. Hart, on same subject; same reference.

By Mr. Wilson of Cass, on same subject; same reference.

By Mr. Thorniley, on same subject; same reference.

By Mr. Eckles, on same subject; same reference.

By Mr. Mahoney, on same subject; same reference.

By Mr. Moore, on same subject; same reference.

By Mr. Wilson of Butler, on same subject; same reference.

By Mr. Fillmore, on same subject; same reference.

By Mr. Piatt, on same subject; same reference.

By Mr. Curtis, on same subject; same reference.

· By Mr. Lewis, for the passage of an enabling act for the town of Seymour.

Referred to the Committee on Municipal Corporations.

By Mr. Head, asking that the pharmacy law be amended.

Referred to the Committee on Medicine, Surgery and Pharmacy.

By Mr. Tipton, to regulate the importation of Texas cattle.

Referred to the Committee on Agriculture.

By Mr. Chantry, on fraudulent notes and other subjects.

Referred to the Committee on Judiciary.

Mr. Hotchkiss asked to have reference of House File No. 49 changed from the Committee on Schools to the Committee on Compensation of Public Officers.

So ordered.

INTRODUCTION OF BILLS.

By Mr. Anderson of Hamilton, House File No. 105, a bill for an act to repeal chapter 123 of the acts of the Sixteenth General Assembly, also chapter 173, acts of the Seventeenth General Assembly, relating to voting aid to railroads.

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

By Mr. Anderson of Warren, House File No. 106, a bill for an act to amend section 2082 of the Code of 1873 in relation to the collection of notes and bills.

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

By Mr. Anderson of Warren, House File No. 107, a bill for an act

to amend section 2077 in regard to rates of interest on notes and other evidences of indebtedness.

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

By Mr. Anderson of Warren, House File No. 108, a bill for an act in regard to the listing of property for assessment.

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

By Mr. Ball, House File No. 109, a bill for an act providing for the taxation of mortgages and the relief of mortgagors.

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

By Mr. Ball, House File No. 110, a bill for an act to compel insurance companies to pay in case of total loss full amount specified in policy of insurance.

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

By Mr. Beem, House File No. 111, a bill for an act for the protection of sub-contractors.

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

By Mr. Blythe, House File No. 112, a bill for an act to amend section 3639 of the Code, in relation to evidence.

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

By Mr. Burgess, House File No. 113, a bill for an act to provide for the payment of wages of workmen employed in mines, mills, factories and workshops in the State of Iowa; at regular intervals, in lawful money of the United States, and to protect said workmen in the management and control of their own earnings.

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

By Mr. Burgess, House File No. 114, a bill for an act requiring assessors to stamp all notes and other certificates of indebtedness not secured by mortgages on real estate, and affixing penalties against holders of such property for a violation of the provisions of this act.

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

By Mr. Burgess, House File No. 115, a bill for an act authorizing boards of directors to change the boundaries of independent school districts within the same civil township.

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

By Mr. Burgess, House File No. 116, a bill for an act granting to the C., B. & Q. R. R. Co. all the title and interest of the State of Iowa in and to certain grounds on the Des Moines river in the city of Ottumwa, Wapello county, Iowa.

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

By Mr. Byers, House File No. 117, a bill for an act to compelowners of hedges along public highways to keep them within certain bounds.

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

By Mr. Byers, House File No 118, a bill for an act to fix and define the liability of insurance companies.

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

By Mr. Calvin, House File No. 119, a bill for an act for re-districting schools and the organization of school boards.

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

By Mr. Cummins, House File No. 120, a bill for an act to repeal section 289 of the Code; chapter 9, laws Fifteenth General Assembly; section 1, chapter 25, laws Sixteenth General Assembly; chapter 154, laws Seventeenth General Assembly; chapter 183, laws Eighteenth General Assembly; chapter 147, laws Nineteenth General Assembly; chapter 80, laws Twentieth General Assembly, and chapter 22, laws Twenty-first General Assembly, and to amend section 290 of the Code, relating to bonding county indebtedness, and to enact a substitude therefor.

Read first and second times and referred to the Committee on-Judiciary.

By Mr. Cummins, House File No. 121, a bill for an act to regulate the sale of railroad mortgage bonds or obligations and to create a personal liability for a violation of the provisions hereof.

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

By Mr. Curtis, House File No. 122, a bill for an act to amend section 4256 of the Code of Iowa, as enacted by section 3, chapter 42, laws Twenty first General Assembly, relating to grand jurors.

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

By Mr. Dayton, House File No. 123, a bill for an act for the taxation of the interests of lien-holders in real property.

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

By Mr. Dayton, House File No. 124, a bill for an act to repeal section 813 of the code of 1873, and to enact a substitute therefor relating to the assessment of taxes.

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

By Mr. Dayton, House File No. 125, a bill for an act to amend section 803 of the code of 1873, relating to the assessment of taxes.

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

By Mr. Duus, House File No. 126, a bill for an act to legalize certain ordinances of the town of Kingsley, in Plymouth county, Iowa, and the acts of its officers thereunder.

Read first and second times and referred to the Committee on Municipal Corporations.

By Mr. Hipwell, House File No. 197, a bill for an act making an appropriation for a temporary dining hall and kitchen, and for the purchase of supplies for the Soldiers' Orphans Home and Home for Indigent Children at Davenport, Iowa, and for transferring insurance money on central building destroyed by fire to the State treasury.

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

By Mr Jones, House File No. 128, a bill for an act prohibiting the sale of tobacco, cigars and cigarettes and other kinds of manufactured tobacco to minors, and prescribing a penalty therefor.

Read first and second times and referred to the Committee on Medicine, Surgery and Pharmacy.

On motion of Mr. Riley, the introduction of bills was suspended and a committee of three appointed to notify the Senate that the House is now ready to meet it in joint session.

The Speaker appointed Messrs. Riley, Slosson and Yergey.

The committee appointed to notify the Senate reported having performed its duty.

On motion of Mr. Riley the Committee on Animal Industry was assigned to meet in room 14 instead of room 11, as heretofore reported.

The doorkeeper announced the honorable Senate.

JOINT ASSEMBLY.

The joint assembly was called to order at 12 o'clock \mathbf{M} , by Lieutenant-Governor John A. T. Hull, who announced that the joint assembly had met in accordance with a concurrent resolution passed by both houses, and for the purpose of comparing the journals of the respective bodies on the vote for United States Senator, and ordered that the journals of the two houses relating to the vote for United. States Senator be read.

Senator Bolter offered a protest against comparing the journals and declaring the result, which the chair ruled out of order.

The Secretary of the Senate read that part of the journal of the Senate for Tuesday, January 24, 1888, that referred to the votes for United States Senator.

The Clerk of the House read that part of the House journal for Tuesday, January 24, 1888, that referred to said vote.

From the reading of the journals it appeared that upon Tuesday, January 24, 1888, that the Senate and House of Representatives balloted separately viva voce for United States Senator, with the following result:

IN THE SENATE.

James F. Wilson received	votes.
T. J. Anderson received10 Henry Wallace received	vote.
Absent or not voting10	votes.

IN THE HOUSE.

James F. Wilson received	
T. J. Anderson received	
Daniel Campbell received 8	
J. B. Reed received 1	
John A. T. Hull received 1	vote.
Absent or not voting	votes.

[JAN. 25,

Thereupon the President of the joint session declared that whereas Hon. James F. Wilson had received a majority of all votes cast in the Senate and House of Representatives voting separately for United States Senator, James F. Wilson was duly elected by the Twenty second General Assembly of the State of Iowa as United States Senator from the State of Iowa for the term commencing on the fourth day of March, 1889.

CEBTIFICATE OF ELECTION.

The following certificate was then signed in the presence of the joint assembly and read to the assembly by the Clerk:

STATE OF IOWA, HALL OF THE HOUSE OF REPRESENTATIVES.

This is to certify, that at the meeting of the two houses of the General Assembly of the State of Iowa, in joint assembly, held on Wednesday, the 25th day of January, 1888, at noon, a majority of all the members of each house being present, it was found upon examination of journals of respective houses, that upon the day before, the same being the second Tuesday after the meeting and permanent organization of the General Assembly, each house had by an open viva voce vote of the members present named James F. Wilson of Jefferson county, for Senator in Congress for the State of Iowa for the term commencing the 4th of March, 1889.

Whereupon said joint assembly formally declared said James F. Wilson of Jefferson county, duly elected Senator to represent the State of Iowa in Congress of the United States for the term of six years, beginning on the 4th day of March, 1889.

J. A. T. HULL,

President of the Senate and the Joint Assembly.

W. H. REDMAN, Speaker of the House of Representatives.

DAVID C. KOLP.

Clerk of the House of Representatives and the Joint Assembly.

C. H. BROCK, Secretary of the Senate.

The minutes of the joint assembly were read and approved. On motion of Mr. Riley the joint assembly dissolved.

House called to order by the Speaker.

On motion of Mr. Yergey the House adjourned until two o'clock this afternoon. ٠

AFTERNOON SESSION.

2 P. M.

House called to order, Speaker in the chair.

INTRODUCTION OF BILLS.

By Mr. Kline, House File No. 129, a bill for an act to encourage the planting of fruit trees.

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

By Mr. McFarland, House File No. 130, a bill for an act to amend section 3810 of the code in relation to compensation of assessors.

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

By Mr. Nicoll, House File No. 131, a bill for an act to amend chapter 124, acts of the Twenty-first General Assembly, relating to practice of medicine.

Read first and second times and referred to the Committee on Medicine, Surgery and Pharmacy.

By Mr. Roach, House File No. 132, a bill for an act to amend section 3 of chapter 109, laws of the Eighteenth General Assembly, in relation to equalizing assessments by equalizing boards.

By Mr. Roach, House File No. 133, a bill for an act to legalize certain ordinances and acts of the town of Rock Rapids, Iowa.

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

By Mr. Rice, House File No. 134, a bill for an act to amend chapter 22, acts of the Twenty first General Assembly, relating to bonding of county indebtedness.

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

By Mr. Robb, House File No. 135, a bill for an act to protect wage-workers in their right to organize for their mutual protection and benefit.

Read first and second times and referred to the Committee on Labor.

By Mr. Robeson, House File No. 136, a bill for an act to regulate the weighing and screening of coal at mines, and to establish a just and uniform system of weights of coal between employers and employes.

Read first and second times and referred to the Committee on Mines and Mining.

By Mr. Russell, House File No. 137, a bill for an act to abolish the

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office of county superintendent of schools, and to provide a more economical and efficient method of discharging the duties of said office.

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

By Mr. Russell, House File No. 138, a bill for an act to determine liability in suits for personal injuries.

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

By Mr. Russell, House File No. 139, a bill for an act to provide attorney fees and expenses as part of the costs in all actions against railways and other corporations doing business as common carriers.

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

By Mr. Russell, House File No. 140, a bill for an act to define and punish the crime of usury.

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

By Mr. Townsend, House File No. 141, a bill for an act making appropriations for the State Normal School at Cedar Falls.

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

By Mr. Wilbur, House File No. 142, a bill for an act to amend section 1, chapter 20, laws of the Twentieth General Assembly.

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

By Mr. Wilbur, House File No. 148, a bill for an act to amend the election laws of the State and to more fully define the duties and powers of the judges of election.

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

By Mr. Wilson of Butler, House File No. 144, a bill for an act to amend section 976 of the Code, in relation to the payment of road funds to township clerks by county treasurers.

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

By Mr. Larson, House File No. 145, a bill for an act to amend chapter 111, acts of the Sixteenth General Assembly, in regard to the construction of cattle ways across the public highways.

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

PETITIONS AND MEMORIALS.

By Mr. Kline, against railroad disoriminations unfavorable to Iowa. Referred to Committee on Railroads.

By the Speaker on the same subject.

Same reference.

By Mr. Burgess that boundaries of adjacent independent school districts may be changed.

Referred to Committee on Schools.

By Mr. Riley, against change in the game laws.

Referred to Committee on Fish and Game. By Mr. Nelson upon same subject. Same reference.

BESOLUTIONS.

Mr. Hotchkiss offered the following resolution, which was adopted: *Resolved*, That this House hold but one session a day until otherwise ordered, commencing at two o'clock P. M. to-morrow.

Mr. Head offered a resolution to allow reporters one dollar a week for stationery.

On motion of Mr. Wyckoff the resolution was referred to Committee on Retrenchment and Reform.

REPORT OF COMMITTEE.

Mr. Berryhill from the Committee on Appropriations, submitted the following report:

ME. SPEAKEE-Your Committee on Appropriations to whom was referred House File No. 127, a bill for an act making an appropriation for temporary dining hall and kitchen and for the purchase of supplies for the Soldiers' Orphans Home and Home for Indigent Children at Davenport, Iowa, and for transferring insurance money on Central building destroyed by fire to the State Treasury, beg leave to report that they have considered said bill, and have instructed me to report the same back to the House with the recommendation that it do pass, with amendment attached to bill.

JAMES G. BERRYHILL, Chairman.

On motion of Mr. Berryhill the bill, House File No. 127 was taken up.

On motion of Mr. Berryhill the amendments recommended by the committee were adopted.

On motion of Mr. Berryhill the words, "at any time," were stricken out of section 2.

Mr. Berryhill moved that the rules be suspended, the bill considered engrossed and read a third time now. The motion prevailed.

The question being shall the bill pass?

The yeas were:

Messrs. Agnew, Anderson A., Anderson C. L., Ball, Beem, Berryhill, Blythe, Brown, Buell, Burgess, Byers, Calvin, Chantry, Chapman, Clarke, Craig, Crooks, Cummins, Curtis, Custer, Darnall, Davie, Dayton, Dietz, Dobson, Doron, Draper, Duus, Eckles, Eilers, Kates, Evans, Foley, Hall, Hamilton, Hauser, Hart, Head, Hipwell, Hobbs, Horton, Homrighaus, Hotchkiss, Hunter, Jolly, Jones, Kline, Larson, Lewis, Lockin, Luke, Mack, Mahoney, McFarland, Mitchell, Moore, Nelson, Nicoll, Oakman, Owen, Paschal, Piatt, Rice, Riley, Roach, Robb, Roberts, Robeson, Roe, Rowan, Russell, Schleicher, Steele, Slosson, Smith, Teale, Theophilus, Thompson, Thornburg, Thorniley, Tipton, Townsend, Wagner, Walker, Wilbur, Wilson E., Wilson S., Woods, Wyckoff, Wyman, Yergey and Mr. Speaker.—93.

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The nays were:

None.

Absent or not voting:

Messrs. Field, Fillmore, Hospers, Kennan, Limback, Parkhurst, Roundy and Shipley-8.

So the bill passed and the title was agreed to.

BESOLUTIONS.

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

Resolved; That the Sergeant at Arms of this House be instructed to preserve order in the lobby and to conduct from the house any person or persons who persist in talking, laughing or in other ways annoying the members or disturbs the quiet of the House.

Mr. Head offered the following resolution:

Resolved, That all announcements of committee meetings shall be pent to the clerk in writing and by him read before adjournment.

Mr. Burgess offered the following amendment:

Resolved, That the chairman of each committee announce the time of meetings of his committee from the bulletin board in the cloak room.

The amendment was adopted.

The resolution as amended was adopted.

Mr. Smith offered a resolution to have any one of the chandaliers of the House lighted on application of any two members.

On motion of Mr. Hamilton the resolution was referred to the Committee on Retrenchment and Reform.

On motion of Mr. Kline the House adjourned until two o'clock tomorrow.

HALL OF THE HOUSE OF REPRESENTATIVES } DES MOINES, IOWA, January 26, 1888. }

House met pursuant to adjournment, at 2 o'clock P. M.

Speaker in the chair.

Prayer by Rev. H. O. Breeden.

Journal of yesterday read and approved.

The Speaker announced the appointment of Anderson Scott as barber in the cloak room.

G. W. McNutt was sworn in as File Clerk.

INTRODUCTION OF BILLS.

By Mr. Anderson of Hamilton, House File No. 146, a bill for an act to prevent fraud in election tickets.

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

By Mr. Beem, House File No. 147, a bill for an act to provide for the leasing of lands held or owned by the State.

Read first and second times and referred to the Committee on Public Lands and Buildings.

By Mr. Blythe, House File No. 148, a bill for an act to amend section 625 of the code in relation to canvass by judges of election.

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

By Mr. Calvin, House File No. 149, a bill for an act authorizing the trustees of Iowa Hospital for the Insane at Independence to purchase 180 acres of land adjoining the lands now owned by the State.

Read first and second times and referred to the Committee on Hospital for the Insane.

By Mr. Chantry, House File No. 150, a bill for an act making an appropriation for the Institution for the Feeble Minded.

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

By Mr. Chantry, House File No. 151, a bill for an act to amend sections 370, 924, 1955 and 3844 of the code, in relation to the duties of county surveyors.

Read first and second times and referred to the Committee on County and Township Organizations.

By Mr. Custer, House File No. 152, a bill for an act to amend and make more effectual the laws of the State of Iowa for the suppression of intemperance.

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

Mr. Custer moved that 200 extra copies of House File No. 152 be ordered.

Carried.

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By Mr. Cummins, House File No. 153, a bill for an act to legalize the addition of territory to the town of North Des Moines.

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

By Mr. Cummins, House File No. 154, a bill for an act to amend section 4218 of the Code of Iowa, relating to arrests without a warrant.

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

By Mr. Darnall, House File No. 155, a bill for an act to repeal chapter 123, acts Sixteenth General Assembly, and chapter 173, acts Seventeenth General Assembly, in regard to voting taxes in aid of the construction of railways and all other acts subsequently amendatory thereto.

Read first and second times and referred to the Committee on Railroads

By Mr. Dayton, House File No. 156, a bill for an act to require security for costs in criminal actions triable by justices of the peace.

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

By Mr. Dayton, House File No. 157, a bill for an act to repeal section 2445 of Code of 1873, and to enact a substitute therefor.

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

By Mr. Estes, House File No. 158, a bill for an act to amend chapter 211, acts Eighteenth General Assembly, relative to fire insurance.

Read first and second times and referred to the Committee on Insurance.

By Mr. Fillmore, House File No. 159, a bill for an act to legalize the ordinances and acts of the town council of the incorporated town of Peterson, in Clay county, Iowa.

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

By Mr. Fillmore, House File No. 160, a bill for an act to amend section 4072, in relation to the playing of base ball on the Sabbath day.

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

By Mr. Hospers, House File No. 161, a bill for an act to repeal sections 1, 2, 3 and 4, of chapter 12, acts of the Eighteenth General Assembly, relative to the management of the permanent school fund.

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

By Mr. Hospers, House File No. 162, a bill for an act amendatory of chapter 77, acts of the Seventeenth General Assembly, establishing railroad commissioners and defining their duties.

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

By Mr. Jones, House File No. 163, a bill for an act amendatory to chapter 52, title 25 of the code, relating to proceedings and trials before justices of the peace.

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

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By Mr. Larson, House File No. 164, a bill for an act to amend section 814 of the code of 1873, in relation to equalizing taxation.

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

By Mr. Lewis, House File No. 165, a bill for an act to prevent fraud in the sale of grain, seed and other cereals, and also to prevent other kindred frauds.

Read first and second times and referred to the Committee on Agriculture.

By Mr. Mack, House File No. 166, a bill for an act to prevent and punish fraud in the sale of stock.

Read first and second times and referred to the Committee on Agriculture.

By Mr. Mack, House File No. 167, a bill for an act to amend the powers of the State Board of Equalization.

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

By Mr. Nelson, House File No. 168, a bill for an act to amend sections 1495 and 1508, of chapter 4, title 11 of the code of 1878, in relation to line fences.

Read first and second times and referred to the Committee on Agriculture.

By Mr. Nicoll, House File No. 169, a bill for an act to amend chapter 151, acts of the Eighteenth General Assembly, relating to the State Board of Health.

Read first and second times and referred to the Committee on Medicine, Surgery and Pharmacy.

By Mr. Rice, House File No. 170, a bill for an act to amend section 1571, Code of 1873, in relation to publishing quarterly statements.

Read first and second times and referred to the Committee on Banks and Banking.

By Mr. Riley, House File No. 171, a bill for an act to repeal section 2783 of the Code of 1873, and enact a substitute therefor.

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

By Mr. Roach, House File No. 172, a bill for an act to amend section 4228, Code of 1873, giving the State the right to a change of venue in criminal causes.

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

By Mr. Robb, House File No. 173, a bill for an act regulating transportation charges, abolishing the board of railroad commissioners and providing for a bureau of railroad statistics.

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

By Mr. Roberts, House File No. 174, a bill for an act to amend section 589 of the Code in relation to the election of county officers.

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

By Mr. Roe, House File No. 175, a bill for an act to facilitate the shipping interest of the State and defining duties and liabilities of railroad companies in relation thereto.

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

By Mr. Shipley, House File No. 176, a bill for an act to amend section 2114 in relation to negotiable paper.

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

By Mr. Shipley, House File No. 177, a bill for an act to amend section 2077, Code of 1880, relating to rate of interest.

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

By Mr. Theophilus, House File No. 178, a bill for an act to amend section 24, chapter 151, laws of Eighteenth General Assembly, changing times of meeting of local boards of health.

Read first and second times and referred to the Committee on

Medicine, Surgery and Pharmacy. By Mr. Theophilus, House File No. 179, a bill for an act to fix maximum rates of toll for grinding, or grinding and bolting grain.

Read first and second times and referred to the Committee on Agriculture.

By Mr. Wagner, House File No. 180, a bill for an act of appropriation for the better support of the State University and the several departments and chairs, and in aid of the income fund, and for the development of the institution.

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

By Mr. Wagner, House File No. 181, a bill for an act to grant free tuition at the State University to the sons and daughters residing in Iowa, of persons engaged in the military or naval services of the United States during the Rebellion.

Read first and second time and referred to the Committee on State University.

By Mr. Wilbur, House File No. 182, a bill for an act creating a board of school text-book commissioners, to provide for and furnish a uniform series of text books for use of the common schools of the State.

Read a first and second time and referred to the Committee on Schools. Two hundred extra copies ordered printed.

By Mr. Wilson of Butler, House File No. 188, a bill for an act to amend sections 1 and 2, chapter 39, laws of the Fifteenth General Assembly.

Read first and second times and referred to the Committee on County and Township Organizations.

By Mr. Head, House File No. 184, a bill for an act amending the ordinances of the town of Grand Junction.

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

By Mr. McFarland, House File No. 185, a bill for an act to amend section 812 of the Code in relation to taxing property.

Read first and second times and referred to the Committee on Agriculture.

By Mr. Burgess, House File No. 186, a bill for an act to amend section 812 of the Code relating to the taxation of mortgages.

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

By Mr. Craig, House File No. 187, a bill for an act amending section 159 of the Code, in regard to the disposition of reports of supreme court.

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

By Mr. Craig, House File No. 188, a bill for an act to amend section 2351, chapter 2, title 16 of Code, in relation to the probate and validity of foreign wills.

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

By Mr. Teale, House File No. 189, a bill for an act to amend section 1, chapter 28, laws of 1874, relative to the levy of taxes.

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

JOINT BESOLUTIONS.

No. 5, by Mr. Head, in relation to judgment liens in Federal courts. Referred to Committee on Federal Relations.

No. 6, by Mr. Robb, in regard to the election of postmasters by the people.

Referred to the Committee on Federal Relations.

RESOLUTIONS.

Mr. Rowan offered the following resolution:

Resolved, That all bills presented to the House for final action, shall after being printed and placed on the members desks, lie on the clerk's desk for at least two days before a final vote is taken thereon.

On motion of Mr. Curtis, referred to the Committee on Rules.

Mr. Wilbur offered a resolution for information from the Adjutant General in regard to the National Guards.

Laid over under rule 34.

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

Resolved, That the assignment of committee meetings made by the ohairman of the various committees be printed as tabulated, for the benefit of the members and those having business before such committees.

CONCURRENT BESOLUTION.

Mr. Custer offered the following concurrent resolution for immediate relief to the merchants and grocerymen of the State of Iowa:

WHEREAS, As it appears by the ruling of the State board of Pharmacy as specified in their report, "Regulation No. 23" that concentrated lye and potash are poisons and that pharmacists shall have the exclusive right to sell poisons, therefore

Resolved by the House, the Senate concurring, That the State board of pharmacy have exceeded their jurisdiction in that of giving the exclusive sale of concentrated lye and potash to pharmacists. Second. We are of the opinion that the safety of the general public will be as well subserved in the hands of our merchants and grocerymen as they would be in the hands of pharmacists so far as concentrated lye and potash are concerned.

Third. We do not favor a regulation giving a monopoly for sale of so common commodities as concentrated lye and potash.

Fourth. Therefore, we would respectfully request our State board of pharmacy to rescind their order or regulation No. 23, of September 9, 1886, relating to the sale of concentrated lye and potash.

Mr. Berryhill moved reference to the Committee on Medicine, Surgery and Pharmacy with instructions to report a bill on the subject. Mr. Riley moved the previous question.

Carried.

The motion to refer was lost.

The question being on the adoption of the resolution Messrs. Custer and Shipley called for the yeas and nays.

The yeas were:

Messrs. Agnew, [A.] Anderson, [C. L.] Anderson, Ball, Beem, Blythe, Brown, Burgess, Byers, Calvin, Chantry, Chapman, Clarke, Craig, Crooks, Cummins, Curtis, Custer, Davie, Dayton, Dobson, Doron, Draper, Duus, Eckles, Eilers, Estes, Evans, Field, Foley, Hall, Hamilton, Hauser, Hart, Head, Hipwell, Hobbs, Horton, Homrighaus, Hospers, Hotchkiss, Hunter, Jolly, Jones, Kennan, Kline, Larson, Lewis, Lockin, Luke, Mack, Mahoney, McFarland, Mitchell, Moore, Nelson, Nicoll, Oakman, Owen, Paschal, Riley, Roach, Robb, Roberts, Robeson, Roe, Roundy, Rowan, Russell, Schleicher, Shipley, Steele, Slosson, Smith, Theophilus, Thompson, Thornburg, Tipton, Walker, Wilson of Butler, Woods, Wyckoff, Wyman, Yergey and Mr. Speaker -85.

The nays were:

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Messrs. Berryhill, Buell, Darnall, Fillmore, Piatt, Rice, Teale, Thorniley, Townsend and Wilbur-10.

Absent or not voting:

Messrs. Dietz, Limback, Parkhurst, Wagner and Wilson of Cass-5. So the resolution was adopted.

PETITIONS AND REMONSTRANCES.

By Mr. Mack, from the Union Alliance of Madison county, asking that the authority of clerks of courts to have bar dockets printed be revoked.

Referred to Committee on Retrenchment and Reform.

By Mr. Wyckoff, protesting against a change in law concerning the shooting of water fowl.

Referred to Committee on Fish and Game.

Leave of absence was granted Mr. Limbaok, indefinitely.

On motion of Mr. Beem the House adjourned.

HALL OF THE HOUSE OF REPRESENTATIVES, DES MOINES, IOWA, January 27, 1888. }

House met in regular session at 2 P. M. The Speaker in the chair. Prayer by Rev. Wm. M. Bartholomew. Journal of yesterday read and approved.

PETITIONS AND BEMONSTRANCES.

By Mr. Ball, three from citizens of Jefferson county, that railway companies be required to charge pro rata rates.

Referred to the Committee on Railroads.

By Mr. Riley, against changing game laws.

Referred to the Committee on Fish and Game.

By Mr. Evans, three on same subject; same reference.

By Mr. Theophilus, for a court of conciliation in each county.

Referred to the Committee on Judiciary.

By Mr. Townsend, in the interest of owners of stallions.

Referred to the Committee on Animal Industry.

By Mr. Foley, against change in the oleomargarine law and in favor of appropriations for agricultural college and other agricultural interests.

Referred to Committee on Agriculture.

REPORTS OF COMMITTEES.

Mr. Berryhill, from the Committee on Appropriations, submitted the following report:

ME. SPEAKEE.—Your Committee on Appropriations, to whom was referred House File No. 11, a bill for an act to amend sections 1679, 1693 and 1696, of the code of 1873, relating to the payment of support, etc., for college for the blind and institution for deaf and dumb, beg leave to report 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 same do pass.

JAMES G. BEREYHILL, Chairman.

Ordered passed on file.

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

ME. SPEAKEE.—Your Committee on Suppression of Intemperance, to whom was referred House File No. 67, a bill for an act to prohibit the selling, giving or furnishing of tobacco in any of its forms to minors, and providing a penalty 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 substitute, with the recommendation that the substitule be adopted, and when so adopted that it do pass.

CUSTER, Chairman.

Substitute read first and second times and ordered passed on file. Also:

ME. SPEAKEE—Your Committee on Suppression of Intemperance to whom was referred a memorial in regard to making insanity of husband or wife sufficient cause for divorce, beg leave to report 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 same be referred to the Committee on Labor.

CUSTEE, Chairman.

Reference to the Committee on Labor was lost.

On motion of Mr. Berryhill it was referred to the Committee on Judiciary.

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

ME. SPEAKEE—Your Committee on Agriculture to whom was referred House File No. 14, a bill for an act to amend section 1 of chapter 79 of the acts of the Twenty-first General Assembly relating to diseased swine beg leave to report 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 same do pass.

B. F. TIPTON, Chairman.

Ordered passed on file.

Mr. Riley, from the Committee on Municipal Corporations, submitted the following report:

Mr. SPEAKEE-Your Committee on Municipal Corporations, to whom was referred House File No. 8, a bill for an act limiting the time of making claims and bringing suits against municipal corporations, beg leave to report 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 same do pass.

L. A. RILEY, Chairman.

Ordered passed on file.

RESOLUTIONS.

The following by Mr. Wilbur, laid over under Rule No. 34, was taken up and adopted:

Resolved, That the Adjutant General be requested to prepare for the information of this House a statement showing the annual expense to the State on account of the Iowa National Guard since its organization. The number of regiments and companies, and the present membership of the same. The times when, if any, and under what circumstances the guard has ever rendered any service to the State.

Mr. Riley offered the following concurrent resolution:

Resolved by the House, the Senate concurring, That the Secretary of State be and is hereby directed to have printed five thousand

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copies of the rules of the Twenty-second General Assembly, with diagrams, maps, etc., similar to those printed for the use of the Twentieth and Twenty first General Assemblies of Iowa, and that the members of this General Assembly be furnished with thirty copies each for use and distribution.

Resolution adopted.

Mr. Rice offered the following, which was adopted:

Resolved, That the file clerk be instructed to file the House journals as they are placed upon the desks of the members in the same manner as bills were filed at the last session of the General Assembly.

Mr. Robb offered a resolution for information why the report of the State Mine Inspector has not been printed.

Laid over under rule 34.

Mr. Russell offered a resolution in favor of making Railroad Commissioners elective.

Referred to Committee on Railroads.

Two hundred extra copies of House File No. 69 were ordered printed.

Also of House File No. 41.

Also of House File No. 9.

JOINT RESOLUTION NO. 7.

Mr. Calvin offered the following, which was adopted:

WHEREAS, In 1878 Col. Jed Lake, of Independence, Iowa, was employed by the farmers of Buchanan, Blackhawk and several other counties, to defend them in suits that had been commenced in the United States circuit court for infringing the patent commonly known as the Driven Well Patent, and

WHEREAS, Said Lake pursued the defense of said cases with great vigor and indomitable energy, until by his labor and the skillful presentation of the case, the United States Supreme Court in November, 1887, held the said patent invalid, and

WHEREAS, By said decision the people of the State of Iowa have been saved more than a million of dollars, and the people of the United States more than two million of dollars, in royalties that would have been exacted by the pretended owners of said patents, if the decision had been made sustaining said patent, therefore

Resolved by the General Assembly of the State of Iowa, That the gratitude and thanks of the people of Iowa are due to Col. Jed Lake for his skill, ability, and perseverance in said cases, and the thanks of the General Assembly of the State of Iowa are hereby tendered to Col. Jed Lake for his labor in behalf of the people of the State.

Resolved, That a duly engrossed copy of these resolutions signed by the proper officers of the Senate and House of Representatives and the Governor and Secretary of the State, with the great seal of the State affixed, be presented to Col. Jed Lake as a token of our appreciation of his labors.

CONCURRENT RESOLUTION.

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

Resolved by the House, the Senate concurring, That the Board of Railroad Commissioners be instructed in the interest of humanity and the public health to make the following plea for the use and safety of railroad employes and to earnestly recommend the immediate use of an automatic or power brake for freight cars.

Mr. Dobson moved to recall House File No. 182 from Committee on Schools and refer it to the Committee on Text Books.

Mr. Blythe moved the previous question, which was ordered. The motion was lost.

MESSAGE FROM THE SENATE.

The following message was received from the Senate:

MR. SPEAKEE—I am directed to inform your honorable body that the Senate has passed the following, Senate File No. 51, in which the concurrence of the House is asked:

A bill for an act to amend section 1789 of the Code, with reference to elections in independent school districts.

C. H. BROCK, Secretary.

Mr. Steele offered the following:

Resolved, That all bills referred to committees shall remain in hands of their respective committees until reported back by the committee.

Mr. Roach moved to lay the resolution on the table.

Lost.

Mr. Luke moved that the resolution be referred to the Committee on Rules.

Carried.

Mr. Wilson, of Cass, offered a resolution for an additional clerk to copy journal.

Referred to Committee on Retrenchment and Reform.

INTRODUCTION OF BILLS.

By Mr. Anderson of Warren, House File No. 190, a bill for an act to repeal section 980 of the Code of 1873, relating to the duties of supervisors of highways.

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

By Mr. Anderson of Warren, House File No. 191, a bill for an act amendatory to chapter 3, title 5 of the Code, in relation to elections.

Read first and second times and referred to the Committee on Elections.

By Mr. Ball, House File No. 192, a bill for an act to protect owners of male animals kept for public service.

Read first and second times and referred to the Committee on Agriculture.

By Mr. Berryhill, House File No. 193, a bill for an act to amend section 3173, of chapter 2, title 19 of the Code of 1873, and limiting appeals to the Supreme Court.

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

By Mr. Blythe, House File No. 194, a bill for an act to amend section 4252 of the Code of Iowa, relating to holding one accused of crime to answer an indictment.

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

By Mr. Byers, House File No. 195, a bill for an act to amend section 1401 of chapter 2, title 2 of the Code, relative to the confinement of persons found to be insane.

Read first and second times and referred to the Committee on Hospitals for the Insane.

By Mr. Crooks, House File No. 196, a bill for an act to amend chapter 22, acts of the Twenty first General Assembly relating to the bonding of county indebtedness.

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

By Mr. Cummins, House File No. 197, a bill for an act to amend section 1179 of the Code as amended by chapter 169 of the laws of the Twenty-first General Assembly relating to life insurance.

Read first and second times and referred to the Committee on Insurance.

By Mr. Cummins, House File No. 198, a bill for an act to amend section 3908 of the Code of Iowa relating to embezzlement of public money by officers.

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

By Mr. Davie, House File No. 199, a bill for an act to amend section 2114, chapter 6 of Code of 1873, in reference to negotiable paper.

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

By Mr. Dobson, House File No. 200, a bill for an act to provide for the establishment of a state board of supervision of state institutions and officers.

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

By Mr. Hauser, House File No. 201, a bill for an act to amend section 1802 of the Code, in relation to the board of directors in independent school districts.

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

By Mr. Hunter, House File No. 202, a bill for an act to repeal chapter 123, acts of Sixteenth General Assembly, and chapter 173, acts of Seventeenth General Assembly, relating to voting aid to railroads.

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

By Mr. Jones, House File No. 203, a bill for an act authorizing the State to take change of venue in certain cases.

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

By Mr. Kline, House File No. 204, a bill for an act to repeal chapter 20, laws of Twentieth General Assembly.

Read first and second times and referred to the Committee on Agriculture.

By Mr. Larson, House File No. 205, a bill for an act to repeal section 3370 of the Code of 1873, relative to fines and forfeitures and enacting a substitute therefor.

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

By Mr. Larson, House File No. 206, a bill for an act to amend section 4599 of the Code of 1873, relating to actions on undertaking of bail.

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

By Mr. Nelson, House File No. 207, a bill for an act to amend chapter 6, title 10 of the Code of Iowa of 1873, providing for a maximum charge for transmitting telegraph messages.

Read first and second times and referred to the Committee on Telegraphs and Telephones.

By Mr. Nicoll, House File No. 208, a bill for an act to define intoxicating liquors.

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

By Mr. Paschal, House File No. 209, a bill for an act to repeal sections 1766 and 1767, and to enact a substitute therefor, Code of 1873, school laws.

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

By Mr. Piatt, House File No. 210, a bill for an act to amend chapter 73 of the acts of the Twenty first General Assembly, an act to provide for the election of county attorneys, to define their duties and fix their compensation.

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

By Mr. Rice, House File No. 211, a bill for an act to aid soldiers, sailors and marines who are eligible to admission in the Iowa Soldiers' Home, but on account of their families do not apply for admission.

Read first and second times and referred to the Committee on Soldiers' and Orphans' Home.

By Mr. Riley, House File No. 212, a bill for an act to repeal section 2803 of Code of 1873, and to enact a substitute therefor, in relation to the finding of verdicts by a jury.

Read first and second times and referred to the Committee on Judiciary

By Mr. Shipley, House File No. 213, a bill for an act to prescribe the terms and form of promissory notes given for certain property, and to prescribe a penalty for violation of this act. Read first and second times and referred to the Committee on-Judiciary.

By Mr. Smith, House File No. 214, a bill for an act to amend section 3580 of the Code, relating to the taking of appeals from justice of the peace courts.

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

By Mr. Smith, House File No. 215, a bill for an act to amend section 976 of the Code, relating to the payment of taxes to the township elerk.

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

By Mr. Teale, House File No. 216, a bill for an act to amend section 4546 of the Code of 1873, in relation to impeachment.

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

By Mr. Teale, House File No. 217, a bill for an act to amend section 3842, chapter 3, title 23 of the Code.

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

By Mr. Townsend, House File No. 218, a bill for an act to amend section 411 of the Code, and providing for the appointment of special deputy treasurers.

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

Judiciary. By Mr. Wilson of Butler, House File No. 219, a bill for an act to regulate charges of owners of telephone lines.

Read first and second times and referred to the Committee on Telegraph and Telephones.

RESOLUTION.

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

Resolved, That the custodian of the Capitol be instructed to put up curtains on all of the windows on each side of the House, such as have been put up in the Senate Chamber.

SENATE MESSAGES CONSIDERED.

Senate File No. 51, a bill for an act to amend section 1789 of the Code, with reference to elections in independent school districts.

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

On motion of Mr. Riley the place of meeting of Committee on. Municipal Corporations was changed from Room 12 to Room 1.

LEAVE OF ABSENCE GRANTED.

Mr. Hunter, until next Tuesday. Mr. Clarke, until next Monday. Mr. Smith, until next Tuesday. Mr. Shipley, until next Monday. On motion of Mr. Byers the House adjourned.

HALL OF THE HOUSE OF BEPRESENTATIVES, DES MOINES, IOWA, January 28, 1888. }

House met in regular session at 2 o'clock P. M. The Speaker in the chair. Prayer by Rev. Jas. T. Docking. Journal of yesterday read and approved.

PETITIONS AND REMONSTRANCES.

By Mr. Thornburg, from citizens of Dallas and Cass counties, asking for additional legislation on the pharmacy and other liquor laws. Referred to the Committee on Suppression of Intemperance.

BEPORTS OF COMMITTEES.

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

ME. SPEAKEE — Your Committee on Judiciary, to whom was referred House File No. 26, a bill for an act to amend paragraph 7 of section 2077 of the code of Iowa, relating to the rate of interest upon 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 the same be referred to te the Committee on Ways and Means.

E. C. ROACH, Chairman.

Report adopted.

Also :

ME. SPEAKEE—Your Committee on Judiciary, to whom was referred House File No. 59, a bill for an act to regulate assessments of taxes, beg leave to report that have had the same under consideration, and have instructed me to report the same back to the House with the recommendation that the same be referred to the Committee on Ways and Means.

E. C. ROACH, Chairman.

Adopted.

Mr. McFarland from the Committee on Retrenchment and Reform submitted the following report:

ME. SPEAKEE—I am instructed by the Committee on Retrenchment and Reform to report as follows on the concurrent resolution by Yergey, fixing March 15th as the latest day for the adjournment of the General Assembly:

The committee favors a short and business like term, but do not feel disposed to bind the General Assembly to a fixed day for adjournment and therefore report adversely to the resolution.

W. M. McFABLAND, Chairman.

Adopted. Also: MR. SPEAKER—I am instructed by the Committee on Retrenchment and Reform to report unfavorably on the resolution by Smith of Mitchell in regard to requiring the custodian to light any chandeliers on the request of any two members, as useless.

W. M. McFABLAND, Chairman.

Adopted.

Also :

MR. SPEAKER-Your Committee on Retrenchment and Reform begs leave to report as follows:

In regard to the petition of certain members for the appointment of lady doorkeepers and resolutions accompanying same, the committee unanimously instruct against said appointment now on the grounds that enough doorkeepers are already provided for. The committee, however, are favorable to the theory of lady doorkeepers for the ladies' gallery, provided the movement had been made early in the session.

W. M. McFABLAND, Chairman.

Adopted.

Also :

MR. SPEAKER-The Committee on Retrenchment and Reform instruct me to report as follows:

In regard to the resolution by Hospers, providing for printing the Governor's inaugural address in three several foreign languages, your committee would report adversely on the grounds that it is now too late in the session.

W. M. McFABLAND, Chairman.

Adopted.

Mr. Robeson, from the Committee on Labor, submitted the following report:

ME. SPEAKER—Your Committee on Labor, to whom was referred House File No. 69, a bill for an act preventing non-resident aliens acquiring title to real estate in 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 same do pass.

J. C. ROBESON, Chairman.

Mr. Burgess moved that the rules be suspended, the bill considered engrossed and read a third time now.

Mr. Robb moved as a substitute that the bill be made a special order for 2:30 P. M., Monday.

Mr. Head moved an amendment to the substitute that the bill go on the calendar and be considered in its order.

Amendment carried.

Substitute as amended carried and adopted.

REPORT OF COMMITTEE.

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

ME. SPEAKER-Your Committee on Judiciary, to whom was referred House File No. 80, a bill for an act to legalize the acts of John

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Weighton, while acting as recorder of the incorporated town of Audubon, 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 same be amended as follows, by striking out the words "the said" in the 13th line, and inserting in the 23d line after the word "Register" the words "a paper published at Des Moines, Iowa." That the words "go into" in the 21st line be stricken out and the word "take" inserted in lieu thereof. That after the word "Iowa" in the 26th line be added the following words to-wit, "without expense to the State," and when so amended the bill do pass.

E. C. ROACH, Chairman.

Ordered passed on file.

RESOLUTION.

The following, laid over under Rule 34, was taken up and adopted; Resolved. That the Committee on Mines and Mining be instructed

to inquire and report to this body the reason why the reports of the State Mine Inspectors, provided for in chapter 140, section 3, of the laws of the Twenty-first General Assembly, have not been printed as provided for by section 105, chapter 6, title 2, of the code, and why such reports are not furnished the members of this House.

INTRODUCTION OF BILLS.

By Mr. Anderson of Warren, House File No. 220, a bill for an act creating a State Board of School Book Commissioners, with authority to adopt a uniform series of text books for use in public schools of Iows.

Read first and second times and referred to the Committee on Text Books.

By Mr. Berryhill, House File No. 221, a bill for an act to amend section 23 of chapter 60 of the acts of the Sixteenth General Assembly, relating to the publication of reports by savings banks.

Read first and second times and referred to the Committee on Banks and Banking. By Mr. Berryhill, House File No. 222, a bill for an act to amend

By Mr. Berryhill, House File No. 222, a bill for an act to amend chapter 35 of the acts of the Nineteenth General Assembly, being a substitute for section 2742 of the code of Iowa, as amended by chapter 145 of the acts of the Seventeenth General Assembly, relating to the trial of equitable actions.

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

By Mr. Craig, House File No. 223, a bill for an act to prevent fraud, bribery or undue influence in elections, primary elections, convention and caucuses.

Read first and second times and referred to the Committee on Elections.

By Mr. Cummins, House File No. 224, a bill for an act to provide for enforcing the liability of stockholders of foreign corporations doing business within this State.

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

By Mr. Cummins, House File No. 225, a bill for an act to amend sections 4691 and 4697, of the code of Iowa, relating to appeals from justices of the peace in certain cases.

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

By Mr. Curtis, House File No. 226, a bill for an act to amend section 9, chapter 100, laws of Sixteenth General Assembly, relating to mechanics' liens.

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

By Mr. Curtis, House File No. 227, a bill for an act to amend section 614 of the Code, relating to elections.

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

By Mr. Darnall, House File No. 228, a bill for an act to amend section 8, of chapter 83, acts of Twenty-first General Assembly, relating to the practice of pharmacy.

Read first and second times and referred to the Committee on Medicine, Surgery and Pharmacy.

By Mr. Darnall, House File No. 229, a bill for an act to amend section 5, chapter 70, of the acts of the Twentieth General Assembly of Iowa, relating to compensation where domestic animals are killed by dogs.

Read first and second times and referred to the Committee on Agriculture.

By Mr. Estes, House File No. 230, a bill for an act to limit the time for collection of delinquent taxes.

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

By Mr. Foley, House File No. 231, a bill for an act to amend section 1769, Code of 1873, relative to the fees charged by county superintendents for certificates for teachers.

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

By Mr. Hart, House File No. 232, a bill for an act to amend sections 1695 and 1696, chapter 7, title 12, of the Code, relating to the Institution for the Deaf and Dumb.

Read a first and second time and referred to the Committee on Institution for Deaf and Dumb.

By Mr. Head, House File No. 233, a bill for an act to provide for the State printing and binding and repealing certain portions of the Code, relating to the election, duties and compensation of State Printer and State Binder.

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

By Mr. Head, House File No. 234, a bill for an act to establish and regulate freight and passenger rates on railroads within the State of Iowa, and to fix a penalty for violation of the same.

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

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By Mr. Paschal, House File No. 285, a bill for an act to compel railroad corporations to pay for property destroyed by fire set by locomotive engines, and granting them certain rights.

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

By Mr. Rice, House File No. 236, a bill for an act to amend the pharmacy law, allowing the sale of concentrated lye, potash and Paris green, in original packages, by those who are not registered pharmacists.

Read first and second times and referred to the Committee on Medicine, Surgery and Pharmacy.

By Mr. Robeson, House File No. 237, a bill for an act for the relief of Wareham G. Clarke of Monroe county, State of Iowa.

Read first and second times and referred to the Committee on Claims.

By Mr. Russell, House File No. 238, a bill for an act to legalize the ordinances of the town of Corning, Adams county, Iows.

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

By Mr. Teale, House File No. 239, a bill for an act to amend section 1283, of Code of 1873, relating to the issuance and sale of bonds of railroad corporations.

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

By Mr. Thompson, House File No. 240, a bill for an act to amend section 3878 of the Code, in reference to the use of abusive or obscene language.

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

By Mr. Wilbur, House File No. 241, a bill for an act to amend section 1, chapter 1, acts Twenty-first General Assembly, relating to teaching physiology and hygiene in schools.

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

By Mr. Wilson of Butler, House File No. 242, a bill for an act to amend section 2017, chapter 9, title 13, of Code of 1873, relating to landlords' liens.

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

By Mr. Wyckoff, House File No. 243, a bill for an act to amend section 3, chapter 159, acts of Fifteenth General Assembly, and providing for the printing of the reports of State Mine Inspectors.

Read first and second time and referred to the Committee on Mines and Mining.

By Mr. Woods, House File No. 244, a bill for an act fixing the compensation of the Auditor of the State for examination of State, private and savings banks.

Read first and second times and referred to the Committee on Banks and Banking.

By Mr. Wyman, House File No. 245, a bill for an act making appropriations for the Institution for the Deaf and Dumb at Council Bluffs. Read first and second times and referred to the Committee on Appropriations.

By Mr. Dobson, House File No. 246, a bill for an act conferring on women the right to vote at municipal elections.

Read first and second times and referred to the Committee on Woman Suffrage.

By Mr. Kennan, House File No. 247, a bill for an act to establish an industrial home for the blind.

Read first and second times and referred to the Committee on College for the Blind.

One hundred extra copies ordered printed.

By Mr. Roberts, House File No. 248, a bill for an act to extend the jurisdiction of notaries public, amending section 258, 259 and 260 of the Code of 1873.

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

By Mr. Roe, House File No. 249, a bill for an act to amend section 4, chapter 1, title 6, and section 1, chapter 2, title 7, of the Code, relating to the levy of bridge and highway taxes.

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

By Mr. McFarland, House File No. 250, a bill for an act to prohibit railroad companies doing business in Iowa from issuing free passes to public officials and others.

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

RESOLUTION.

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

Resolved, That the clerk be instructed to secure printed calendars of bills reported by committees, and that additions be made to such printed calendars from time to time as reports on ten bills or more accumulate upon the clerk's table.

BILLS ON CALENDAR.

On motion of Mr. Berryhill, bills on calendar were taken up.

House File No. 11, a bill for an act to amend sections 1679, 1693 and 1696, of the Code of 1873, relating to the payment of support, etc., for College for the Blind and Institution for the Deaf and Dumb, with the recommendation of the Committee on Appropriations, was taken up and considered.

Mr. Berryhill moved that the rules be suspended, the bill considered engrossed and read a third time now.

Carried.

By unanimous cousent, the word "daily" was stricken out before the word "State," in line 3, of section 2, and "Iowa" inserted; also, the word "daily" was stricken out in same line before the words "Des Moines."

The bill was read a third time.

The question being, shall the bill pass?

The yeas were:

Messrs. Agnew, Ball, Beem, Berryhill, Blythe, Brown, Buell, Bur gess, Byers, Calvin, Chantry, Craig, Crooks, Cummins, Curtis, Custer, Darnall, Davie, Dayton, Deitz, Dobson, Doron, Draper, Duus, Eckles, Eilers, Evans, Field, Fillmore, Foley, Hall, Hamilton, Hauser, Hart, Head, Hipwell, Hobbs, Horton, Homrighaus, Hospers, Hotchkiss, Jolly, Kennan, Kline, Larson, Lewis, Lockin, Luke, Mack, Mahoney, McFarland, Mitchell, Moore, Nelson, Nicoll, Oakman, Owen, Parkhurst, Paschal, Piatt, Rice, Riley, Roach, Robb, Roberts, Robeson, Roe, Roundy, Rowan, Russell, Steele, Slosson, Teale, Theophilus, Thompson, Thorniley, Tipton, Wagner, Walker, Wilbur, Wilson of Butler, Wilson of Cass, Woods, Wyckoff, Wyman, Yergey and Mr. Speaker-87.

The nays were none.

Absent or not voting:

Messrs. Anderson of Hamilton, Anderson of Warren, Chapman, Clarke, Estes, Hunter, Jones, Limback, Schleicher, Shipley, Smith, Thornburg and Townsend-13.

So the bill passed and the title was agreed to.

House File No. 8, a bill for an act limiting the time of making claims and bringing suits against municipal corporations, with the recommendation of the Committee on Municipal Corporations that the same do pass, was taken up and considered.

Mr. Berryhill moved that the bill be engrossed.

Carried.

House File No. 14, a bill for an act to amend section 1, chapter 7, acts of Twenty first General Assembly, relating to diseased swine, with recommendation of Committee on Agriculture that it do pass, with an amendment, was taken up and considered.

Amendment by the committee, inserting the word "also" after the word "shall," in second line.

Amendment by Mr. Russell, inserting the words "negligently or willfully," in second line, after the word "person."

Adopted.

Amendment by committee adopted.

By unanimous consent, the words "of the acts" were inserted after "number 79," in first line.

Mr. Tipton moved that the rules be suspended, the bill considered engrossed and read a third time now.

Carried.

The bill was read a third time.

The question being, shall the bill pass?

The yeas were :

Messrs. Agnew, Ball, Beem, Berryhill, Blythe, Brown, Burgess, Byers, Calvin, Chantry, Chapman, Craig, Crooks, Cummins, Curtis, Custer, Darnall, Davie, Dayton, Dietz, Dobson, Doron, Draper, Duus, Eckles, Eilers, Estes, Evans, Field, Foley, Hall, Hamilton, Hauser, Hart, Head, Hipwell, Hobbs, Horton, Homrighaus, Hospers, Hotchkiss, Jolly, Kennan, Kline, Larson, Lewis, Lockin, Luke, Mack, Mahoney, McFarland, Mitchell, Nelson, Nicoll, Oakman, Owen, Parkhurst, Paschal, Piatt, Rice, Riley, Roach, Robb, Roberts, Robeson, Roe, Roundy, Russell, Steele, Slosson, Teale, Theophilus, Thompson, Thorniley, Tipton, Townsend, Wagner, Walker, Wilbur, Wilson of Butler, Wilson of Cass, Woods, Wyckoff, Wyman, Yergey and Mr. Speaker-86.

The nays were :

Mr. Fillmore-1.

Absent or not voting:

Messrs. Anderson of Hamilton, Anderson of Warren, Buell, Clarke, Hunter, Jones, Limback, Moore, Rowan, Schleicher, Shipley, Smith and Thornburg-13.

So the bill passed and the title wes agreed to.

One hundred extra copies of House File No. 99 and House File No. 247 were ordered printed.

On motion of Mr. Roach, House File No. 80, a bill for an act to legalize the acts of John Weighton while acting as recorder of the incorporated town of Audubon, Audubon county, Iowa, with recommendation of the Committee on Judiciary that same do pass with amendments, was taken up and considered.

The following amendments, roommended by the committee, were adopted :

Striking out the words "the said," in the 13th line, and inserting in the 23d line, after the word "Register," the words "a paper published at Des Moines, Iowa."

Striking out the words "go into," in the 21st line, and inserting the word "take" in lieu thereof.

Adding after the word "Iowa," in the 26th line, the words "without expense to the State."

Mr. Roach moved that the rules be suspended, the bill considered engrossed, and read a third time now.

Carried.

The bill was read a third time.

The question being, shall the bill pass?

The yeas were:

Messrs. Agnew, Ball, Beem, Berryhill, Blythe, Brown, Buell, Burgess, Byers, Calvin, Chantry, Chapman, Craig, Crooks, Cummins, Curtis, Custer, Darnall, Davie, Dayton, Dietz, Dobson, Doron, Draper, Duus, Eokles, Eilers, Estes, Evans, Field, Fillmore, Foley, Hall, Hamilton, Hauser, Hart, Head, Hipwell, Hobbs, Homrighaus, Hospers, Hotchkiss, Jolly, Kennan, Kline, Larson, Lewis, Lockin, Luke, Mack, Mahoney, MoFarland, Mitchell, Nelson, Nicoll, Oakman, Owen, Parkhurst, Paschal, Piatt, Rice, Riley, Roach, Robb, Roberts, Robeson, Roe, Roundy, Russell, Steele, Slosson, Teale, Theophilus, Thompson, Thorniley, Tipton, Townsend, Wagner, Walker, Wilbur, Wilson of Butler, Wilson of Cass, Woods, Wyckoff, Yergey and Mr. Speaker -86.

The nays were none.

Absent or not voting:

Messrs. Anderson of Hamilton, Anderson of Warren, Clarke, Horton, Hunter, Jones, Limback, Moore, Rowan, Schleicher, Shipley, Smith, Thornburg and Wyman-14.

So the bill passed and the title was agreed to.

PETITIONS AND MEMORIALS.

Mr. Chantry presented resolutions of Panora Grange No. 1, Mills county, Iowa.

Referred as follows:

Resolutions No. 1 and 2, to Committee on Judiciary. Resolution No. 3, to Committee on Printing. Resolutions No. 4 and 5, to Committee on Railroads. Resolution No. 6, to Committee on Appropriations. Resolution No. 7, to Committee on Text-Books. Resolution No. 8, to Committee on Schools.

LEAVE OF ABSENCE GRANTED.

Mr. Anderson of Warren, until Tuesday.

Mr. Anderson of Hamilton, until Monday.

Mr. Thornburg, until Monday.

Mr. Jones, until Monday.

Mr. Schleicher, until Monday.

On motion of Mr. Darnall the House adjourned.

HALL OF THE HOUSE OF REPRESENTATIVES,) Des Mornes, Iowa, January 28, 1888. }

House met in regular session at 2 o'clock P. M. Speaker in the chair. Prayer by Rev. J. W. Webb. Journal of yesterday read and approved.

PETITIONS AND REMONSTRANCES.

By Mr. Riley, from citizens of Louisa county, asking that the laws against shooting birds be made more stringent.

Referred to Committee on Fish and Game.

By Mr. Mitchell, from R. M. Post No. 269, G. A. R., asking for a soldiers' monument on the capitol grounds.

Referred to the Committee on Appropriations.

REPORT OF COMMITTEE.

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

ME. SPEAKEE—Your Committee on Judiciary, to whom was referred House File No. 64, a bill for an act to amend section 2273 of the Code in regard to guardians, beg leave to report 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 same be amended by adding thereto the words, "unless it be made to appear that immediate appointment is necessary to prevent serious loss," and that as thus amended the bill do pass.

E. C. ROACH, Chairman.

Ordered passed on file.

Also:

ME. SPEAKEE—Your Committee on Judiciary, to whom was referred House File No. 63, a bill for an act to amend section 3207 of the Code, in relation to assignments of error in 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 the same be indefinitely postponed.

E. C. ROACH, Chairman.

Ordered passed on file.

Also:

ME. SPEAKEE—Your Committee on Judiciary, to whom was referred House File No. 60, a bill for an act to amend section 2927 of the Code of 1878, in relation to security for costs, beg leave to report that they have had the same under consideration, and have instructed

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me to report the same back to the House with the recommendation that the same be indefinitely postponed.

E. C. ROACH, Chairman.

Ordered passed on file.

Also:

ME. SPEAKEE—Your Committee on Judiciary, to whom was referred House File No. 33, a bill for an act to amend sections 2623 and 2624 of the Code, in relation to service of notice of suit upon unknown defendants, beg leave to report 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 same be amended so that section 1 thereof shall read as follows, to wit:

Section 1. That section 2623 of the Code be and the same is hereby amended as follows: By inserting after the word "court," in the first line thereof, the words "in which the action is pending or to be commenced, or the judge thereof."

And that as thus amended the bill do pass.

E. C. ROACH, Chairman.

Ordered passed on file.

Mr. Yergey, from the Committee on Rules, presented the following report:

MR. SPEAKEE—Your Committee on Rules, to whom was referred the resolution by Mr. Rowan, in regard to bills on clerk's desk, and the resolution by Mr. Steele in regard to bills referred to the various committees, have instructed me to report that they have had the same under consideration, and recommend that the resolutions do not pass, for the reasons that the matters referred to are already covered by standing rules.

JOHN W. YEBGEY, Chairman.

Adopted.

Mr. Brown, from the Committee on Engrossed Bills, submitted the following report:

MR. SPEAKER—Your Committee on Engrossed Bills respectfully report that they have examined and find correctly engrossed House File No. 8, a bill relative to the time of making claims and bringing suits against municipal corporations.

W. BROWN, Chairman.

Ordered passed on file.

Mr. McFarland, from the Committee on Retrenchment and Reform, submitted the following report:

ME SPEAKEE—Your Committee on Retrenchment and Reform, to whom was referred a resolution by Mr. Wilson, of Cass, in relation to the appointment of an extra clerk, at \$4 per day, to transcribe the journal of the House for use of State Printer, beg leave to report 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 same be indefinitely postponed, and with the recommendation that the Chief Clerk of the House be authorized to make a detail of two committee clerks for each day to perform the said services mentioned above.

W. M. McFARLAND, Chairman.

Ordered passed on file.

1888.]

Also :

MB. SPEAKEB-The Committee on Retrenchment and Reform, to which was referred the concurrent resolution by Fillmore of Clay, providing for the printing of 5,000 additional copies of the Governor's inaugural address, instructs me to report adversely on the resolution.

W. M. McFABLAND, Chairman.

Adopted.

Also:

MR. SPEAKEB-The Committee on Retrenchment and Reform instructs me to report as follows on the resolution by Head, in regard to stationery for newspaper reporters :

That the words "not in the employ of the State" be stricken out, and the words "reporting the proceedings of the House" be inserted in their stead, leaving the resolution in the following form :

Resolved, That all reporters for newspapers, reporting the proceedings of the House, be allowed one dollar per week for stationery. And that the resolution, thus amended, be adopted.

W. M. McFABLAND, Chairman.

Adopted.

Mr. Roach, from the Committee on Judiciary, to whom was referred File No. 32, a bill for an act in relation to the duties of county surveyors, beg leave to report that they have had the same under consideration, and have instructed me to report the same back to the House with the recommendation that section one thereof be amended as follows:

Strike out the words "auditor," a comma, and the word "surveyor," from the second line, and insert in lieu thereof the words "county superintendent," the words, "and may furnish the county surveyor."

Strike from the bill sections two and three (2 and 3).

Amend section 4 by calling the same section 2, and strike from the 3d line the word "county," and insert in lieu thereof the words "persons interested."

Strike from the bill sections five and six (5 and 6).

The bill, as amended, to read as shown by "exhibit A." hereto attached, and when so amended that it do pass.

E. C. ROACH, 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 that the Senate has passed the following resolutions, in which the concurrence of the House is asked:

Joint resolution No. 2, relative to assignment of rooms in the basement of the Capitol building. Also concurrent resolution relative to the election of United States Senators. Also that the Senate has concurred in House joint resolution No. 7, extending the thanks of the General Assembly of Iowa to Col. Jed. Lake for his zeal and ability in defending the driven well cases.

W. R. COCHBANE, First Assistant Secretary.

The oath of office was administered to the committee clerks by the Speaker.

INTRODUCTION OF BILLS.

By Mr. Beem, House File No. 251, a bill for an act to to protect the makers of negotiable instruments obtained by fraud or circumvention.

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

By Mr. Crooks, House File No. 259, a bill for an act to prevent county officers from sharing in the profits of contracts made by authority of the board of supervisors.

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

By Mr. Cummins, House File No. 235, a bill for an act to authorize cities having a population of 10,000 inhabitants or more to license, under certain conditions, the sale of intoxicating liquors as a beverage.

Read first and second times and referred to the Committee on Suppression of Intemperance. 100 extra copies ordered printed.

By Mr. Evans, House File No. 254, a bill for an act to provide for the assessment and taxation of telegraph and telephone lines, and to repeal chapter 59, of the acts of the Seventeenth General Assembly.

Read first and second times and referred to the Committee on Telegraphs and Telephones.

By Mr. Hall, House File No. 255, a bill for an act to amend and reenact sections 1728 and 1729 of the school laws of Iowa.

Read first and second times and referred to the Committee on Text Books.

By Mr. Hipwell, House File No. 256, a bill for an act to appropriate funds to furnish buildings, buy lands and make improvements for the soldiers' orphans home and home for indigent children at Davenport.

Read first and second times and referred to the Committee on Soldiers' Orphans Home.

By Mr. Kline, House File No. 257, a bill for an act to establish passenger rates of fare on railroads owned and operated in the State of Iowa.

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

By Mr. Larson, House File No. 258, a bill for an act to amend section 1, chapter 200 of the acts of the Twentieth General Assembly, in regard to the levying of road taxes.

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

By Mr. Lewis, House File No. 259, a bill for an act relative to the support of the poor.

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

By Mr. Mack, House File No. 260, a bill for an act to amend sec-

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tion 3861 of the Code, as amended by chapter 114 of the laws of Twenty-first General Assembly.

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

By Mr. Nicoll, House File No. 261, a bill for an act to amend chapter 143, acts of Twenty-first General Assembly, relating to the transportation of intoxicating liquors.

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

By Mr. Oakman, House File No. 262, a bill for an act to amend section 4042 of the Code, relating to the sale of adulterated milk.

Read first and second times and referred to the Committee on Agriculture.

By Mr. Piatt, House File No. 263, a bill for an act to amend section 391, chapter 9 of the Code, relating to places of holding elections.

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

By Mr. Riley, House File No. 264, a bill for an act to provide for a constitutional convention.

Read first and second times and referred to the Committee on Constitutional Amendments.

By Mr. Riley, House File No. 265, a bill for an act to amend section 1864 of the Code of 1873, in relation to compensation of county auditors in making school fund loans.

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

By Mr. Robb, House File No. 266, a bill for an act amending section 175 of chapter 9 of the Code in relation to the filing of teachers' contracts.

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

By Mr. Robeson, House File No. 267, a bill for an act to amend chapter 83 of the acts of the Twenty-first General Assembly of the State of Iows, relating to pharmacy.

Read first and second times and referred to the Committee on Medicine, Surgery and Pharmacy.

By Mr. Rowan, House File No. 268, a bill for an act for the purpose of supplying State Institutions by jobbers, manufacturers and wholesale merchants doing business within the State, and for procuring supplies at competitive prices.

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

By Mr. Teale, House File No. 269, a bill for an act to repeal chapter 22 of the acts of the Twentieth General Assembly.

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

By Mr. Wilson of Butler, House File No. 270, a bill for an act requiring railroads to fence their roads.

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

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By Mr. Wyckoff, House File No. 271, a bill for an act to amend chapter 93, section 3, acts of the Twenty first General Assembly.

Read first and second times and referred to the Committee on County and Township Organizations.

JOINT BESOLUTIONS.

No. 8. By Mr. Riley, proposing an amendment to the constitution and providing for its reference and publication.

Read and referred to the Committee on Constitutional Amendments.

No. 9. By Mr. Beem, requesting our Senators and Representatives in Congress to endeavor to secure the enactment of a law requiring railway companies to become incorporated in each State in which they have lines of railway.

Referred to Committee on Federal Relations.

RESOLUTION.

By Mr. Cummins, instructing the Committee on Judiciary to pass upon the constitutionality of bills for fixing rates on railroads contemporaneously with their consideration upon their merits by the Committee on Railroads.

Mr. Riley moved to lay the resolution over until two o'clock tomorrow.

Mr. Teale moved that the resolution lie on the table. Carried.

SENATE MESSAGES CONSIDERED.

Senate concurrent resolution by Senator Dungan:

WHEREAS, The proper time for the election of United States Senator is uncertain by reason of the ambiguity in the language of section 14, United States Statutes at Large, in providing that such election shall be held on the second Tuesday after the meeting and organization of the State legislature, leaving it uncertain which is intended, the temporary or permanent organization; therefore,

Be it resolved by the Senate, the House concurring, That our Senators and Representatives in Congress be and they are hereby requested to introduce and urge the adoption of an amendment to said section 14 so that the election of United States Senators shall occur on the second Tuesday after the permanent organization of the two houses of the legislature.

Resolved, That the Secretary of State be and he is hereby instructed to forward duly authenticated copies of the foregoing preamble and concurrent resolution to each of our Senators and Representatives in Congress.

Resolution concurred in.

Senate joint resolution No. 2, by Senator Poyneer, authorizing the Custodian to assign for use unoccupied rooms in the basement of the capitol.

Referred to the Committee on Public Buildings.

BILLS ON CALENDAR.

House File No. 69, a bill for an act preventing non resident aliens acquiring title to real estate in Iowa, and for the acquiring of such property now held by them by the State.

On motion of Mr. Robb, referred to the Committee an Judiciary, but to retain its place on the calendar.

House File No. 8, a bill for an act limiting the time of making claims and bringing suits against municipal corporations.

The bill was read a third time.

The question being shall the bill pass.

The yeas were:

Messrs. Agnew, Anderson of Warren, Ball, Beem, Berryhill, Blythe, Brown, Buell, Burgess, Byers, Calvin, Chantry, Chapman, Clarke, Crooks, Cummins, Curtis, Darnall, Davie, Dayton, Dietz, Dobson, Doron, Draper, Duus, Eckles, Eilers, Estes, Evans, Field, Fillmore, Foley, Hall, Hamilton, Houser, Hart, Head, Hipwell, Hobbs, Horton, Homrighaus, Hospers, Hotchkiss, Jolly, Jones, Kennan, Kline, Larson, Lewis, Lockin, Luke, Mahoney, Mitchell, Moore, Nelson, Nicoll, Oakman, Owen, Parkhurst, Paschal, Piatt, Rice, Riley, Robb, Roberts, Robeson, Roe, Roundy, Rowan, Russell, Shipley, Steele, Slosson, Teale, Theophilus, Thompson, Thornburg, Thorniley, Tipton, Townsend, Wagner, Walker, Wilson of Butler, Wilson of Cass, Wyckoff, Wyman, Yergey and Mr. Speaker-88.

The nays were:

Mr. Woods-1.

Absent or not voting:

Messrs. Anderson of Hamilton, Craig, Custer, Hunter, Limback, Mack, McFarland, Roach, Schleicher, Smith and Wilbur-11.

So the bill passed and the title was agreed to.

Mr. Wyckoff offered a resolution for an assistant to the enrolling clerk to be appointed by the Speaker.

Referred, on motion of Mr. Tipton, to the Committee on Retrenchment and Reform.

On motion of Mr. Riley, the place of meeting of the Committee on Library was changed from Room 7 to Room 12.

PETITION.

By Mr. Wilbur, from 240 citizens of Floyd county, asking for a proper observance of Sunday by railroads.

Read and referred to the Committee on Railroads.

Leave of absence was granted Mr. Craig until Tuesday.

Mr. Teale moved to adjourn until 4 o'clock to-morrow.

Mr. Thompson moved to amend, making the time 2 o'clock. Carried.

The House adjourned.

HALL OF THE HOUSE OF REPRESENTATIVES, DES MOINES, IOWA, January 31, 1888.

House met at 2 P. M., Speaker in the chair. Prayer by Rev. Rabbi L. Freudenthal. Journal of yesterday read and approved.

DETAIL OF COMMITTEE CLEEKS TO COPY THE JOUENAL.

The Clerk announced the following:

In accordance with the adopted report of the Committee on Retrenchment and Reform the following detail of committee clerks have been assigned to copy the journal for the State Printer:

January 31-Bryson Bruce and Mary Barger.

February 1-J. H. Clark and Olive Conger.

February 2-T. R. Dawson and Anna Davis.

February 3-Eva Dorrance and Nettie Evers.

February 4-Sarah Hutchins and Addie M. Head.

February 6-Milo A. Kelley and Lois McDonald.

February 7-Ham Robinson and Olive Trigg.

February 8-G. O. VanVleck and Lottie Willey. February 9-C. E. Wright and Jenny Wilcox.

The detailed clerks will report at the Clerk's desk five minutes previous to the opening of the session to which they have been assigned, and will repair immediately to room No. 2 and copy the journal as furnished by the journal clerk.

The Clerk respectfully asks that he be allowed to detail or appoint a page to deliver copy of journal to copyists.

PETITIONS AND BEMONSTRANCES.

By Mr. Beem, two protests from citizens of Keokuk county against change in the game law.

Referred to the Committee on Fish and Game.

By Mr. Fillmore, a petition on the same subject; same reference.

By Mr. Byers, from citizens of Lucas county, in the interest of owners of stallions and jacks.

Referred to the Committee on Agriculture.

By Mr. McFarland, from citizens of Palo Alto county, asking for an appropriation for a farmers' institute in each county.

Referred to the Committee on Appropriations.

By Mr. Walker, from citizens of Audubon county, for additional legislation on pharmacy and other liquor laws.

Referred to the Committee on Suppression of Intemperance.

By Mr. Berryhill, from 170 citizens of Polk county, for the repeal of section 9, chapter 104, acts of the Twenty first General Assembly. Referred to the Committee on Medicine, Surgery and Pharmacy.

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REPORTS OF COMMITTEES.

Mr. Wilson of Cass, from the Committee on Railroads and Commerce, submitted the following report:

ME. SPEAKEE—Your Committee on Railroads and Commerce, to whom was referred House File No. 62, a bill for an act to prevent fraud in the sale of 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 the same be referred to the Committee on Agriculture with reference to section 3, chapter 170, acts of the Nineteenth General Assembly.

SILAS WILSON, Chairman.

Adopted.

Also:

ME. SPEAKEE—Your Committee on Railroads and Commerce, to whom was referred a resolution by Mr. Russell in relation to the election of 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 the same be amended by striking out all after the word "elective" and as so amended that the resolution do pass.

SILAS WILSON, Chairman.

Amendment adopted.

Question upon the resolution.

Resolved, That it is the sense of this House that the office of Railroad Commissioners should be made elective.

Messrs. Wilson of Cass and Hotchkiss called for the yeas and nays. The yeas were:

Messrs. Agnew, Anderson of Hamilton, Anderson of Warren, Ball, Beem, Berryhill, Blythe, Brown, Burgess, Byers, Chantry, Chapman, Clarke, Crooks, Custer, Darnall, Davie, Dayton, Dobson, Doron, Draper, Duus, Eckles, Eilers, Estes, Field, Fillmore, Foley, Hall, Hamilton, Hauser, Hart, Head, Hobbs, Horton, Homrighaus, Hotohkiss, Jolly, Jones, Kennan, Kline, Lewis, Limback, Lockin, Luke, Mack, Mahoney, McFarland, Mitchell, Moore, Nelson, Nicoll, Oakman, Owen, Parkhurst, Paschal, Piatt, Rice, Roach, Robb, Roberts, Robeson, Roe, Roundy, Rowan, Russell, Riley, Schleicher, Shipley, Slosson, Smith, Teale, Theophilus, Thompson, Thornburg, Thorniley, Tipton, Wagner, Walker, Wilbur, Wilson of Butler, Wilson of Cass, Woods, Wyckoff, Wyman, Yergey and Mr. Speaker—87.

The nays were:

Messrs. Buell, Cummins, Cartis, Dietz, Evans, Hipwell, Hospers, Larson, Steele and Townsend-10.

Absent or not voting:

Messrs. Calvin, Craig and Hunter-3.

So the resolution was adopted.

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

ME. SPEAKEE—Your Committee on Agriculture, to whom was referred House File No. 39, a bill for an act to protect real estate owners from trespass by hunters and other persons, beg leave to report that they have had the same under consideration, and have instructed

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me to report the same back to the House with the recommendation that the same do pars, as recommended by committee.

Section 1 amended. By inserting the word (enclosed) between the and lands, in 3d line.

By striking out the words (in writing), in 5th line.

By addition of words (wolves and foxes) after game, in 12th line. Section 2. By striking out the word *five* inserting *two* between words than and *dollars* in 5th line.

By striking out the word fifty, inserting twenty between than and dollars in 6th line.

By striking out *all* from the word days in 8th line to "to be payed" in the 11th line, inserting the words "said funds" before to be payed, etc.

Section 3. By striking out.

B. F. TIPTON, Chairman.

Ordered passed on file.

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

ME. SPEAKEE—Your Committee on Schools, to whom was referred Senate File No. 51, a bill for an act to amend section 1789 of the Code, with reference to election in 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 the same do pass.

WILBUE, Chairman.

Ordered passed on file.

Also :

ME. SPEAKEE—Your Committee on Schools, to whom was referred House File No. 1, a bill for an act to provide for 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 the same do pass.

WILBUR, Chairman.

Ordered passed on file.

Also:

ME. SPEAKEE.—Your Committee on Schools, to whom was referred House File No. 49, a bill for an act to amend section 1 of chapter one hundred and sixty-one of the laws of the Twentieth General Assembly, in relation to the compensation of county school 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 same be indefinitely postponed.

WILBUR, Chairman.

Mr. Hotchkiss moved that the report be not concurred in.

Mr. Wilbur moved as an amendment that the report be passed on file.

Carried.

Ordered passed on file.

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Also:

ME. SPEAKEE—Your Committee on Schools, to whom was referred House File No. 94, a bill for an act to prevent persons from selling or furnishing cigars or tobacco to children, without the consent of parents or guardians, beg leave to report 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 same be indefinitely postponed for the reason that a bill of like nature had been reported favorably to the House from the Committee on Suppression of Intemperance.

E. W. WILBUB, Chairman.

Ordered passed on file.

Also:

ME. SPEAKEE—Your Committee on Schools, to whom was referred House File No. 99, a bill for an act to provide for the adoption and purchase of school books 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 same be referred to Committee on School Text Books.

WILBUR, Chairman.

Adopted.

Mr. Hunter, from the Committee on Enrolled Bills, submitted the following report:

MR. SPEAKER—Your Committee on Enrolled Bills respectfully report that they have examined and find correctly enrolled joint resolution No. 7, extending the thanks of the General Assembly of Iowa to Col. Jed. Lake for his zeal and ability in the driven well cases.

HUNTER, Chairman.

Ordered passed on file.

Mr. McFarland, from the visiting committee to the Hospital for the Insane at Mt. Pleasant, submitted a report.

Referred to the Committee on Appropriations.

INTRODUCTION OF BILLS.

By Mr. Anderson of Hamilton, House File No. 272, a bill for an act to amend section 3811, chapter 3, title 23, of the Code of 1873, relating to compensation of jurors in justices' courts.

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

By Mr. Anderson of Warren, House File No. 273, a bill for an act to amend section 3106 of the Code of 1873, in relation to rate of interest in cases of redemption.

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

By Mr. Ball, House File No. 274, a bill for an act to amend section 3977 of the Code, relating to malicious mischief.

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

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By Mr. Burgess, House File No. 275, a bill for an act to amend sec-21 tion 307 of the Code and amendments thereto, relating to publishing the proceedings of the board of supervisors in newspapers printed in foreign languages.

Read first and second times and referred to the Committee on County and Township Organizations.

By Mr. Chapman, House File No. 276, a bill for an act to compel railroad companies to furnish cars upon written notice, with penalty for violation.

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

By Mr. Crooks, House File No. 277, a bill for an act to prevent persons from holding more than one office in any corporation, city, or any other organized body, and to define certain misdemeanors and fix a penalty thereto.

Read first and second times and referred to the Committee on Municipal Corporations.

By Mr. Cummins, by request, House File No. 278, a bill for an act to amend section 1155 of the Code of 1873, relating to insurance.

Read first and second times and referred to the Committee on Insurance.

By Mr. Curtis, House File No. 279, a bill for an act to limit the liability of a State bank.

Read first and second times and referred to the Committee on Banks and Banking.

By Mr. Hall, House File No. 280, a bill for an act for the relief of John Haidiene, of Webster county, Iowa, and authorizing the payment of his claim against the State of Iowa.

Read first and second times and referred to the Committee on Claims.

By Mr. Hauser, House File No. 281, a bill for an act making appropriations for the Iowa Industrial School, Boys' Department, Eldora, Iowa.

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

By Mr. Jolly, House File No. 282, a bill for an act to protect stock breeders within the State of Iowa.

Read first and second times and referred to the Committee on Agriculture.

By Mr. Jones, House File No. 283, a bill for an act to amend section 1, of chapter 1, acts of Twenty first General Assembly, relating to alcoholic drinks, stimulants and narcotics.

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

By Mr. Nelson (by request), House File No. 284, a bill for an act to assess vacant lots and lands equally with improved lots and lands.

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

By Mr. Rice, House File No. 285, a bill for an act to change the boundary of independent school districts in certain cases, without the consent of the adjacent district.

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

By Mr. Robb, House File No. 286, a bill for an act restricting non-resident aliens in their rights to acquire and hold real estate, and repealing sections 1908 and 1909, of the Code of Iowa.

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

By Mr. Roe, House File No. 287, a bill for an act to amend sections 1717, 1718, 1721 and 1722, chapter 9, title 12, of the system of common schools, of the Code, in relation to the time of holding public meetings.

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

By Mr. Robeson, House File No. 288, a bill for an act for the relief of the Sixth Iowa Infantry.

Read first and second times and referred to the Committee on Claims.

By Mr. Wilson of Butler, House File No. 289, a bill for an act to amend section 975, of the Code, in relation to the time when the township clerks shall report the delinquent road tax to county auditor.

Read first and second times and referred to the Committee on County and Township Organizations.

By Mr. Woods, House File No. 290, a bill for an act to provide for the assessment and taxation of real estate, amendatory and additional to chapter 1, title 6, of the Code of Iowa.

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

By Mr. Wilbur, House File No. 291, a bill for an act to repeal sections 812, 814, 818, 819, 828, 832, 833 and 836 of the Code, also enact substitutes therefor providing for an equal, definite, accurate and equitable assessment and taxation of moneys and credits in corporated, state and national and private banks and personal property, and to repeal section 28, chapter 60, laws of 1874.

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

By Mr. Robeson, House File No. 292, a bill for an act to amend chapter 149, section 2, acts of the Twenty-first General Assembly.

Read first and second times and referred to the Committee on Mines and Mining.

CONCURRENT RESOLUTION.

By Mr. Berryhill:

Resolved by the House, the Senate concurring, That three hundred copies of each of the reports of the joint committees appointed to visit State institutions be and the same are hereby ordered printed for the use of the members of the General Assembly.

Adopted.

RESOLUTION.

By Mr. Wyckoff, that it be the sense of the House that that part of the pharmacy law pertaining to the sale of intoxicating liquors should be repealed.

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Mr. Wilbur moved reference to the Committee on Medicine, Surgery and Pharmacy.

Carried.

Mr. Berryhill moved a reconsideration of the reference of the report of the visiting committee to the Mt. Pleasant Asylum.

Carried.

Report ordered passed on file.

BILLS ON CALANDAR.

Substitute for House File No. 67.

Laid over for printing.

House File No. 64. A bill for an act to amend section 2273 of the Code in regard to guardians.

Amendment by Judiciary Committee adding thereto the words "unless it be made to appear that immediate appointment is necessary to prevent serious loss."

Amendment to amendment inserting word "An" before word "immediate" unanimously agreed to.

Amendment adopted.

On motion of Mr. Berryhill the bill was ordered engrossed.

House File No. 63. A bill for an act to amend section 3207 of the Code in relation to assignments of error in the supreme court.

Indefinitely postponed.

House File No. 60. A bill for an act to amend section 2927 of the Code of 1873, in relation to security for costs.

Indefinitely postponed.

House File No. 33. A bill for an act to amend sections 2623 and 2624 of the Code in relation to service of notice of suit upon unknown defendants.

Ordered engrossed.

On motion of Mr. Roach, the order of engrossment was reconsidered.

Bill referred back to the Committee on Judiciary.

House File No. 32, a bill for an act in relation to the duties of county surveyors.

Laid over.

PETITION.

By Mr. Field, from teachers of Shenandoah, that school districts be empowered to purchase school books and furnish them free or at cost to pupils.

Referred to Committee on Text-Books.

REPORT OF COMMITTEE.

Mr. Davie from the committee to visit the Girls' Industrial School at Mitchellville submitted a report.

Ordered placed on file.

BILLS ON SECOND READING.

Mr. Berryhill moved that bills reported and on second reading be taken up.

Carried.

House File No. 94, a bill for an act to prevent persons from selling or furnishing cigars or tobacco to children without the consent of parents or guardians.

The bill was indefinitely postponed. House File No. 1, a bill for an act to provide for the formation of independent school districts.

Mr. Robb moved to amend by striking out the words "nearest newspaper," in the fourth line, and inserting the words "official newspapers."

Mr. Anderson of Warren moved an amendment to the amendment to strike out all of the publication part of the section.

Carried.

Amendment as amended carried.

MESSAGE FROM THE GOVERNOR.

A message was received from the Governor, transmitting supplementary report of the Secretary of the State Board of Health.

Ordered passed on file.

Also, a message relating to claims of the State against the general government.

Ordered passed on file.

Mr. Head moved to amend section 2 by striking out word "ten" and figures (10) and inserting "thirty (30)" in lieu thereof.

Carried.

Mr. Teale moved to amend section 2 by striking out last word "of" in first line and inserting the word "to" in lieu thereof.

Carried.

Mr. Thompson moved to amend by striking out the words "each sub-district" from the first line of section 3, and inserting in place thereof the words "the district township".

Mr. Burgess moved to lay the amendment on the table. Carried.

Mr. Teale moved a reconsideration of the vote to lay on the table. Carried.

The question being on the motion to lay on the table.

Carried.

Mr. Thompson moved to refer the bill back to the Committee on Schools.

Lost.

Mr. Beem moved to amend section 4 by inserting after the word "district" in the second line the words "by giving notice thereof as prescribed in section one".

Mr. Teale moved the previous question.

Carried.

Amendment lost.

Bill ordered engrossed.

MESSAGE FROM THE SENATE.

The following message was received from the Senate:

MR. SPEAKEE—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. 49, a bill for an act to amend chapter 161 of the acts of the Twenty first General Assembly, relating to the elections held within cities, and to registration of voters therein.

Also,

The Senate has concurred in House File No. 127, a bill for an actmaking an appropriation for a temporary dining hall and kitchen, and for the purchase of supplies for the Soldiers' Orphans' Home and Home for Indigent Children at Davenport, Iowa, and to transfer insurance money from the trustees to the treasury of the State.

Also,

Concurrent resolution relative to asking railroad companies in Northwest Iowa to furnish cars for transportation of freights, etc.

W. R. COCHEANE, Asst. Secretary.

House File No. 49, a bill for an act to amend section 1, chapter 161, laws of the Nineteenth General Assembly, in relation to the compensation of county superintendents.

Question upon indefinite postponement recommended by Committee on Schools.

Messrs. Hotchkiss and Beem called for the yeas and nays. The yeas were:

Messrs. Blythe, Buell, Byers, Calvin, Clarke, Craig, Cummins, Curtis, Custer, Darnall, Dobson, Draper, Eckles, Eilers, Evans, Field, Fillmore, Hall, Hauser, Hipwell, Horton, Kennan, Luke, Mahoney, Mitchell, Moore, Nelson, Oakman, Parkhurst, Paschal, Roach, Robb, Roberts, Smith, Theophilus, Thompson, Tipton, Townsend, Walker, Wilbur, Wilson of Butler and Wyman-42.

The nays were:

Messrs. Agnew, Anderson of Hamilton, Anderson of Warren, Ball, Beem, Berryhill, Brown, Buell, Burgess, Chantry, Chapman, Crooks, Davie, Dayton, Doron, Duus, Estes, Foley, Hamilton, Hart, Head, Hobbs, Homrighaus, Hospers, Hotchkiss, Hunter, Jolly, Jones, Kline, Larson, Lewis, Limback, Lockin, Mack, McFarland, Nicoll, Owen, Piatt, Riley, Robeson, Roe, Roundy, Rowan, Russell, Schleicher, Shipley, Slosson, Teale, Thornburg, Thornily, Wagner, Wilson of Cass, Woods, Wyckoff, Yergey and Mr. Speaker—56.

Absent or not voting:

Messrs. Dietz and Rice-9.

So the proposition to postpone indefinitely was lost.

Mr. Hotchkiss moved the engrossment of the bill.

Mr. Wilbur moved to amend by striking out the word "three" and inserting in lieu thereof the word "one."

Mr. Craig moved to postpone further consideration of the bill until other bills on the same subject come up for consideration.

Lost.

The yeas were:

Messrs. Clarke, Cummins, Curtis, Eilers, Paschal, Wilbur-6.

The nays were:

Messrs, Agnew, Anderson of Hamilton, Anderson of Warren, Ball, Beem, Berryhill, Blythe, Brown, Byers, Calvin, Chantry, Chapman, Craig, Crooks, Darnall, Davie, Dayton, Dobson, Doron, Draper, Duus, Eckles, Estes, Evans, Foley, Hall, Hamilton, Hauser, Hart, Head, Hipwell, Hobbs, Horton, Homrighaus, Hospers, Hotchkiss, Hunter, Jolly, Kennan, Kline, Larson, Lewis, Limback, Lockin, Luke, Mack, Mahoney, Moore, Nelson, Nicoll, Oakman, Owen, Parkhurst, Piatt, Riley, Roach, Robb, Roberts, Robeson, Boe, Roundy, Rowan, Russell, Schleicher, Shipley, Slosson, Smith, Steele, Teale, Theophilus, Thompson, Thornburg, Thornily, Tipton, Townsend, Wagner, Walker, Wilson of Butler, Wilson of Cass, Woods, Wyckoff, Wyman, Yergey and Mr. Speaker-84.

Absent or not voting:

Messrs. Buell, Burgess, Custer, Dietz, Field, Fillmore, Jones, Mc-Farland, Mitchell and Rice-10.

So the amendment was lost.

Mr. Berryhill moved to amend by adding at the end of section 1 "provided, however, that this act shall not apply to counties with a population of twenty thousand or over, as shown by the census of 1885."

Mr. Robb moved to amend the amendment by striking out "twenty" and inserting "fifteen."

Lost.

Amendment lost.

Mr. Smith moved an amendment "provided, however, that this act shall not apply to counties having over 1,000 inhabitants, as shown by the census of 1880."

Lost.

Mr. Wilbur moved that the House adjourn.

Carried.

The House adjourned.



HALL OF THE HOUSE OF REPRESENTATIVES) DES MOINES, IOWA, February 1, 1888. }

House met in regular session at 2 P. M. The Speaker in the chair. Prayer by Rev. D. R. Dungan. Journal of yesterday read and approved. House File No. 286 was ordered printed at once.

BUSINESS PENDING AT LAST ADJOURNMENT.

Question upon the engrossment of House File No. 49.

Mr. Anderson of Warren moved to amend by striking out word "three" in last line of section 1 and inserting "three and one half."

Mr. Riley moved that the bill and amendment be laid upon the table subject to call.

Carried.

By unanimous consent House File No. 1 was considered.

Mr. Berryhill moved a reconsideration of order to engross the bill. Carried.

Mr. Berryhill moved to reconsider the vote of the previous question.

Carried.

Mr. Riley moved that the bill and amendment be taken from the table.

Carried.

Question upon Mr. Thompson's amendment.

Lost.

Question upon engrossment of the bill.

Carried.

PETITIONS.

By Mr. Riley, from citizens of Louisa county, on the subject of insurance.

Referred to the Committee on Insurance.

By Mr. Hobbs, from the Calhoun County Alliance, a series of resolutions.

Referred as follows:

Resolutions 1 and 2 to Committee on Railroads.

Resolution 3 to Committee on Text-Books.

Resolutions 4, 5 and 6 to Committee on Judiciary.

By Mr. Cummins, resolutions from Polk County Alliance.

Referred to Committee on Ways and Means.

By Mr. Byers, from citizens of Lucas county, in regard to railroad and school book legislation.

Referred to Committee on Railroads.

By Mr. Craig, in regard to licensing huckster wagons.

Referred to Committee on Judiciary.

By Mr. Field, in regard to the protection of stockmen.

Referred to the Committee on Agriculture.

By Mr. Smith, on same subject.

Same reference.

REPORTS OF COMMITTEES.

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

ME. SPEAKEE—Your Committee on Ways and Means, to whom was referred House File No. 26, a bill for an act to amend paragraph 7, section 2077 of the Code, relative to the rate of interest on 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 do pass.

HEAD, Chairman.

Ordered passed on file.

Also:

ME. SPEAKEE—Your Committee on Ways and Means, to whom was referred House File No. 41, a bill for an act to provide for the relief of Union soldiers, sailors and marines, and the indigent wives, widows and minor children 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 the same do pass with the following amendments:

To section 1, printed bill, strike out "are hereby authorized to" and insert "may" in lines 1 and 2. Amend section 2, strike out "May" and insert "April" in third line; strike out "last" and insert "first" in seventh line; insert "of" between "relief" and "such" in ninth line; insert "September" between "their" and "session" in twelfth line; strike out "shall" and insert "may" in twelfth line; strike out "may be" and insert "are" in thirteenth line; section 3, strike out "on or before the first Monday of October" and insert "at the June meeting of said board" in fourth line; section 4, strike out "day" and insert "loerk" in thirteenth line; strike out "treasurer" and insert "the soldiers' relief commission" in thirteenth and fourteenth lines. Add at the end of nineteenth line "to any person".

HEAD, Chairman.

Ordered passed on file.

Mr. Roach from the Committee on Judiciary submitted the following report:

ME. SPEAKEE :-- Your Committee on Judiciary to whom was referred House File No. 112, a bill for an act to amend-section 3639 of the Code in relation to evidence, beg leave to report 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 same do pass.

E. C. ROACH, Chairman.

Ordered passed on file.

Also:

ME. SPEAKEE:—Your Committee on Judiciary to whom was referred Honse File No. 109, a bill for an act providing for the taxation of mortgages and relief of mortgagors, beg leave to report 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 same be referred to the Committee on Ways and Means.

E. C. ROACH, Chairman.

Adopted.

Also:

MR. SPEAKER:—Your Committee on Judiciary, to whom was referred House File No. 105, a bill for an act to repeal chapter 123, acts Sixteenth General Assembly, also chapter 173, acts Seventeenth General Assembly, relating to voting aid to railroads, beg leave to report 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 same be referred to the Railroad Committee.

E. C. ROACH, Chairman.

Adopted.

Also:

MR. SPEAKEE—Your Committee on Judiciary, to whom was referred House File No. 91, a bill for an act to amend section 2751 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 same be indefinitely postponed.

E. C. ROACH, Chairman.

Ordered passed on file.

Also:

ME. SPEAKEE — Your Committee on Judiciary to whom was referred House File No. 68, a bill for an act to provide relief to certain persons who have failed to make reports of sale of intoxicating liquors as provided by section 8, chapter 143, Twentieth 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 same be indefinitely postponed.

E. C. ROACH, 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 sections 2623 and 2624 of the Code, relative to service of notice of suit on unknown defendants, beg leave to report 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 following be substituted for section one (1) to wit:

"Section 1. That section 2623 of the Code, be and the same is hereby amended as follows: By inserting after the word "court" in the first line thereof the words "in which the action is pending or to be commenced or the judge thereof" and by adding to said sec-

tion the following words: "such notice shall not be published until said petition is filed."

And that when so substituted and amended the bill do pass.

E. C. ROACH, Chairman.

Ordered passed on file.

Also:

ME. SPEAKEE — Your Committee on Judiciary, to whom was referred House File No. 21, a bill for an act to amend sections 766 and 3784 of the Code, and section 1, chapter 184, laws of the Eighteenth General Assembly, relating to clerk of district court, the employment of deputies, and their compensation, beg leave to report that they have had the same under consideration, and have instructed me to report the same back to the House with the recommendation that section two thereof be amended as follows: by inserting after the word "appoint" in the 8th line thereof the following words: "Subject to the approval of the Board of Supervisors not more than three." By striking out the words "two or more".in said line. By striking out the word "or" in said line and substituting "and" therefor. By striking out the words "or both" in the 9th line. By inserting the words "twentyseventh" in the blank in the 10th line.

And that when so amended the bill do pass.

E. C. ROACH, Chairman.

Ordered passed on file. Also:

ME. SPEAKEE—Your Committee on Judiciary, to whom was referred House File No 58, a bill for an act to increase the power of courts, and to repeal section 2783 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 the substitute hereto attached as exhibit "A" do pass.

E. C. ROACH, Chairman.

Ordered passed on file.

Mr. Wyekoff, from the Committee on Mines and Mining, submitted the following report:

MR. SPEAKER—Your Committee on Mines and Mining, to whom was referred the resolution by Mr. Robb, directing your committee to enquire into and report to this House the reason why the report of the State Mine Inspector has not been printed and distributed, have instructed me to report that they have had the same under consideration and find that the Governor was in doubt whether the law authorized the publication of the State Mine Inspector's report, but expressed a desire to have the report printed; *provided* your committee were of the opinion that the law does so authorize, your committee are of the opinion that the printing of the State Mine Inspector's report is authorized by law, and recommend that the same be printed and distributed at once.

GEO. W. WYCKOFF, Chairman.

Ordered passed on file.

Mr. Jones, from the Committee to visit the Insane Asylum at Clarinda, submitted a report.

Ordered passed on file.

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Mr. Homrighaus, from the Committee to visit the Industrial School at Eldora, submitted a report.

Ordered passed on file.

Mr. Hunter, from the Committee on Enrolled Bills, submitted the following report:

ME. SPEAKEE.—Your Committee on Enrolled Bills, respectfully report that they have examined and find correctly enrolled House File No. 127, a bill for an act making an appropriation for a temporary dining hall and kitchen, and for the purchase of supplies for the Soldiers' Orphans' Home and Home for Indigent Children, at Davenport, Iowa, and to transfer insurance money from trustees to the treasury of the State.

HUNTER, Chairman.

The Speaker signed the bill in the presence of the House.

Mr. Riley, from the Committee on Municipal Corporations, submitted the following report:

Mr. SPEAKEE-Your Committee on Municipal Corporations, to whom was referred House File No. 43, a bill for an act to authorize cities organized under special charters to refund their outstanding bonded debt, and to provide for the payment 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 the same be amended by inserting after the word cities, in the first line of section 1, the words "of the first or second class," that the bill as amended do pass.

L. A. RILEY, Chairman.

Ordered passed on file.

Mr. Brown, from the Committee on Engrossed Bills, submitted the following report:

MR. SPEAKEE-Your Committee on Engrossed Bills respectfully report that they have examined and find correctly engrossed:

House file No. 1, a bill for an act in relation to the creation of independent school districts.

Also:

House file No. 64, a bill for an act to amend section 2273 of the Code, in regard to guardiains, has been examined and found to be correctly engrossed.

WM. BROWN, Chairman.

Ordered passed on file.

INTRODUCTION OF BILLS.

By Mr. Chantry, House File No. 293, a bill for an act making an appropriation to reimburse the Iowa State Agricultural Society for money expended in the permanent improvement of the State fair grounds, and to pay the indebtedness of said society.

Read first and second times and referred to the Committee on Agriculture.

By Mr. Chapman, House File No. 294, a bill for an act to compel notice of pendency of an action relating to real property.

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

File No. 295, a bill for an act to author-

By Mr. Cummins, House File No. 295, a bill for an act to authorize cities of the first class to require the construction of viaducts over or under railroads on public streets and to provide compensation to owners of property abutting on such streets.

Read first and second times and referred to the Committee on Municipal Organizations.

By Mr. Curtis, House File No. 296, a bill for an act for the protection of railroad employes and other persons at frogs, switches, guardrails and other places.

Read first and second times and referred to the Committee on Railroads

By Mr. Field, House File No. 297, a bill for an act to regulate the hanging of doors to public buildings.

Read first and second times and referred to the Committee on Public Lands and Public Buildings.

By Mr. Hall, House File No. 298, a bill for an act requiring railway companies to block switches, frogs, guard and guide rails, and providing penalties for a violation thereof.

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

By Mr. Head, by request, House File No. 299, a bill for an act to exterminate English sparrows.

Read first and second times and referred to the Committee on Agriculture.

By Mr. Hunter, House File No. 300, a bill for an act to provide for the levy of a street or road tax by municipal corporations.

Read first and second times and referred to the Committee on Municipal Corporations.

By Mr. Jolly, House File No. 301, a bill for an act to amend section 1, chapter 137, laws of Nineteenth General Assembly, relating to registered pharmacists.

Read first and second times and referred to the Committee on Medicine, Surgery and Pharmacy.

By Mr. Kennan, by request, House File No. 302, a bill for an act to better protect the owners of stallions kept for service.

Read first and second times and referred to the Committee on Agriculture.

By Mr. Riley, House File No. 303, a bill for an act providing for a topographical survey of Iowa, and making an appropriation therefor.

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

By Mr. Riley, House File No. 304, a bill for an act for an appropriation for the Benedict Home.

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

By Mr. Roundy, House File No. 305, a bill for an act to legalize the organization and official proceedings of the independent school district of Panama, in Shelby county, Iowa.

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

By Mr. Rowan, House File No. 306, a bill for an act prohibiting

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the leasing of convict labor within the State of Iowa, and providing for the employment of such labor.

Read first and second times and referred to the Committee on Labor.

By Mr. Teale, House File No. 307, a bill for an act to amend chapter 40 of the acts of the Nineteenth General Assembly, relating to support of Institution for Feeble Minded Children.

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

By Mr. Teale, House File No. 308, a bill for an act to provide for the payment to the State of the amount advanced for the support of Asylums for the Insane and the Institution for Feeble-Minded Children.

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

By Mr. Teale, House File No. 309, a bill for an act to amend section 2187 of the Code of 1873, relating to the issuance of marriage licenses.

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

By Mr. Thornburg, House File No. 310, a bill for an act to protect breeders from breeding to animals having bogus pedigrees.

Read first and second times and referred to the Committee on Animal Industry.

By Mr. Thompson, House File No. 311, a bill for an act to authorize school districts to purchase text books for the free use of pupils.

Read first and second times and referred to the Committee on Text books.

SENATE MESSAGES CONSIDERED.

Concurrent Resolution by Senator Meservey:

WHEREAS, Great inconvenience, expense, loss and distress now exist in Northwestern Iowa by reason of the failure and refusal of the railroad companies to furnish at all shipping points in the northwestern part of the State, cars sufficient and necessary to transport to market the products of the country now awaiting shipment; therefore,

Be it resolved by the Senate the House concurring, That the Railroad Commissioners of Iowa are hereby requested to immediately demand of all railroad companies operating roads in Northwestern Iowa to at once and without delay furnish sufficient cars to relieve the present urgent demand therefor, and in case of non compliance that the Commissioners cause suit to be brought for such discrimination and failure to furnish said cars.

On motion House concurred in the resolution.

Senate File No. 49, a bill for an act to amend chapter 161, of the acts of the Twenty-first General Assembly, relating to the registration of voters in cities.

Read first and second times, referred to Committee on Municipal Corporations and ordered printed.

BILLS ON CALENDAR.

Substitute for House File No. 67.

Laid over.

House File No. 32, a bill for an act in relation to the duties of county surveyors.

Laid over.

House File No. 39, a bill for an act to protect owners of real estate from trespass by hunters, trappers and other persons.

Mr. Head moved that bill and amendments of committee be considered by sections.

Carried.

Amendment to section 1, inserting word "enclosed" between words "the" and "lands" in first line.

Mr. Roach moved to amend the amendment by adding after "enclosed" words "or improved."

Carried.

Amendment as amended carried.

Mr. Berryhill moved to amend section 1 by inserting after the word "lands" in first line the words "or upon the roads adjoining the same."

Amendment by committee striking out "in writing" between words "owners" and "for" in second line.

Carried.

Amendment by committee adding words "except wolves and foxes" at end of section 1.

Lost.

Mr. Riley moved the previous question.

Messrs. Head and Shipley called for the yeas and nays.

The yeas were:

Messrs. Agnew, Berryhill, Blythe, Burgess, Calvin, Clarke, Curtis, Dayton, Dietz, Doron, Eilers, Estes, Evans, Field, Hamilton, Horton, Jones, Kennan, Kline, McFarland, Mitchell, Moore, Oakman, Piatt, Robb, Roberts, Robeson, Roe, Roundy, Rowan, Schleicher, Shipley, Thornburg, Townsend, Wagner and Wilson of Butler-37.

The nays were:

Messrs. Anderson of Hamilton, Anderson of Warren, Ball, Beem, Brown, Byers, Chantry, Chapman, Davie, Dobson, Draper, Duus, Eckles, Fillmore, Hall, Hauser, Hart, Head, Hipwell, Hobbs, Homrighaus, Hospers, Hotchkiss, Hunter, Jolly, Larson, Lewis, Limback, Lockin, Luke, Mack, Mahoney, Nelson, Nicoll, Owen, Parkhurst, Paschal, Rice, Riley, Roach, Smith, Steele, Teale, Theophilus, Thompson, Thornily, Tipton, Walker, Wilson of Cass, Woods, Wyckoff, Yergey and Mr. Speaker.-53.

Absent or not voting :

Messrs. Buell, Craig, Crooks, Cummins, Custer, Darnall, Foley, Russel, Slosson and Wilbur-10.

So the motion for the previous question was lost.

MESSAGE FROM THE SENATE.

The following message was received from the Senate :

ME. SPEAKEE—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. 2, a bill for an act granting to the Chicago, Burlington & Quincy Railroad Company all the title and interest of the State of Iowa in and to certain grounds on the Des Moines river in the city of Ottumwa, Wapello county, Iowa.

Also :

Senate File No. 47, a bill for an act to punish and prevent fraud in the sale of grain, seed and other cereals.

Also:

Joint Resolution No. 3, liens of judgments of Federal Courts rendered in State of Iowa.

Also :

Concurrent Resolution memorializing Congress relative to passage of bills regulating the sale of adulterated lard.

W. R. COCHBAN, Assistant Secretary.

Also :

ME. SPEAKEE—I am directed to inform your honorable body that the Senate has concurred in House concurrent resolution relative to printing reports of visiting committees with amendment.

W. R. COCHBAN, Assistant Secretary.

Mr. Berryhill's amendment was lost.

Mr. Roe moved to amend by adding at the end of section 1 the words "except skunks and polecats".

Mr. Roach moved to amend the amendment by striking out the words "and polecats".

Lost.

Amendment carried.

Question upon the adoption of section 1.

Adopted.

The following amendments of the committee to section 2 were adopted:

Striking out the word "five", inserting "two" between words "than" and "dollars" in fourth line.

Striking out the word "fifty", inserting "twenty" between "than" and "dollars" in sixth line.

Striking out all from the word "days" in eighth line to "to be paid" in the eleventh line, inserting the words "said funds" before "to be paid", etc.

Amendment by Mr. Beem, to strike out the word "thirty" in third line and insert "ten".

Adopted.

Section 2 adopted.

Section 3 stricken out.

Question being upon the engrossment of the bill.

Messrs. Burgess and Roe called for the ayes and nays.

The yeas were:

Messrs. Agnew, Anderson of Hamilton, Anderson of Warren, Chapman, Clarke, Craig, Crooks, Curtis, Doron, Eilers, Estes, Hall, Hamilton, Hauser, Hart, Head, Horton, Homrighaus, Hospers, Hunter, Jones, Kennan, Kline, Larson, Lockin, Mack, Mahoney, Nelson, Nicoll, Owen, Piatt, Rice, Riley, Roach, Robeson, Roundy, Russell, Schleicher, Shipley, Steele, Slosson, Smith, Theophilus, Thornburg, Thorniley, Tipton, Walker, Wilson of Butler, Woods, Wyckoff, Yergey and Mr. Speaker—52.

The nays were:

Messrs. Ball, Beem, Berryhill, Blythe, Brown, Buell, Burgess, Byers, Calvin, Chantry, Cummins, Custer, Darnall, Davie, Dayton, Dobson, Draper, Duus, Eckles, Evans, Field, Fillmore, Foley, Hipwell, Hobbs, Hotchkiss, Lewis, Limback, Luke, Mitchell, Moore, Oakman, Parkhurst, Paschal, Robb, Roberts, Roe, Rowan, Teale, Thompson, Townsend, Wagner, Wilbur and Wilson of Cass-45.

Absent or not voting:

Messrs. Dietz, McFarland and Wyman-3.

So the bill was ordered engrossed.

Senate File No. 51, a bill for an act to amend section 1789 of the Code, with reference to elections in independent school districts.

Ordered engrossed.

House File No. 64, a bill for an act to amend section 2273 of the Code, in regard to guardians.

The bill was read a third time.

The question being, shall the bill pass?

The yeas were:

Messirs. Agnew, Anderson of Hamilton, Anderson of Warren, Ball, Beem, Berryhill, Blythe, Brown, Buell, Byers, Calvin, Chantry, Chapman, Clarke, Craig, Crooks, Cummins, Curtis, Custer, Darnall, Davie, Dayton, Dobson, Doron, Draper, Duus, Eckles, Eilers, Estes, Evans, Field, Fillmore, Foley, Hall, Hamilton, Hauser, Hart, Hipwell, Hobbs, Horton, Homrighaus, Hospers, Hunter, Jolly, Jones, Kennan, Kline, Larson, Lewis, Limback, Lockin, Mack, Mahoney, Mitchell, Moore, Nelson, Nicoll, Oakman, Owen, Parkhurst, Paschal, Riley, Roach, Robb, Roberts, Roe, Roundy, Bowan, Schleicher, Shipley, Steele, Slosson, Smith, Teale, Theophilus, Thompson, Thornburg, Thorniley, Tipton, Townsend, Wagner, Walker, Wilbur, Wilson of Butler, Wilson of Cass, Woods, Wyckoff, Wyman and Yergey-89.

The nays were none.

Absent or not voting:

Messrs. Burgess, Deitz, Head, Hotchkiss, Luke, McFarland, Piatt, Rice, Robeson, Russell and Mr. Speaker-11.

So the bill passed and the title was agreed to.

House File No. 1, a bill for an act to provide for the formation of independent school districts.

Mr. Anderson of Hamilton, moved that the rules be suspended, and the bill be read a third time now.

Carried.

The bill was read a third time.

The question being, shall the bill pass?

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The yeas were :

Meesrs. Agnew, Anderson of Hamilton, Anderson of Warren, Ball, Beem, Berryhill, Blythe, Brown, Buell, Burgess, Byers, Calvin, Chantry, Chapman, Clarke, Craig, Crooks, Cummins, Curtis, Custer, Darnall, Davie, Dayton, Dobson, Doron, Draper, Duus, Eckles, Eilers, Estes, Evans, Field, Fillmore, Foley, Hamilton, Hauser, Head, Hipwell, Hobbs, Homrighaus, Hospers, Hotchkiss, Hunter, Jolly, Jones, Larson, Lewis, Limback, Lockin, Luke, Mack, Mahoney, Mitchell, Moore, Nelson, Nicoll, Oakman, Owen, Parkhurst, Piatt, Rice, Roach, Robb, Roberts, Robeson, Roe, Roundy, Rowan, Russell, Schleicher, Shipley, Steele, Slosson, Smith, Teale, Theophilus, Thompson, Thornburg, Thorniley, Tipton, Townsend, Wagner, Walker, Wilbur, Wilson of Butler, Wilson of Cass, Woods, Wyckoff and Yergey—89.

The nays were :

Messrs. Hart, Horton, Kline, Riley and Wyman-5.

Absent or not voting :

Messrs. Dietz, Hall, Kennan, McFarland, Paschal, and Mr. Speaker -6.

So the bill passed and the title was agreed to.

On motion of Mr. Hospers the House adjourned.

HALL OF THE HOUSE OF REPRESENTATIVES | DES MOINES, IOWA, February 2, 1888. }

House met in regular session at 2 o'clock P. M. Speaker in the chair.

Prayer by Rev. G. C. Henry.

Journal of yesterday read and approved.

Mr. Wilbur moved to reconsider order of engrossment of Senate File No. 51, a bill for act to amend section 1789 of the Code, with reference to elections in independent school districts.

Carried.

Question upon the third reading of the bill.

Carried.

The bill was read a third time.

The question being, shall the bill pass?

The yeas were:

Messrs. Agnew, A. Anderson, C. L. Anderson, Ball, Beem, Berryhill, Blythe, Brown, Buell, Burgess, Byers, Calvin, Chantry, Chapman, Craig, Crooks, Cummins, Curtis, Custer, Darnall, Davie, Dayton, Deitz, Dobson, Doron, Draper, Duus, Eckles, Eilers, Estes, Evans, Field, Fillmore, Foley, Hall, Head, Hamilton, Homrighaus, Hart, Hipwell, Hobbs, Horton, Hospers, Hotchkiss, Hunter, Jolly, Jones, Kennan, Kline, Larson, Lewis, Limback, Lockin, Luke, Mack, Mahoney, McFarland, Mitchell, Moore, Nelson, Nicoll, Oakman, Owen, Parkhurst, Paschal, Piatt, Riley, Robb, Roberts, Robeson, Roe, Roach, Roundy, Rowan, Russell, Schleicher, Shipley, Steele, Slosson, Smith, Teale, Theophilus, Thompson, Thornburg, Thornily, Tipton, Townsend, Wagner, Walker, Wilbur, E. Wilson, S. Wilson, Woods, Wyckoff, Wyman, Yergey and Mr. Speaker-97.

The nays were none.

Absent or not voting:

Messrs. Clarke, Hauser and Rice.-8.

So the bill passed and the title was agreed to.

MESSAGE FROM THE SENATE.

The following message was received from the Senate:

ME. 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 requiring railroad companies to fence their tracks, within the State of Iowa, and keep the same in good repair. Also:

Joint resolution, number 6, relating to pensions.

Also:

The Senate has concurred in House Concurrent Resolution, relative to printing rules of Twenty-second General Assembly.

W. R. COCHEAN, Asst. Secretary.

PETITIONS AND REMONSTRANCES.

By Mr. Byers, from citizens of Lucas county on several subjects. Referred to the Committee on Railroads.

By Mr. Hall, from citizens of Ida county for relief from scarcity of cars.

Referred to Committee on Railroads.

By Mr. Craig, from citizens of Keckuk county, protesting against passage of section 2 of Senate File No. 30.

Referred to the Committee on Judiciary.

By Mr. Byers, from citizens of Lucas county, asking for protection to the owners of domestic animals.

Referred to the Committee on Agriculture.

By Mr. Berryhill, a remonstrance from citizens of Polk county, against the passage of House File No 153.

Referred to the Committee on Judiciary.

REPORTS OF COMMITTEES.

Mr. Wilson of Cass, from the Committee on Railroads and Commerce, submitted the following report:

ME. SPEAKEE—Your Committee on Railroads and Commerce, to whom was referred House File No. 105, a bill for an act to repeal chapter 123, acts of the Sixteenth General Assembly; also, chapter 173 of the Seventeenth General Assembly, relating to voting tax and bonds to aid railroads, beg leave to report 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 same do pass.

WILSON, Chairman.

Ordered passed on file.

Also :

ME. SPEAKEE—Your Committee on Railroads and Commerce, to whom was referred House File No. 121, a bill for an act to regulate the sale of railroad mortgage bonds and obligations and to create a personal liability to the violation of the provisions 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 the same be indefinitely postponed,

WILSON, Chairman.

Ordered passed on file.

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

MR. SPEAKER.—Your Committee on Agriculture, to whom was referred House File No. 100, a bill for an act to provide for and require the training of hedge fences along public highways and upon partition 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 without recommendation.

B. F. TIPTON, Chairman.

Ordered passed on file.

Mr. Wyckoff, from the Committee on Mines and Mining, submitted the following report:

ME. SPEAKEE.—Your Committee on Mines and Mining, to whom was referred House File No. 10, a bill for an act to amend section 4, chapter 140 of the laws of the Twenty-first General Assembly, and to amend chapter 21 of the laws of the Twentieth General Assembly, relative to the State Mine Inspectors, their duties and manner of appointment, beg leave to report 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 following substitute for section 1 of the bill be adopted:

SEC. 1. That section 4, chapter 140, laws of the Twenty first General Assembly, be amended by adding thereto the following words: "And each of said Mine Inspectors shall also have and keep an office. at a place designated by the Governor, accessible to railroad and telegraph in their respective districts, where at all reasonable times and when not actually engaged elsewhere such Inspectors shall be found." Also by amending section 21 in 6th line after the words United States by adding the words, (and the State of Iowa). Also adding in section 22 "five dollars" at the beginning of 20th line. Also by amending section 22 by erasing "per annum" in 25th line and inserting "\$50 for each biennial session." Also by amending section 23 in 25th line after the word "States," and inserting the words (and the State of Iowa.) And that as so amended the bill do pass.

GEO. W. WYCKOFF, Chairman.

Substitute read first and second times.

Ordered passed on file.

Mr. Riley, from the Committee on Municipal Corporations, submitted the following report:

ME. SPEAKEE—Your Committee on Municipal Corporations, to whom was referred House File No. 44, a bill for an act providing additional powers to cities organized under special charters, with reference to the improvement of streets, highways, avenues or alleys, and to provide a system of payment 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 same be amended as follows: Amend section 1 by inserting, after the word "State," in the first line, the words, "of the first and second class;" also amend section 1 by striking out of lines 2 and 3 the words "session laws" and inserting the word "acts" in lieu thereof; also amend section 1 by inserting after the words "first-class" in line 3, the words "therein named;" also amend section 1 by striking out all of lines 4, 5, 6, 7, 8, and 9. And that as amended the bill do pass. L. A. RILEY, Chairman.

Ordered passed on file.

Mr. Moore, from the Committee on Federal Relations, submitted the following report:



ME. SPEAKEE—Your Committee on Federal Relations, to whom was referred concurrent resolution by Mr. Ball, relative to using the federal surplus for pensions to veterans of the late war, beg leave to report 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 same do pass.

Ordered passed on file.

Also:

MR. SPEAKEE—Your Committee on Federal Relations, to whom was referred Memorial and Joint Resolution No. 1, by Mr. Hall, relative to coal trusts, 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 the same do pass, and be ordered printed.

Ordered passed on file.

Also:

ME. SPEAKER—Your Committee on Federal Relations, to whom was referred Memorial and Joint Resolution No. 4, beg leave to report 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 same do pass.

Ordered passed on file.

Mr. Doron, from the Committee on Medicine, Surgery, and Pharmacy, submitted the following report:

ME. SPEAKEE—Your Committee on Medicine and Surgery, to whom was referred House File No. 178, a bill for an act to amend section 24 of chapter 151 of the laws of the Eighteenth General Assembly, changing times of the meetings of 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 the same do pass.

J. DORON, Chairman.

Ordered passed on file.

Also:

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Mr. SPEAKER—Your Committee on Medicine and Surgery, to whom was referred House File No. 27, a bill for an act to provide for having the report of the State Oil Inspector made to the Governor, beg leave to report that 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. DOBON, Chairman.

Ordered passed on file.

Mr. Brown, from the Committee on Engrossed Bills, submitted the following report:

MR. SPRAKER-Your Committee on Engrossed Bills, respectfully report that they have examined and find correctly engrossed, House

[FEB. 2,

MOOBE, Chairman.

R. H. MOOBE, Chairman.

MOORE, Chairman.

File No. 39, a bill for an act to protect owners of real estate from trespass by hunters and other persons.

WM. BROWN, Chairman.

Ordered passed on file.

Mr. Hall, from the Committee on Private Corporations, submitted the following report:

ME. SPEAREE—Your Committee on Private Corporations, to whem was referred House File No. 16, a bill for an act amendatory and additional to chapter 6, title 9, of the Code of 1873, in relation to mutual building associations, beg leave to report 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 same be amended by striking out section 7, and that as amended the bill do pass.

JOHN C. HALL, Chairman.

Ordered passed on file.

Mr. Burgess, from the Committee to visit the Penitentiary at Ft. Madison, submitted a report.

Ordered passed on file.

INTRODUCTION OF BILLS.

By Mr. Anderson of Warren, House File No. 312, a bill for an act to prevent the collection of any greater rate of interest on a stay bond than is provided for in judgment.

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

By Mr. Berryhill (by request), House File No. 313, a bill for an act for an appropriation for the claim of J. P. Bushnell & Co., for preparing, publishing and distributing five thousand copies of "Iowa Resources and Industries," at the World's Fair in 1885.

Read first and second times and referred to the Committee on Claims.

By Mr. Buell, House File No. 314, a bill for an act to relieve disabled firemen belonging to the Iowa Firemen's Association, and to provide for funeral expenses.

Read first and second times and referred to the Committee on Insurance.

By Mr. Byers, House File No. 315, a bill for an act to repeal section 2, of chapter \$5, of the acts of the Twenty-first General Assembly, and enact a substitute, in relation to the assessment of damages where public highways are established along streams to avoid building bridges.

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

By Mr. Craig, House File No. 316, a bill for an act to repeal section 366, chapter 7, title 4, of the Code of 1873, in relation to the duties of the coroner, so as to conform with chapter 195, page 212, laws of the Twentieth General Assembly, and enact a substitute therefor.

Read first and second times and referred to the Committee on Medicine, Surgery and Pharmacy. By Mr. Cummins, House File No. 317, a bill for an act to establish and provide for the government and support of the State Libraries, and to make appropriations therefor.

Read first and second times and referred to the Committee on Library.

By Mr. Curtis, House File No. 318, a bill for an act to provide for the inspection and government of city and county prisons, county infirmaries and poor-houses.

Read first and second times and referred to the Committee on Police Regulations.

By Mr. Hobbs, House File No. 319, a bill for an act to limit and define the eligibility of persons for the office of county superintendent of schools.

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

By Mr. Hunter, House File No. 320, a bill for an act to amend chapter 39 of the laws of the Seventeenth General Assembly, relating to the cancellation of insurance policies in certain cases.

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

By Mr. Limback, House File No. 321, a bill for an act to amend section 1571 of the Code, relating to publication of "quarterly bank statements."

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

By Mr. McFarland, House File No. 329, a bill for an act to provide for a department of public printing and binding for the State of Iowa, and to prescribe rules and regulations for the management of the same.

Read first and second times and referred to the Committee on Printing.

By Mr. Riley, House File No. 323, a bill for an act to repeal section 2455 of the Code, and enact a substitute therefor.

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

By Mr. Robb, House File No. 324, a bill for an act to define the meaning of the *words* "crossings or intersections as used in chapter 24, laws of 1884, and providing for the erection of railroad stationhouses.

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

By Mr. Rowan, House File No. 325, a bill for an act to enable a married woman to sue her husband at law for her support and for other purposes.

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

By Mr. Smith, House File No. 326, a bill for an act to define the jurisdiction of notaries public and to amend section 277 of the Code of Iowa in relation thereto.

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

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By Mr. Teale, by request, House File No. 327, a bill for an act to amend chapter 104, acts of the Twenty-first General Assembly.

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

By Mr. Townsend, House File No. 329, a bill for an act providing for the issue of water works bonds by cities of the second class.

Read first and second times and referred to the Committee on Municipal Corporations.

Concurrent resolution of Mr. Ball, reported to day, ordered printed.

Mr. Craig, at the request of tax-payers, presented a petition from citizens of Lee county for a consolidation of the county seats of Lee county.

Referred to the Committee on Judiciary.

Message from the Governor, communicating supplementary report of State Board of Health. Referred to the Committee on Medicine, Surgery and Pharmacy.

BRSOLUTIONS.

Memorial and joint resolution, No. 3, by Mr. Burgess, relative to International Peace Commission.

Read, ordered printed and referred to the Committee on Federal Relations.

By Mr. Ball, requesting the Railroad Commission to investigate the workings of the present law for assessing railroad property.

Referred to the Committee on Railroads.

By Mr. Roe:

Resolved, That the chairmen of the several committees of this house shall place upon the bulletin board all the special committee meetings of their respective committees at least one hour before the time of such meetings, and in every case the said notice shall be so placed before or at the time of the adjournment of the afternoon session of the House.

Adopted.

By Mr. Crooks, relative to the activity of the lobby.

Referred to the Committee on Retrenchment and Reform.

By Mr. Russell:

Resolved, That the chairman of the committee in charge of all legalizing bills be requested to report the same promptly back to the House, and that the same shall be taken up on Saturday next and disposed of as a special order of that date.

Adopted.

SENATE MESSAGES CONSIDERED.

Senate File No. 7, a bill for an act requiring railroad companies to fence their tracks within the State of Iowa and to keep the same in good repair.

Read first and second times, ordered printed, and referred to the Committee on Railroads.

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CONCURRENT RESOLUTION.

Concurrent resolution by Senator Knight, requesting Congress to prohibit the sale of adulterated lard and require statement of actual contents on package thereof, and to pass the bill now pending for that purpose.

Resolved by the Senate, the House concurring, That our Senators and Representatives in Congress be requested to secure legislation that will prohibit the sale of adulterated lard throughout the United States, unless on the package containing the same a true statement is given of the actual contents and of the proportion of genuine lard therein; and that they be further requested to aid in the passage of any bill now before Congress having in view the purpose above indicated.

On motion of Mr. Rowan the resolution was concurred in.

Senate joint resolution No. 6, by Senator Mills, relating to arrears of pensions.

Read and referred to Committee on Federal Relations.

Senate joint resolution No. 3, by Senator Garlock.

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

That our representatives in the Senate and House of Representatives in Congress, be requested to use their efforts to secure the passage of a bill which shall require that before judgment rendered in the federal courts sitting in the State of Iowa, shall become liens upon real estate transcripts thereof shall be filed with the clerk of the court in the county where the real estate is located, and be properly indexed.

Resolution was concurred in.

House concurrent resolution relative to printing reports of visiting committees.

Question upon Senate amendment striking out 300 and inserting 500.

On motion of Mr. Berryhill Senate amendment was concurred in.

Senate File No. 47, a bill for an act to punish and prevent fraud in the sale of grain, seed and other cereals.

Read first and second times and referred to the Committee on Agriculture.

Senate File No. 2, a bill for an act granting to the Chicago, Burlington & Quincy Railroad Company, all the title and interest of the State of Iowa in and to certain grounds on the Des Moines river in the city of Ottumwa, Wapello county, Iowa.

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

Petition in favor of Senate File No. 2.

Referred to same committee.

BILLS ON CALENDAR.

Substitute for House File No. 67, a bill for an act to prohibit selling, giving, or furnishing tobacco in any of its forms, to minors under the age of 16 years.

Question upon engrossment of the substitute.

Mr. Thompson moved to amend by striking out the words "minor "

and "sixteen (16)" in 3d line of section 1, and insert in place of the word "sixteen (16)" the word "sixty (60)."

Lost.

Amendment by Mr. Hotchkiss, to strike out all after the word "age" in section 1, and insert the following; "or to any State officer, member of the General Assembly, county or municipal officer, or minister of the gospel."

Amendment by Mr. Cummins, to add to section 2, "provided that the person so accused may show in defense that he in good faith believed such minor to be more than sixteen years of age".

Upon the adoption of Mr. Hotchkiss' amendment, Messrs. Hotchkiss and Robb called for the yeas and nays.

The yeas were :

Messrs. Beem, Burgess, Clarke, Craig, Darnall, Davie, Dayton, Dietz, Duus, Eilers, Estes, Fillmore, Foley, Hart, Hipwell, Hobbs, Horton, Hotchkiss, Jolly, Jones, Kline, Limback, Owen, Piatt, Robb, Roe, Roundy, Shipley, Slosson, Teale, Thompson and Wagner-32. The nays were :

Messrs. Agnew, Anderson of Hamilton, Anderson of Warren, Ball, Berryhill, Blythe, Brown, Buell, Byers, Calvin, Chantry, Chapman, Crooks, Cummins, Curtis, Custer, Dobson, Doron, Draper, Eckles, Evans, Field, Hall, Hamilton, Hauser, Head, Homrighaus, Hospers, Hunter, Kennan, Larson, Lewis, Lockin, Luke, Mack, Mahoney, McFarland, Mitchell, Moore, Nelson, Nicoll, Oakman, Parkhurst, Paschal, Roach, Roberts, Robeson, Riley, Russell, Schleicher, Smith, Steele, Theophilus, Thornburg, Thorniley, Tipton, Townsend, Walker, Wilbur, Wilson of Butler, Wilson of Cass, Woods, Wyckoff, Wymap, Yergey and Mr. Speaker-66.

Absent or not voting:

Messrs. Rice and Rowan-2.

So the amendment was lost.

Question upon the amendment by Mr. Cummins.

Messrs. Cummins and Burgess called for the yeas and nays. The yeas were:

Messrs. Agnew, Beem, Buell, Burgess, Craig, Cummins, Curtis, Davie, Dayton, Dietz, Duus, Eilers, Estes, Foley, Hamilton, Hart, Hipwell, Horton, Homrighaus, Hospers, Hotchkiss, Jolly, Kline, Larson, Limback, Mitchell, Owen, Piatt, Roach, Robb, Roe, Roundy, Rowan, Schleicher, Teale, Theophilus, Thompson, Townsend, Wagner, Wyckoff and Wyman-41.

The nays were:

Messrs. Anderson of Hamilton, Anderson of Warren, Ball, Blythe, Brown, Byers, Calvin, Chantry, Chapman, Clarke, Crooks, Custer, Darnall, Dobson, Doron, Draper, Eckles, Evans, Field, Fillmore, Hauser, Head, Hunter, Jones, Kennan, Lewis, Lockin, Luke, Mack, Mahoney, McFarland, Moore, Nelson, Nicoll, Oakman, Parkhurst, Paschal, Riley, Roberts, Russell, Shipley, Slosson, Smith, Thornburg, Thorniley, Tipton, Walker, Wilbur, Wilson of Butler, Wilson of Cass, Woods, Yergey and Mr. Speaker—53.

Absent or not voting:

Messrs. Berryhill, Hall, Hobbs, Rice, Robeson and Steele-6. So the amendment was lost. Amendment by Mr. Craig, to add to section 3, "any minor buying tobacco in any form under this act, shall be deemed guilty of a misdemeanor, and be subject to the same punishment as provided by section 2 hereof."

Amendment by Mr. Clarke: To strike out the word "sixteen" (16), in third line of section 1, and insert "eighteen" (18).

Mr. Wilbur moved the previous question.

Carried.

Question upon Mr. Craig's amendment.

Messrs. Craig and Woods called the yeas and nays.

The yeas were:

Messes. Beem, Burgess, Craig, Cummins, Curtis, Davie, Dayton, Dietz, Duus, Eilers, Estes, Foley, Hart, Hipwell, Horton, Hotohkiss, Jolly, Kline, Limback, Mitchell, Owen, Piatt, Roach, Robb, Roundy, Theophilus, Thompson, Wagner, Woods and Wyman-30.

The nays were:

Messrs. Agnew, Anderson, of Hamilton, Anderson, of Warren, Ball, Berryhill, Blythe, Brown, Buell, Byers, Calvin, Chantry, Chapman, Clarke, Crooks, Custer, Darnall, Dobson, Doron, Draper, Eckles, Evans, Field, Fillmore, Hall, Hauser, Head, Homrighaus, Hospers, Hunter, Jones, Kennan, Larson, Lewis, Lockin, Luke, Mack, McFarland, Moore, Nelson, Nicoll, Oakman, Parkhurst, Paschal, Riley, Roberts, Robeson, Rowan, Russell, Schleicher, Shipley, Slosson, Smith, Thornburg, Thorniley, Tipton, Townsend, Walker, Wilbur, Wilson of Butler, Wilson of Cass, Wyckoff, Yergey and Mr. Speaker -63.

Absent or not voting:

Messrs. Hamilton, Hobbs, Mahoney, Rice, Roe, Steele and Teale -7.

So the amendment was lost.

Question upon Mr. Clarke's amendment.

Lost.

Question upon the engrossment of the bill.

Messrs. Thompson and Hotchkiss called the yeas and nays.

The yeas were:

Messrs. Agnew, Anderson of Hamilton, Anderson of Warren, Ball, Berryhill, Blythe, Brown, Byers, Calvin, Chapman, Crooks, Custer, Darnall, Dobson, Doron, Eckles, Evans, Field, Fillmore, Hall, Hauser, Hospers, Hunter, Jones, Lewis, Limback, Lockin, Luke, Mack, Mahoney, McFarland, Moore, Nelson, Nicoll, Oakman, Paschal, Riley, Roberts, Robeson, Russell, Schleicher, Shipley, Slosson, Smith, Theophilus, Thornburg, Thorniley, Tipton, Walker, Wilbur, Wilson of Butler, Wilson of Cass, Woods, Wyckoff, Yergey and Mr Speaker—56.

The nays were:

Messrs. Beem, Buell, Burgess, Chantry, Clarke, Oummins, Curtis, Davie, Dayton, Deitz, Draper, Duus, Kilers, Foley, Hamilton, Hart, Hipwell, Horton, Homrighaus, Hotohkiss, Jolly, Kennan, Kline, Larson, Owen, Parkhurst, Piatt, Roach, Robb, Roe, Roundy, Rowan, Teale, Thompson, Townsend, Wagner and Wyman-37.

Absent or not voting:

Messrs. Craig, Estes, Head, Hobbs, Mitchell, Rice and Steele-7.

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So the bill was ordered engrossed.

House File No. 33, a bill for an act to amend sections 2623 and 2624 of the Code, in relation to service of notice of suit upon unknown defendants.

Amendments by committee, inserting in first line of section 1, after the word "court" the words "in which said action is pending or to be commenced," and inserting before the word "judge" in the same line the word "the," and adding at the end of section 2 the words "such notice shall not be published until said petition is filed."

Adopted.

The bill was ordered engrossed.

House File No. 32, passed to foot of calendar.

House File No. 26, a bill for an act to amend paragraph 7 of section 2077 of the Code of Iowa, relating to the rate of interest upon written contracts.

The bill was ordered engrossed.

House File No. 41, laid over.

House File No. 112, a bill for an act to amend section 3639 of the Code, in relation to evidence.

The bill was ordered engrossed.

House File No. 91, a bill for an act to amend section 2751, chapter 9, title 17 of the Code of 1873.

Indefinitely postponed.

House File No. 68, a bill for an act to grant relief to certain persons who have incurred the liabilities provided for failure to make reports of sales of intoxicating liquors, as required by section 8 of chapter 143 of the laws of the Twentieth General Assembly.

Indefinitely postponed.

House File No. 21, a bill for an act to amend sections 766 and 3784 of the Code, and section 1, chapter 184, laws of the Eighteenth General Assembly, relating to the clerk of the district court, the employment of deputies and the compensation of such officers.

Amendments by committee to section 2:

Inserting after the word "appoint" in the 8th line the words "subject to the approval of the board of supervisors not more than three." By striking out the words "two or more" in said line. By striking out the word "or" in said line and substituting "and" therefor. By striking out the words "or both" in the 9th line. By inserting the words "twenty-seventh" in the blank in the 10th line.

Adopted.

Amendment by Mr. Theophilus:

To amend section 2 by inserting after the word "clerks" in the 10th line the following: "The salary of each such deputy or clerk shall not exceed the rate of six hundred dollars per annum for the time actually employed."

Lost.

Amendment by Mr. Dayton, inserting between the words "or" and "more" in the fourth line of section 1, the following: "in counties having a population in excess of 30,000 inhabitants.

Adopted.

The bill was ordered engrossed.

Substitute for House File No. 58, a bill for an act to repeal section.

19783 of the Code of Iowa, and to enact a substitute therefor, relating to the restriction of arguments before courts and juries.

Substitute adopted.

The bill was ordered engrossed.

House File No. 43, a bill for an act to authorize cities organized under special charters to refund their outstanding bonded debt and to provide for the payment of the same.

Amendment by committee, inserting after the word "cities" in the first line of section 1, the words "of the first or second class." Adopted.

Amendment by Mr. Hamilton, to insert in line five of section 2, after the words "day of" the following words: "or at the pleasure of said city at any time after five years."

Adopted.

The bill was ordered engrossed.

Mr. Rice was granted leave of absence until Tuesday.

On motion of Mr. Hotchkiss the House adjourned.

HALL OF THE HOUSE OF REPRESENTATIVES, DES MOINES, IOWA, Friday, February 8, 1888.

House met in regular session at 2 P. M.

. The Speaker in the chair.

Prayer by Rev. A. L. Frisbie.

Journal of yesterday read and approved.

Mr. Hotchkiss offered the following:

Resolved, That when this House adjourns it will be till to-morrow at 10 o'clock.

Amendment by Mr. Berryhill to strike out "to-morrow at 10 o'clock" and insert the words "2 P. M. Monday, February 6."

Carried.

The resolution as amended was adopted.

The Speaker called Mr. Head to the chair.

Mr. Cummins moved to suspend the rules and take up House File No. 91.

Carried.

Mr. Cummins moved a reconsideration of order of engrossment of House File No. 21.

Carried.

Mr. Cummins moved that the rules be suspended, the bill considered engrossed and read a third time now.

Mr. Cummins moved a reconsideration of the following amendment offered yesterday by Mr. Theophilus:

To amend section 2 by inserting after the word "clerks" in line ten, the following: "at a salary not exceeding the rate of six hundred (600) dollars per annum to each such deputy or clerk for the time actually employed."

Carried.

Amendment adopted.

Motion to suspend the rules carried.

The bill was read a third time.

The question being, shall the bill pass?

The yeas were:

Mesers. Agnew, Anderson of Hamilton, Anderson of Warren, Ball, Beem, Berryhill, Blythe, Brown, Buell, Byers, Calvin, Chantry, Chapman, Clarke, Craig, Crooks, Cummins, Darnall, Davie, Dayton, Diets, Dobson, Doron, Draper, Duus, Eckles, Eilers, Estes, Foley, Hall, Hauser, Hart, Head, Hipwell, Horton, Homrighaus, Hospers, Hotchkiss, Hunter, Jolly, Kennan, Larson, Lewis, Limback, Lockin, Luke, Mack, Mahoney, McFarland, Mitchell, Moore, Nelson, Nicoll, Oakman, Owen, Parkhurst, Paschal, Piatt, Riley, Roach, Robb, Roberts, Roe, Rowan, Russell, Schleicher, Steele, Slosson, Smith, Teale, Theophilus, Thompson, Thornburg, Thorniley, Tipton, Townsend, Wagner, Walker, Wilbur, Wilson of Butler, Wilson of Cass, Wyckoff, Wyman and Yergey-84.

The nays were none.

Absent or not voting:

Messrs. Burgess, Curtis, Custer, Evans, Field, Fillmore, Hamilton, Hobbs, Jones, Kline, Rice, Robeson, Roundy, Shipley, Woods and Mr. Speaker-16.

So the bill passed and the title was agreed to.

Mr. Hipwell entered a motion to reconsider order of engrossment of House File No. 43.

Memorial and joint resolution No. 4, in relation to arrears of pensions, was taken up.

WHEEBAS, As it appears that many worthy disabled soldiers and sailors are not receiving what they should as pensions, from the fact of the repeal of the Arrears of Pension Act; and,

WHEREAS, As it appears that our National treasury is full to overflowing, and recognizing the fact that our noble soldiery made it possible to have such a treasury, and that no one is better entitled to this surplus than the Nation's defenders; therefore,

Be it resolved by the House of Representatives, the Senate concurring, That our Senators and Representatives in Congress are requested to advocate and vote for the Arrears of Pension Act, a bill introduced in the Senate of the United States by Senator Ingalls, of Kansas.

Resolved, That a copy of these resolutions, duly signed and attested, be forwarded to each of our Senators and Representatives in Congress by the Secretary of State for their information.

Amendment by Mr. Russell: That all words in the resolution after the words "Be it resolved by the House of Representatives, the Senate concurring," be stricken out and the following inserted in lieu thereof: That our Senators and Representatives in Congress are requested to advocate and vote for such arrears of pension bills as may secure to all honorably discharged Union soldiers the full measure of justice due them and which has been so long delayed.

Also, that the concluding part of the memorial, including the word "resolved," be retained.

Adopted.

Question upon the resolution as amended.

Messrs. Wilson of Cass and Wyckoff demanded the yeas and nays. The yeas were :

Messrs. Agnew, Anderson of Hamilton, Anderson of Warren, Ball, Beem, Berryhill, Brown, Buell, Byers, Calvin, Chantry, Chapman, Clarke, Craig, Crooks, Cummins, Curtis, Custer, Darnall, Davie, Dayton, Dietz, Dobson, Doron, Draper, Duus, Eckles, Eilers, Estes, Evans, Foley, Hall, Hauser, Hart, Head, Horton, Homrighaus, Hospers, Hotchkiss, Hunter, Jolly, Jones, Kennan, Kline, Larson, Lewis, Limback, Lockin, Luke, Mack, Mahoney, Mitchell, Moore, Nelson, Nicoll, Oakman, Owen, Parkhurst, Paschal, Piatt, Riley, Roach, Robb, Roberts, Robeson, Roe, Rowan, Russell, Schleicher, Shipley, Steele, Slosson, Smith, Teale, Theophilus, Thompson, Thornburg, Thornily, Tipton, Townsend, Walker, Wilbur, Wilson of Butler, Wilson of Case, Woods, Wyckoff, Wyman and Yergey-88. The nays were none.

Absent or not voting:

Messrs. Blythe, Burgess, Field, Fillmore, Hamilton, Hipwell, Hobbs, MoFarland, Rice, Roundy, Wagner and Mr. Speaker—12. So the resolution was adopted.

MESSAGE FROM THE SENATE.

SENATE CHAMBER, DES MOINES, February 3, 1888.

To the Honorable House of Representatives:

I am directed by the Senate to request the return to the Senate by your honorable body:

Senate File No. 47, a bill for an act to punish and prevent fraud in the sale of grain, seed, and other cereals.

C. H. BROCK, Secretary.

PETITIONS AND REMONSTRANCES.

By Mr. Luke, from citizens of Franklin county, concurring in the running of trains on the Sabbath.

Referred to Committee on Railroads.

By Mr. Darnall, from citizens of Poweshiek county on same subject.

Same reference.

By Mr. Townsend, from citizens of Black Hawk county on same subject.

Same reference.

By Mr. Ball, from citizens of Jefferson county on same subject. Same reference.

By Mr. Doron, from citizens of Linn county on same subject. Same reference.

By Mr. Calvin, from citizens of Buchanan county on same subject.

Same reference.

Mr. Mr. Thornburg, from citizens of Dallas county on same subject.

Same reference.

By Mr. Kline, from citizens of Des Moines county on same subject.

Same reference.

By Mr. Mack, from citizens of Madison county on same subject. Same reference.

By Mr. Kennan, from citizens of Benton county on same subject.

Same reference.

By Mr. Eilers, from citizens of Jones county on same subject. Same reference.

By Mr. Brown, from citizens of Ringgold county on same subject.

Same reference.

By Mr. Clarke, from citizens of Kossuth county on same subject.

Same reference.

By Mr. Robb, from citizens of Union county on same subject. Same reference.

By Mr. Roberts, from citizens of Harrison county on same subject.

Same reference.

By Mr. Estes, from citizens of Fremont county on same subject. Same reference.

By Mr. Custer, from citizens of Jasper county on same subject. Same reference.

By Mr. Hipwell, from citizens of Scott county on same subject. Same reference.

By Mr Berryhill, from citizens of Polk county on same subject. Same reference.

By Mr. Limback, from citizens of Dubuque county on same subject.

Same reference.

By Mr. Jones, from citizens of Mahaska county on same subject. Same reference.

By Mr. Kennan, from members of Belle Plaine Lodge No. 311 Brotherhood Locomotive Firemen, against the passage of the two cent fare.

Referred to Committee on Railroads.

By Mr. Byers from citizens of Lucas county, in reference to protection of stockmen.

Referred to Committee on Agriculture.

By Mr. Beem, from sixteen citizens for the relief of Chester Turney.

Referred to Committee on Pardons.

By Mr. Steele, from members of the Orchard City Division No. 47, Order of Railway Telegraphers, protesting against passage of the two cent fare bill.

Referred to Committee on Railroads.

REPORTS OF COMMITTEES.

Mr. Horton, from the committee to visit the College for the Blind, submitted a report.

Ordered passed on file.

Mr. Doron, from the committee to visit the Hospital for the Insane at Independence, submitted a report.

Ordered passed on file.

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

ME. SPEAKEE.—Your Committee on Agriculture, to whom was referred House File No. 117, a bill for an act to compel the owners of hedges along the highways to keep them within certain bounds, beg leave to report 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 same do pass as amended. Section 1. Amended by striking out the word "a" and inserting "an Osage" between the words "owning" and "hedge," in the 1st line. By striking out the word "the" and inserting "any" between "of" and "public," in 1st line. By striking out the words "cutting a young" and inserting instead "growing said" between "from" and "hedge," in 5th line. By striking out "all" from to "in," 5th line, to "topping" in 6th line, and inserting instead "the age of ten years before," topping.

Section 2. By striking out the word "thirty" and inserting "sixty" between words "thereof" and "days," in 3d line. By striking out "all" between "writing," in 3d line, and "and," in 4th line.

Section 3. By adding section 3. Nothing in this act shall be so construed as to prevent the growing of a hedge along a residence lot, stock lot or orchard for protection.

B. F. TIPTON, Chairman.

Ordered passed on file.

Also:

Mr. SPEAKEE-Your Committee on Agriculture, to whom was referred House File No. 76, a bill for an act to repeal sections 1469 and 1470, 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 same be indefinitely postponed.

B. F. TIPTON, Chairman.

Ordered passed on file.

Mr. Riley, from the Committee on Municipal Corporations, submitted the following report:

ME. SPEAKEE — Your Committee on Municipal Corporations to whom was referred Senate File No. 49, a bill for an act to amend chapter 161, of the acts of the Twenty-first General Assembly, relating to the elections held within cities and to registrations of voters 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 same be amended as follows:

Amendment No. 1. Strike out the abbreviation "Sec." and figure "4" in line 3 of section 1 of the printed bill.

Amendment No. 2. Amend section 1 in line 4 thereof by striking out the words "the last preceding;" also by inserting in line 4 after the word "section" the figures and words following: "3 of the act of which this is amendatory."

Amendment No. 3. Amend section 7 by striking out of line 15 the words "if the applicant be of that class."

Amendment No. 4. Amend section 8 by striking out all after the word "hereof" in line 3.

Amendment No. 5. That the following section be added as section 12:

SEC. 12. That section 7 of chapter 161, acts of the Twenty first General Assembly be amended by striking out the word "aforesaid" in the second line thereof, and inserting in lieu thereof the words "for each general annual election."

And that section 8 of said act be amended by inserting after the

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word "State" in first line thereof the following words, "having a population of 2,000 or more as determined by the last preceding State or National census."

Amendment No. 6. That section 12 of the bill as engrossed be numbered 13.

L. A. RILEY, Chairman.

Senate File No. 49, considered. A bill for an act to amend chapter 161 of the acts of the Twenty-first General Assembly, relating to the elections held within cities, and to registration of voters therein.

First amendment—By committee. Striking out "section" and figure "4" in line 3 of section 1 of the printed bill.

Adopted.

Second amendment—By committee. Striking out words, "the last preceding" in line 4 of section 1. Also inserting in line 4 after the word "section," the figure and words following, 3 of the act of which this is amendatory."

Adopted.

Third amendment-By committee. Strike out of line 15 of section 7, the word "if the applicant be of that class."

Adopted.

Fourth amendment-By committee. Strike out all of section 8 after the word "hereof" in line 3.

Adopted.

Fifth amendment—By committee. That the following section be added as section 12.

Section 12. That section 7 of chapter 161, acts of the Twenty-first General Assembly, be amended by striking out the word "aforesaid" in the second line thereof, and inserting in lieu thereof, the words, "for each general annual election," and that section 3 of said act be amended by inserting after the word "State" in the first line thereof, the following words, "having a population of 2,000 or more as determined by the last preceding State or National census."

Amendment to the amendment by Mr. Smith, to strike out "2,000" and substitute "3,500" therefor.

Adopted.

Amendment as amended adopted.

Sixth amendment-By committee. That section 12, of the bill, as engrossed be numbered 13.

Adopted.

Mr. Cummins moved that the rules be suspended, and that the bill be read a third time now.

Carried.

The bill was read a third time.

The question being shall the bill pass?

Mr. Craig explained his vote as follows:

I vote aye, on Senate File No. 49, for the reason that its passage will save the county and city I represent considerable expense in the city election which will take place in April. I am opposed to the principle of the bill that makes one class of citizens register and another class are exempted from registration. The Supreme Court will, in my opinion, hold the old law unconstitutional, and this being amendatory of that law, by virtue of such a decision will become inoperative and of no value.

J. E. CRAIG.

Mr. Thompson explained his vote.

The yeas were:

Messrs, Agnew, Anderson of Hamilton, Anderson of Warren, Ball, Beem, Berryhill, Brown, Byers, Calvin, Chantry, Chapman, Clarke, Craig, Crooks, Cummins, Curtis, Custer, Darnall, Davie, Dobson, Doron, Draper, Duus, Eckles, Eilers, Estes, Field, Foley, Hall, Hauser, Head, Hunter, Homrighaus, Hospers, Jones, Kennan, Larson. Lewis, Limback, Lockin, Luke, Maok, Mahoney, MoFarland, Mitchell, Moore, Nelson, Nicoll, Oakman, Owen, Parkhurst, Paschal, Piatt, Riley, Roach, Robb, Roberts, Roe, Russell, Schleicher, Shipley, Slosson, Smith, Steele, Teale, Theophilus, Thornburg, Thornily, Tipton, Townsend, Walker, Wilbur, Wilson of Butler, Wilson of Cass, Woods, Wyckoff and Yergey-77.

The nays were:

Messrs. Buell, Dayton, Dietz, Hart, Hipwell, Horton, Hotchkiss, Kline, Jolly, Rowan, Thompson, Wagner and Wyman-18.

Absent or not voting:

Messrs. Blythe, Burgess, Evans, Fillmore, Hamilton, Hobbs, Rice, Robeson, Roundy, and Mr. Speaker-10.

So the bill passed and the title was agreed to.

BEPORTS OF COMMITTEES.

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

ME. SPEAKEE—Your Committee on Ways and Means, to whom was referred various bills, would respectfully ask further time to consider bills before the committee, for the reason that many of said bills are not yet printed. Cannot consider bills till printed.

HEAD, Chairman.

Adopted.

Also :

ME. SPEAKEE—Your Committee on Ways and Means, to whom was referred House File No. 161, a bill for an act to repeal sections 1, 2, 3 and 4, chapter 12, of acts of the Eighteenth General Assembly, relative to management of permanent school fund, beg leave to report that have had the same under consideration, and have instructed me to report the same back to the House with the recommendation that the same be referred to Committee on Schools

HEAD, Chairman.

Adopted.

Mr. Agnew, from the Committee on Insurance, submitted the following report:

MR. SPEAKER—Your Committee on Insurance to whom was referred House File No. 25, a bill for an act to prevent improper combinations by insurance companies, their officers and agents beg leave to report 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 same do pass, with the following amendments: That second section 4, of the printed bill be changed and numbered section 5, and section 5, be numbered section 6.

Also, in second section 4, line 5, of printed bill strike out the words "transact business" and insert in lieu thereof the words "write insurance."

W. G. AGNEW, Chairman.

Ordered passed on file.

Also:

ME. SPEAKEE:—Your Committee on Insurance to whom was referred House File No. 104, a bill for an act to amend section 1160, title 9, chapter 4, of the code of 1873, in regard to Mutual Insurance Associations beg leave to report 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 same be indefinitely postponed.

W. G. AGNEW, Chairman.

Ordered passed on file.

Also:

ME. SPEAKEE—Your Committee on Insurance, to whom was referred House File No. 46, a bill for an act to amend section 1160, chapter 4, title 9 of the Code of Iowa, relating 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 the same do pass, with the following amendments:

That section 1 be amended by inserting the word "as" after the word "building" in line 3 of printed bill, and after the word "insure" line 4, add the words "within the territory where they do business."

Also in section 2, line 2 of the printed bill, strike out the words "Iowa State" and insert in lieu thereof the word "Des Moines."

W. G. AGNEW, Chairman.

House File No. 46 considered: A bill for an act to amend section 1160, chapter 4, title 9 of the Code of Iowa, relating to mutual insurance companies.

Amendments by committee by inserting in section 1, after the word "building" in the 3d line of printed bill, the word "as" and adding after the word "insure" in line 4, the words "within the territory where they do business," also striking out the words "Iowa State," in line 2, of section 2, and inserting in lieu thereof the word "Des Moines."

Mr. Agnew moved that the rules be suspended, the bill considered engrossed, and read a third time now.

Carried.

The bill was read a third time.

The question being shall the bill pass.

The yeas were:

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Messrs. Agnew, Anderson of Hamilton, Anderson of Warren, Ball, Beem, Berryhill, Brown, Buell, Byers, Calvin, Chantry, Chapman, Craig, Crooks, Cummins, Curtis, Custer, Darnall, Davie, Dayton, Dietz, Dobson, Doron, Draper, Duus, Eckles, Eilers, Estes, Field, Foley, Hall, Hauser, Hart, Head, Hipwell, Horton, Homrighaus, Hospers, Hotchkiss, Hunter, Jolly, Jones, Kennan, Kline, Larson, Lewis, Limback, Lockin, Luke, Mack, Mahoney, McFarland, Mitchell, Moore, Nicoll, Oakman, Owen, Parkhurst, Paschal, Piatt, Riley, Roach, Robb, Roberts, Roe, Rowan, Russell, Schleicher, Shipley, Steele, Smith, Theophilus, Thompson, Thornburg, Thornily, Tipton, Townsend, Wagner, Walker, Wilbur, Wilson of Butler, Wilson of Cass, Woods, Wyckoff, Wyman and Yergey—86.

The nays were:

Mr. Slosson-1.

Absent or not voting :

Messrs. Blythe, Burgess, Clarke, Evans, Fillmore, Hamilton, Hobbs, Nelson, Rice, Robeson, Roundy, Teale and Mr. Speaker.-13.

So the bill passed and the title was agreed to.

REPORTS OF COMMITTEES.

Mr. Calvin, from the Committee on County and Township Organisation, submitted the following report:

ME. SPEAKER—Your Committee on County and Township Organization, to whom was referred House File No. 77, a bill for an act to amend chapter 36, of the acts of the Twenty-first 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 same do pass.

JOHN CALVIN, Chairman.

Ordered passed on file.

Mr. Anderson of Hamilton, from the Committee on Roads and Highways, submitted the following report:

ME. SPEAKEE—Your Committee on Roads and Highways, to whom was referred House File No. 145, a bill for an act to amend chapter 111 of the acts of the Sixteenth General Assembly, by adding section 3 thereto in regard to the construction of cattle ways across the 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 as amended.

Amended as follows: by striking "a" out of third line, before the word "township" and inserting the word "any" in lieu. Also, striking out "a" in fourth line before the word "bridge".

A. ANDERSON, Chairman.

Ordered passed on file.

Mr. Hauser, from the Committee on Fish and Game, submitted the following report:

ME. SPEAREE-Your Committee on Fish and Game, to whom was referred House File No. 142, a bill for an act to amend section 1, shapter 9, laws of the Twentieth 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 same do pass.

T. N. HAUSER, Chairman.

Ordered passed on file.

Mr. Anderson of Hamilton, 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. 190, a bill for an act to repeal section 980 of the Code of 1873, relating to the duties of supervisors 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 the same be indefinitely postponed.

A. ANDERSON, Chairman.

Ordered passed on file.

Mr. Darnall, from the committee to visit the asylum for feeble minded children at Glenwood, submitted a report.

Ordered passed on file.

INTRODUCTION OF BILLS.

By Mr. Darnall, by request, House File No. 329, a bill for an act appropriating \$3,000 to reimburse Dr. C. P. Lindsey for loss of collection of natural history at the burning of the main building of the soldiers' orphans flome in Davenport, Iowa.

Read first and second times and referred to the Committee on Claims.

By Mr. Field, House File No. 330, a bill for an act to provide for the adoption, purchase, sale and use of text books in the State of Iowa.

Read first and second times and referred to the Committee on Text Books.

By Mr. Head, by request, House File No. 331, a bill for an act relating to penalties for criminals in the penitentiary.

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

By Mr. Rowan, House File No. 332, a bill for an act extending to cities organized under special charters the provisions of chapter 192 of the acts of the Twentieth General Assembly.

Read first and second times and referred to the Committee on Municipal Corporations.

By Mr. Shipley, House File No. 333, a bill for an act to amend section 1481 of the Code of 1873, relating to the bounty on wolf scalps.

Read first and second times and referred to the Committee on Agriculture.

By Mr. Smith, House File No. 334, a bill for an act to amend sections 260 and 3756 of the Code of Iowa relating to the appointment of notaries public and the fee therefor.

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

By Mr. Thompson, House File No. 335, a bill for an act to repeal chapter 6, title 11, of the code of 1873, and all amendments thereto, and to enact in lieu thereof a provision for levying a tax upon the occupation of dealing in intoxicating liquors, including ale, wine and beer. Read a first and second time and referred to the Committee on Suppression of Intemperance.

By Mr. Thornburg, House File No. 336, a bill for an act to amend section 3986 of the code of 1878, in relation to public buildings, churches, etc., providing punishment for defacing them.

Read first and second times and referred to the Committee on Public Lands and Public Buildings.

By Mr. Craig (by request), House File No. 337, a bill for an act relating to challenge of jurors additional to section 2772 of the code of 1873.

Read first and second times and referred to the Committee on Municipal Corporations.

By Mr. Craig (by request), House File No. 338, a bill for an act to provide for the appointment of policemen in cities organized under special charters.

Read first and second times and referred to the Committee on Municipal Corporations.

By Mr. Craig (by request), House File No. 339, a bill for an act to authorize cities organized under special charters to provide for the construction of sewers.

Read first and second times and referred to the Committee on Municipal Corporations.

RESOLUTION.

By Mr. Chapman:

Resolved, That the Chief Clerk of this House be instructed to designate a sufficient number of Committee Clerks of this House who are not otherwise employed, to assist the File Clerk in making up the files of this House, and to assist him in such work as is necessary, and that no Assistant File Clerk be appointed for the reason that the present clerical force of this House is sufficient to do the work if properly distributed.

Adopted.

BILLS ON CALENDAR.

House File No. 41. Laid over.

House File No. 32. Laid over.

House File No. 105. A bill for an act to repeal chapter 123, acts of the Sixteenth General Assembly. Also, chapter 173, acts of the Seventeenth General Assembly, relating to tax and bond to aid railroads.

Amendment by Mr. Smith to strike out section 2.

Adopted.

Amendment by Mr. Roach to strike out "is" and insert "are" in line 2.

Adopted.

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Mr. Anderson of Hamilton moved the engrossment of the bill. So ordered.

House File No. 121. A bill for an act to regulate the sale of rail-

road mortgage bonds or obligations, and create a personal liability for a violation of the provisions thereof.

Mr. Teale offered a substitute, a bill for an act to amend section 1283, of the code of 1878, relating to the issuance and sale of bonds of railroad corporations.

Mr. Teale moved that the bill and substitute be referred back to the Committee on Railroads.

Carried.

REPORT OF COMMITTEE.

Mr. Hunter, from the Committee on Enrolled Bills, submitted the following report:

ME. SPEAKEE—Your Committee on Enrolled Bills respectfully report that they have this day presented to the Governor for his approval House File No. 127, a bill for an act making an appropriation for a temporary dining hall and kitchen, and for the purchase of supplies for the Soldiers' Orphans' Home and Home for Indigent Children, at Davenport, Iowa, and for transferring the Insurance money of the central building, destroyed by fire, to the state treasury.

HUNTER, Chairman.

Also:

ME. SPEAKER—Your Committee on Enrolled Bills respectfully report that they have this day presented to the Governor for his approval the following:

Joint resolution No. 7, extending the thanks of the General Assembly of Iowa, to Colonel Jed. Lake, for his zeal and ability in defending the driven well cases.

HUNTER, Chairman.

House File No. 100, a bill for an act to provide for and require the trimming of hedge fences, along public highways and upon partition lines.

On motion of Mr. Nelson, the bill was considered by sections.

Amendment by Mr. Beem, to strike out "five" and insert "four" in lines 2 and 3, of section 1.

Lost.

Amendment by Mr. Craig, to add after the word "highway" in line 2, "and in cities and towns."

Lost.

Amendment by Mr. Wilbur, to add after word "fences," in line 1, of section 1, "or trees or willows growing closer than eight feet apart."

Amendment by Mr. Tipton, to strike out the enacting clause.

Mr. Anderson of Warren, moved the previous question.

Carried.

Question upon striking out the enacting clause.

Carried.

On motion of Mr. Berryhill, the Committee on Railroads was granted further time to report bills before it.

LEAVE OF ABSENCE GRANTED.

Leaves of absence granted.

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Mr. Blythe until Tuesday.

Mr. Hamilton until Monday.

Mr. Fillmore until Tuesday.

Mr. Moore until Tuesday. Mr. Roundy undefinitely.

Mr. Hobbs until Monday.

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Mr. Evans undefinitely. On motion of Mr. Paschal the House adjourned.

HALL OF THE HOUSE OF BEPBESENTATIVES, DES MOINES, IOWA, February 6, 1888. }

House met pursuant to adjournment, at 2 o'clock P. M. The Speaker in the chair. Prayer by Rev. Ida C. Hultin. Journal of Friday, February 3, read and approved.

MESSAGE FROM THE SENATE.

The following message was received from the Senate:

ME. SPEAKEE—I am directed to inform your honorable body that the Senate has concurred in House amendments Nos. 1, 2, 3, 4, 5 and 7 to Senate File No. 49, a bill for an act to amend chapter 161 of the acts of the Twenty first General Assembly, relating to the elections held within cities and to registrations of voters therein, and has refused to concur in amendment No. 6, which amendment reads as follows, to-wit: "And that section 3 of said act be amended by inserting after the word 'State' in the first line thereof the following words: 'Having a population of 3,500 or more as determined by the last preceding State or National census.'"

Also:

Has adopted a substitute for House concurrent resolution relative to postal telegraphy.

C. H. BROCK, Secretary.

Mr. Cummins moved that the rule be suspended and the House take up Senate File No. 49 and insist upon its amendment.

Mr. Thompson seconded the motion.

Division of the question called for and so ordered.

The bill was taken up by unanimous consent.

The question being shall the House insist upon its amendment?

Mr. Roe moved the previous question.

Mr. Hospers seconded the motion.

Carried.

The question being shall the House insist upon its amendment. The yeas were:

Messrs. Anderson of Hamilton, Anderson of Warren, Beem, Buell, Calvin, Clarke, Craig, Cummins, Curtis, Darnall, Davie, Dayton, Draper, Duus, Estes, Foley, Hauser, Head, Hobbs, Horton, Homrighaus, Hospers, Hotchkiss, Jolly, Jones, Kennan, Kline, Larson, Luke, Mack, Oakman, Owen, Parkhurst, Piatt, Robb, Roberts, Roe, Roundy, Russell, Slosson, Smith, Theophilus, Thompson, Thornburg, Tipton, Walker, Woods and Wyman-48. The nays were:

Messrs. Agnew, Ball, Berryhill, Brown, Byers, Chantry, Crooks, Custer, Dobson, Doron, Eckles, Field, Hall, Hunter, Lewis, Lockin, Mahoney, McFarland, Mitchell, Nelson, Nicoll, Paschal, Roach, Robeson, Schleicher, Shipley, Steele, Teale, Thorniley, Wilbur, Wilson of Butler, Wilson of Cass, Wyckoff, Yergey and Mr. Speaker-35.

Absent or not voting:

Messrs. Blythe, Burgess, Chapman, Dietz, Eilers, Evans, Fillmore, Hamilton, Hart, Hipwell, Limback, Moore, Rice, Riley, Rowan, Townsend and Wagner-17.

So the House insisted upon its amendment.

MESSAGE FROM THE GOVERNOR.

ME. SPEAKEE—I am directed by the Governor to report that he has approved, signed and deposited in the office of the Secretary of State the following:

Joint resolution No. 7, extending the thanks of the General Assembly to Col. Jed Lake for his zeal and ability in defending the driven well cases.

House File No. 127, an act making an appropriation for a temporary dining hall and kitchen and for the purchase of supplies for the Soldiers' Orphans' Home and Home for Indigent Children at Davenport, Iowa, and to transfer money from Trustees to the Treasury of the State.

FRED. W. HOSSFELDT, Private Secretary.

Consideration of Senate File No. 49 continued.

Mr. Cummins moved that a conference committee be appointed on Senate File No. 49, and that the Senate be notified of the action of the House.

Carried.

The Speaker appointed Messrs. Cummins, Riley and Byers.

PETITIONS AND BEMONSTRANCES.

By Mr. Curtis, from employes of Northwestern railway shops at Clinton against passage of two-cent fare bill.

Referred to Committee on Railroads.

By Mr. Curtis, from other railroad employes on same subject.

Same reference.

By Mr. Head, from railroad employes in Green county on same subject.

Same reference.

By Mr. Nelson, from railroad employes in Story county on same subject.

Same reference.

By Mr. Beem, from railroad employes in Benton, Poweshiek, Keokuk and Mahaska counties on same subject.

Same reference.

By Mr. Walker, from railroad employes in Audubon county on same subject.

Same reference.

By Mr. Hall, from employes of the Northwestern railroad at Boone on same subject.

Same reference.

By Mr. Hall, from railway operators in Boone county on same subject.

Same reference.

By Mr. Field, from citizens of Page county against repeal of laws for teaching effects of stimulants and narcotics.

Referred to the Committee on Schools.

By Mr. Crooks, from citizens of Adair county favoring a reduction in passenger fare.

Referred to Committee on Railroads.

By Mr. Eckles, from 777 employes of the Central Railroad of Iowa against the two-cent fare bill.

Same reference.

By Mr. Eckles, from employes of the Northwestern railway in Marshall county on same subject.

Same reference.

By Mr. Hauser, from railway employes in Hardin county on same subject.

Same reference.

By Mr. Foley, from railroad employee in Chickasaw county on same subject.

Same reference.

By Mr. Roberts, from railroad employes in Harrison county on same subject.

Same reference.

By Mr. Rice, from Manufacturers and Jobbers Association of Sioux City against hasty railroad legislation.

Same reference.

By Mr. Custer, from citizens of Jasper county concerning written contracts.

Referred to Committee on Judiciary.

By Mr. Berryhill, from railway employes in Polk county against reduction in undue railroad rates.

Referred to Committee on Railroads.

By Mr. Parkhurst, from employes of Milwaukee Railroad in O'Brien county, on same subject.

Same reference.

By Mr. Kline, from railway employes in Des Moines county, on same subject.

Same reference.

By Mr. Rice, from citizens of Woodbury county, against running of railway trains on Sunday.

Same reference.

By Mr. Townsend, from Brotherhood engineers against two cent fare.

Same reference.

By Mr. Kline, from railway employes in Des Moines county, on same subject.

Same reference.

REPORTS OF COMMITTEES.

Mr. Russell, from the committee to visit the Soldiers' Home at Marshalltown, submitted a report.

Ordered passed on file.

On motion of Mr. Field the committee to visit the institution for the Deaf and Dumb at Council Bluffs, was granted further time in which to report.

On motion of Mr. Dobson, the committee to visit the Penitentiary at Anamosa, was granted further time in which to report.

On motion of Mr. Nicoll, the committee to visit the Agricultural College, was granted further time in which to report.

Mr. Smith submitted a report from the committee to visit the State University.

Ordered passed on file.

REPORTS OF COMMITTEES.

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

ME. SPEAKEE-Your Committee on Ways and Means, to whom was referred House File No. 230, a bill for an act to limit the time for the collection of 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 the same be indefinitely postponed.

Ordered passed on file.

Also:

ME. SPEAKER—Your Committee on Ways and Means, to whom was referred House File No. 200, a bill for an act to provide for the establishment of a State Board of Supervision of State Institutions and and 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 the same be indefinitely postponed.

HEAD, Chairman.

HEAD, Chairman.

Ordered passed on file. Also:

ME. SPEAKEE—Your Committee on Ways and Means, to whom was referred House File No. 196, a bill for an act to amend chapter 22 of the acts of the Twenty-first General Assembly relating to the bonding of county 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 same do pass.

Ordered passed on file.

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

ME. SPEAKEE-Your Committee on Judiciary, to whom was referred House File No. 78, a bill for an act to amend section 3397

HEAD, Chairman.

of the code of 1873, in relation to cancellation 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 the same be amended as follows:

Strike out the words "the same has been paid" in the seventh line, and insert in lieu thereof the words "being requested."

Strike out all of the bill after the word "dollars" in the 8 line. The words so stricken being: "Any person attempting to cancel any mortgage in any other manner than hereinbefore described, shall be guilty of a misdemeanor," and that when so amended the bill do pass.

E. C. ROACH, Chairman.

Ordered passed on file.

Also:

ME. SPEAKEE—Your Committee on Judiciary, to whom was referred House File No. 90, a bill for an act to prevent fraud in obtaining notes and 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 the same be indefinitely postponed, because a similar bill has been favorably reported.

E. C. ROACH, Chairman.

Ordered passed on file.

Also:

ME. SPEAKEE-Your Committee on Judiciary to whom was referred House File No. 133, a bill for an act to legalize certain ordenances of the town of Rock Rapids, Lyon county, Iowa, and acts done thereunder, beg leave to report 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 same do pass, when amended as follows, to-wit: Strike out the words "Iowa State" in the second line of section *Two* and insert in lieu thereof the word "Des Moines." Insert before the word "Review" in the 3 line of section *Two* the words "Rock Rapids."

E. C. ROACH, Chairman.

Ordered passed on file.

Also:

ME. SPEAKEE.—Your Commtttee on Judiciary, to whom was referred House File No. 205, a bill for an act to repeal section 3,370 of the Code, relating to fines and forfeitures 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 the same be amended as follows, towit: By striking out all that part of the bill following the word "county" in the 4th line of the printed bill and substituting therefor the following: "In which the crime for which the fine imposed or forfeiture declared was committed for the benefit of the school funds," and when so amended that the bill do pass.

E. C. ROACH, Chairman.

Ordered passed on file.

Also:

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ME. SPEAKEE.—Your Committee on Judiciary, to whom was referred House File No. 213, a bill for an act to prescribe the terms and and form of promissory notes given for certain property and to proscribe a penalty 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 the same be amended by changing "section 2" to "section 3" and inserting in place of section 2 the following:

"SEC. 2. All notes of the kind mentioned in section one (1) hereof, expressing on their face the consideration referred to, shall not be considered negotiable paper, and shall be subject to all defenses in the hands of a purchaser or assignee that might have been made against the payee thereof."

Also substitute the word "procuring" for "taking" in the first line of section 3, as hereby changed.

That when so amended the bill do pass.

E. C. ROACH, Chairman.

Ordered passed on file.

Also:

ME. SPEAKEE—Your Committee on Judiciary, to whom was referred House File No. 215, a bill for an act to amend section 976 of the Code relating to the payment of taxes to the township clerk, beg leave to report 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 same do pass.

E. C. ROACH, Chairman.

Ordered passed on file.

Also:

Mr. SPEAKEE—Your Committee on Judiciary, to whom was referred House File No. 222, a bill for an act to amend chapter 35, acts of the Nineteenth General Assembly relating to the trial of equitable 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 the same do pass.

E. C. ROACH, Chairman.

Ordered passed on file.

Also:

ME. SPEAKER.—Your Committee on Judiciary, to whom was referred House File No. 238, a bill for an act to legalize the ordinances of the town of Corning, Adams 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 the same do pass.

E. C. ROACH, Chairman.

Ordered passed on file.

Also:

MR. SPEAKER:-Your Committee on Judiciary to whom was referred sundry bills, have considered the same and report with the following recommendations:

House File No. 176, an act to amend section 2114 of Code, relating to negotiable paper; be indefinitely postponed, because of favorable report on House File No. 213, on same subject.

House File No. 177, an act to amend section 2077 of Code; be in-

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definitely postponed, because of engrossment of another bill of same purport.

House File No. 160, an act relating to playing base ball on Sabbath day; that it be referred to the Committee on Police Regulations.

So ordered.

House File No. 163, an act to amend chapter 52, title 25, of the Code, relating to trials before justices of the peace; that it be indefinitely postponed.

House File No. 171, to repeal section 2783 of Code and enact a substitute; that it be indefinitely postponed, because of engrossment of House File No. 58.

□ House File No. 199, to smend section 2114 of Code; that it be indefinitely postponed, House File No. 213, on same subject, having been favorably reported.

E. C. ROACH, Chairman.

Ordered passed on file.

Also:

ME. SPEAKER:—Your Committee on Judiciary, to whom was referred sundry bills, have considered the same and report with the following recommendations:

That the resolution of the Calhoun County Farmers' Alliance be reported back to the House with the statement that a bill looking to the end proposed in the resolution had been favorably reported to the House, viz.: House File No. 213.

That the resolution of the Calhoun County Farmers' Alliance, in regard to taxing mortgages, be referred to the Committee on Ways and Means.

So ordered.

House File No. 206, to amend section 4599 of the Code; that it be indefinitely postponed.

House File No. 210, to amend chapter 73, acts of Twenty-first General Assembly, relating to county attorneys; that it be indefinitely postponed.

House File No. 251, to protect the makers of negotiable paper; that it be indefinitely postponed, House File No 213, favorably reported, covering the same subject.

House File No. 242, to amend section 2017 of the Code, relating to landlords' liens; that it be indefinitely postponed.

E. C. ROACH, Chairman.

Ordered passed on file.

Mr. Lewis, from the Committee on Compensation of Public Officers, submitted the following report:

ME. SPEAKER—Your Committee on Compensation of Public Officers, to whom was referred House File No. 101, a bill for an act to amend section 3798 of the code, relating to the compensation 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 the same do pass.

L. W. LEWIS, Chairman.

Ordered passed on file.

Also:

ME. SPEAKEE-Your Committee on Compensation of Public Officers, to whom was referred House File No. 130, a bill for an act to amend section 3810 of the code, in relation to compensation for 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 the same be indefinitely postponed.

L. W. LEWIS, Chairman.

Ordered passed on file.

Mr. Calvin, from the Committee on County and Township Organisation, submitted the following report:

ME. SPEAKEE-Your Committee on County and Township Organization, to whom was referred House File No. 183, a bill for an act to amend sections one (1) and two (2) of chapter 39, laws 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 same be indefinitely postponed for the reason that the present law provides sufficiently for the object of the bill.

JOHN CALVIN, Chairman.

Ordered passed on file.

Also:

Mr. SPEAKER—Your Committee on County and Township Organization, to whom was referred House File No. 275, a bill for an act amending section 307 of the Code, as amended by chapter 197 of the acts of the Twentieth Ganeral Assembly, and chapter 86 of the acts of the Twenty-first 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 same be indefinitely postponed, for the reason that a former bill has been reported favorably on the same subject.

JOHN CALVIN, Chairman.

Ordered passed on file.

Mr. McFarland, from the Committee on Retrenchment and Reform submitted the following report:

ME. SPEAKEE—Your Committee on Retrenchment and Reform, to whom was referred House File No. 233, a bill for an act to provide for the State printing and binding, and repealing certain portions of the Code relating to the election, duties and compensation of State printer and binder, beg leave to report 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 same be referred to the Committee on Printing.

W. M. McFABLAND, Chairman.

So ordered.

Also:

ME. SPEAKEE-Your Committee on Retrenchment and Reform, to whom was referred House File No. 174, a bill for an act to amend section 589 of the Code, in relation to the election 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 the same do pass.

W. M. McFABLAND, Chairman.

Ordered passed on file.

Also:

ME. SPEAKEE—Your Committee on Retrenchment and Reform, to whom was referred a House resolution by Crooks, as follows: Whereas, we as representatives of the State of Iowa are here in the interests of the people; and whereas, as the lobby of this House is getting "red hot," therefore, resolved, "as Lincoln said to Stanton," "STICK," beg leave to report the resolution back with a recommendation that it be referred to the Committee on Railroads.

W. M. MCFABLANF, Chairman.

Mr. Larson, from the Committee on Public Lands and Public Buildings, submitted the following report:

MR. SPEAKEE-Your Committee on Public Lands and Public Buildings, to whom was referred joint resolution No. 2, by Senator Poyneer, relative to assignment of rooms in the basement of 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 the same do pass.

M. LARSON, Chairman.

Ordered passed on file.

Mr. Brown, from the Committee on Engrossed Bills, submitted the following report:

ME. SPEAKER—Your Committee on Engrossed Bills respectfully report that they have examined and find correctly engrossed, House File No. 26, a bill for an act to amend paragraph 7, section 2077, of the Code of Iowa, relating to rate of interest upon written contracts. Also:

House File No. 112, a bill for an act to amend section 3639, of the Code, in relation to evidence.

Also:

House File No. 33, a bill for an act to amend section 2623 and section 2624, of the Code, relating to service of notice of suit upon unknown defendants.

Also:

House File No. 105, a bill for an act to repeal chapter 123, acts of Sixteenth General Assembly; also, chapter 173, acts of the Seventeenth General Assembly, relative to voting aid to railroads.

Also:

Substitute for House File No. 67, a bill for an act relative to furnishing tobacco in any of its forms to minors under the age of sixteen years.

Also:

Substitute for House File No. 58, a bill for an act to repeal section 2783, of the Code of Iowa, and to enact a substitute therefor, relating to the restriction of arguments before courts or juries.

WM. BROWN, Chairman.

Ordered passed on file.

Mr. Mack, from the Committee on Elections, submitted the following report:

ME. SPEAKER—Your Committee on Elections, to whom was referred House File No. 143, a bill for an ast to amend the election laws, and to more fully define the duties and powers of judges of election, beg leave 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 amendments and changes:

Section 2 amended by adding after the word "determined" in line 7 of printed bill the words "by lot."

That section 7 be amended by striking out all after the word naturalization, in the 19th line to and inclusive of line 24, and by adding after the word "naturalized" in line 19 the word "and" also by striking out lines 29, 30, 81, 32, 34, 39, 40, 41, 42, 43, 46, 47, 48, 49, 50, 51, 52, 53, 66, 67, 68, 69, 70, 71, 72, 73, 74, 75, 76 and 77, and that section 8 be amended by striking out all after the word "rejected" in line 9 to the word "whenever" in line 13, and by striking from line 12 of section 9 the following: "ballot shall not be counted for the name so found," and inserting the following in lien thereof: "name so found, on said ballot shall not be counted." Also that section 10 be amended by striking out all after months, in the 8th line, to the word provided in the 10th line, and that the bill thus amended do pass.

MACE, Chairman.

Ordered passed on file.

INTRODUCTION OF BILLS.

By Mr. Beem, House File No. 340, a bill for an act to amend section 242 of the Code, relating to preliminary examinations.

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

By Mr. Buell, House File No. 341, a bill for an act to establish and maintain a school for the instruction and training of teachers of common schools.

Read first and second times and referred to the Committee on Normal Schools.

By Mr. Dobson, by request, House File No. 342, a bill for an act to provide a reformatory for prisoners and for the further regulation of prisons.

Read first and second times and referred to the Committee on Penitentiary.

By Mr. Foley, House File No. 343, a bill for an act to amend section 1584 of the Code of 1873, relative to the State appropriation to defray the expenses of conducting county normal institutes.

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

By Mr. Head, House File No. 344, a bill for an act to amend section 920 of the Code of Iowa of 1873, relating to the establishing of public highways in incorporated cities and towns.

Read first and second times and referred to the Committee on County and Township Organizations.

By Mr. Hotchkiss, House File No. 345, a bill for an act to provide for the election of members to constitute the Executive Board of the State and to define their duties.

Read first and second times and referred to the Committee on Elections.

By Mr. Nelson, House File No. 346, a bill for an act making appropriations for the Iowa State Agricultural College.

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

By Mr. Parkhurst by request, House File No. 347, a bill for an act to resume and reconvey to the United States all lands and rights to lands granted to the State of Iowa by the act of Congress entitled an act for a grant of land to the State of Iowa, in alternate sections, to aid in the construction of a railroad in the State of Iowa, approved May 12, A. D. 1864, which have not been earned pursuant to the provisions of this act.

Read first and second times and referred to the Committee on Public Lands.

By Mr. Paschal, House File No. 348, a bill for an act to repeal that part of section 2747 of the Code of 1878, providing for the printing of the calendar for the use of the court and bar.

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

By Mr. Russell, House File No. 349, a bill for an act to amend section 603 of the Code of Iowa, relating to election precincts.

Read first and second times and referred to the Committee on Elections.

By Mr. Schleicher, House File No. 350, a bill for an act to amend section 1800 of the Code of 1873, relating to the organization of independent school districts.

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

By Mr. Steele, House File No. 351, a bill for an act relating to reports from State institutions.

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

By Mr. Smith, House File No. 352, a bill for an act appropriating money to defray the expenses of the inauguration ceremonies.

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

By Mr. Teale, House File No. 353, a bill for an act to amend section 4368 of the Code of 1873, so as to give the State the right to change the venue in criminal cases.

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

By Mr. Teale, House File No. 354, a bill for an act to amend section 8861 of the Code, relating to age of consent.

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

By Mr. Thompson, House File No. 355, a bill for an act to prevent the practice of fraud by nurserymen or their agents in the sale of nursery stock.

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

By Mr. Wilbur, by request, House File No. 356, a bill for an act amendatory of chapter 36 of acts of the Nineteenth General Assembly. 1888.

Read first and second times and referred to the Committee on Medicine, Surgery and Pharmacy.

By Mr. Wilson of Butler, House File No. 357, a bill for an act to amend section 969 of the Code, in relation to the time of meeting of township trustees and the amount of highway tax to be levied by them.

Read first and second times and referred to the Committee on County and Township Organizations.

By Mr. Wilson of Butler, House File No. 358, a bill for an act to amend section 996 of the code, in relation to the time of road supervisors settling with township trustees.

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

By Mr. Woods, by request, House File No. 359, a bill for an act to change the burden of proof in actions grounded upon the negligence of corporations.

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

By Mr. Curtis, House File No. 360, a bill for an act to amend title 12, chapter 1, of the Code, providing for the traveling expenses of the superintendent of public instruction.

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

By Mr. Redman, House File No. 361, a bill for an act to repeal sections 1526, 1527, 1528, 1529, 1530, 1531, 1533, 1534, 1535, 1536, 1537 and 1538 of the Code of 1873, as amended by chapter 143, Twentieth General Assembly, and section 2, chapter 83, of the acts of the Twenty-first General Assembly, except the first five lines thereof, and to provide for and regulate the sale of intoxicating liquors.

200 extra copies ordered printed.

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

By Mr. Mack, House File No. 362, a bill for an act to amend State Board of Equalization.

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

RESOLUTION.

By Mr. Smith: Resolved by the House, the Senate concurring, That a joint committee consisting of one Senator and two Members of the House be appointed to ascertain and report the amount of mileage and expenses which members of the various visiting committees are entitled.

Adopted.

SENATE MESSAGES CONSIDERED.

Senate requested return of Senate File No. 49. So ordered.

Joint resolution No. 1, by Mr. Robb, in relation to a postal telegraph, returned by the Senate with a substitute. Mr. Riley moved that further consideration of the resolution be postponed for ten days.

Amendment by Mr. Robb to make it five days.

Motion as amended carried.

Two hundred extra copies of House File No. 182 ordered printed.

MESSAGE FROM THE SENATE.

The following message was received from the Senate:

ME. SPEAKER.—I am directed to inform you that the Senate has appointed Senators Hutchison, Clark and Bayless as conference committee on the part of the Senate to consider House amendment No. 6 to Senate File No. 49.

E. D. CHASSELL, Second Assistant Secretary.

BILLS ON CALENDAR.

House File No. 39, a bill for an act to protect owners of real estate from trespasses by hunters, trappers, and other persons.

Question being shall the bill be read a third time?

Carried.

The bill was read a third time.

The question being, shall the bill pass?

The yeas were:

Messrs. Anderson of Hamilton, Anderson of Warren, Byers, Clarke, Crooks, Darnall, Doron, Draper, Estes, Field, Hall, Hauser, Head, Hunter, Jones, Kennan, Kline, Larson, Mahoney, McFarland, Nelson, Nicoll, Piatt, Rice, Riley, Robeson, Russell, Schleicher, Shipley, Steele, Slosson, Smith, Theophilus, Thornburg, Thorniley, Tipton, Walker, Wilson of Butler, Woods, Yergey and Mr. Speaker-41.

The nays were:

Messrs. Agnew, Ball, Beem, Berryhill, Brown, Buell, Calvin, Chantry, Craig, Cummins, Curtis, Custer, Davie, Dayton, Dobson, Duus, Eckles, Foley, Hobbs, Horton, Homrighaus, Hospers, Hotchkiss, Jolly, Lewis, Lockin, Luke, Mack, Mitchell, Oakman, Owen, Parkhurst, Paschal, Roach, Robb, Roberts, Roe, Roundy, Teale, Thompson, Townsend, Wilbur, Wyckoff and Wyman-44.

Absent or not voting:

Messrs. Blythe, Burgess, Chapman, Deitz, Eilers, Evans, Fillmore, Hamilton, Hart, Hipwell, Limback, Moore, Rowan, Wagner and Wilson of Cass-15.

So the bill was not passed.

House File No. 41, a bill for an act to provide for the relief of Union soldiers, sailors and marines, and the indigent wives, widows, and minor children of same.

Mr. Head moved that the bill be considered by sections. Carried.

Amendment to section 1: Strike out "are hereby authorized to" and insert "may" in lines 1 and 2.

Adopted.

Section 2 as amended adopted.

Amendments by committee to section 2, to strike out "May" and

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insert "April," in 3d line; strike out "last" and insert "first," in 7th line; insert "of" between "relief" and "such," in 9th line; insert "September" between "their" and "session," in 12th line; strike out "may be" and insert "are," in 13th line.

Adopted.

Section 2 as amended adopted.

Amendments by committee to section 3: To strike out "on or before the first Monday of October," and insert "at the June meeting of said board," in fourth line.

Amendment to the amendment by Mr. Wilbur, to strike out words "of said boards," lost.

Amendment by committee adopted.

Section three as amended adopted.

Amendments by committee to section 4: Strike "day" and insert "Monday" in 11th line; strike out "treasurer" and insert "clerk," in 13th line; strike out "township clerk" and insert "Soldiers' Relief Commission," in 13th and 14th lines; add at the end of 19th line "to any person."

Adopted.

Section four as amended adopted.

Mr. Head moved that the rules be suspended, the bill be considered engrossed and read a third time now.

Carried.

The bill was read a third time.

The question being, shall the bill pass?

The yeas were:

Messrs. Agnew, Anderson of Hamilton, Anderson of Warren, Ball, Beem, Berryhill, Brown, Buell, Byers, Calvin, Chantry, Clarke, Craig, Crooks, Cummins, Curtis, Custer, Darnall, Davie, Dayton, Dobson, Draper, Duus, Eckles, Field, Foley, Hall, Hauser, Head, Hobbs, Horton, Homrighaus, Hospers, Hotchkiss, Hunter, Jolly, Jones, Kennan, Kline, Larson, Lewis, Lockin, Luke, Mack, Mahoney, McFarland, Mitchell, Nelson, Nicoll, Oakman, Owen, Parkhurst, Paschal, Piatt, Rice, Riley, Roach, Robb, Roberts, Robeson, Roe, Roundy, Russell, Schleicher, Shipley, Steele, Slosson, Smith, Teale, Theophilus, Thompson, Thornburg, Thornily, Tipton, Townsend, Walker, Wilbur, Wilson of Butler, Wilson of Cass, Woods, Wyckoff, Wyman, Yergey and Mr. Speaker-84.

The nays were none.

Absent or not voting:

Messrs. Blythe, Burgess, Chapman, Deitz, Doron, Eilers, Estes, Evans, Fillmore, Hamilton, Hart, Hipwell, Limback, Moore, Rowan and Wagner-16.

So the bill passed and the title was agreed to.

Conference committee on Senate File No. 49, were excused from attendance upon the session of the House.

House File No. 32 laid over.

House File No. 10, a bill for an act to amend section 4, chapter 140 of the laws of the Twenty first General Assembly, relative to State Mine Inspectors, their duties and manner of appoinment was taken up.

Substitute by committee for 1st section considered.

Substitute: Section 1. That section 4, chapter 140, laws of the Twenty-first General Assembly, be amended by adding thereto the following words: "And each of said mine inspectors shall also have and keep an office at a place designed by the Governor, accessible to railroad and telegraph in their respective districts, where at all reasonable times and when not actually engaged elsewhere such in spectors shall be found." Read and adopted as section 1. Amendments by committee to section 21, adding after words "United States" in 6th line the words "and State of Iowa." Adopted. Section 21 as amended adopted. Amendment by committee to section 22, adding at beginning of 20th line "five dollars;" also erasing "per annum" in 25th line, and in writing fifty dollars for each biennial session. Adopted. Section 22 as amended adopted. Amendment by committee to section 23, inserting after the word "stated" in 25th line the words "and State of Iowa. Adopted. Amendment by Mr. Beem to section 23 to insert after the word "reputed" in 2d line thereof the words "not less than thirty years of 8ge." Amendment to the amendment by Mr. Berryhill, to strike out thirty and insert twenty-one. Carried. Amendment as amended adopted. Section 23 as amended adopted. Mr. Berryhill moved that the bill be engrossed. Carried. House File No. 44 laid over. House File No. 178 laid over. House File No. 27, a bill for an act to provide for having the report of the State Oil Inspector made to the Governor. On motion of Mr Darnall the rules were suspended, the bill considered engrossed and read a third time. The bill was read a third time. The question being shall the bill pass? The yeas were: Messrs. Agnew, Anderson of Hamilton, Anderson of Warren, Ball, Beem, Berryhill, Brown, Buell, Calvin, Chantry, Craig, Crooks, Curtis, Custer, Darnall, Davie, Dayton, Dobson, Draper, Duus, Eckles, Estes, Field, Foley, Hall, Hauser, Hobbs, Horton, Homrighaus, Hospers, Hotchkiss, Hunter, Jolly, Jones, Kennan, Kline, Larson, Lewis, Lockin, Luke, Mack, Mahoney, McFarland, Mitchell, Moore, Nelson, Nicoll, Oakman, Owen, Parkhurst, Paschal, Piatt, Rice, Roach, Robb, Roberts, Riley, Robeson, Roe, Roundy, Russell, Schleicher, Shipley, Steele, Slosson, Smith, Teale, Theophilus, Thompson, Thornburg, Thorniley, Tipton, Townsend, Walker, Wilbur, Wilson of Butler, Wilson of Cass, Woods, Wyckoff, Wyman, Yergey and Mr. Speaker-82. The nays were none.

Absent or not voting:

Messrs. Blythe, Burgess, Byers, Chapman, Clarke, Cummins, Dietz, Doron, Eilers, Evans, Fillmore, Hamilton, Hart, Head, Hipwell, Limback, Rowan and Wagner-18.

So the bill passed and the title was agreed to.

House File No. 16, a bill for an act amendatory and additional to chapter 6, title 9 of the Code of 1873, in relation to mutual building associations.

Amendment by the committee to strike out section 7.

Adopted.

Mr. Craig moved that the rules be suspended and the bill considered engrossed and read a third time now.

Carried.

The bill was read a third time.

The question being shall the bill pass?

The yeas were:

Messrs. Agnew, Ball, Beem, Berryhill, Buell, Calvin, Chantry, Craig, Crooks, Darnall, Davie, Dayton, Dobson, Draper, Duus, Eckles, Estes, Field, Foley, Hall, Hauser, Head, Hobbs, Horton, Homrighaus, Hospers, Hotchkiss, Hunter, Jolly, Jones, Kennan, Kline, Larson, Lewis, Lockin, Luke, Mahoney, McFarland, Nelson, Nicoll, Oakman, Owen, Parkhurst, Piatt, Rice, Roach, Robb, Roberts, Robeson, Roe, Riley, Roundy, Russell, Schleicher, Shipley, Steele, Slosson, Teale, Theophilus, Thompson, Thornburg, Thorniley, Tipton, Townsend, Walker, Wilson of Butler, Wilson of Cass, Woods, Wyckoff, Wyman, Yergey and Mr. Speaker-72.

The nays were none.

Absent or not voting:

Messrs. Anderson of Hamilton, Anderson of Warren, Blythe, Brown, Burgess, Byers, Chapman, Clarke, Cummins, Curtis, Custer, Dietz, Doron, Eilers, Evans, Fillmore, Hamilton, Hart, Hipwell, Limback, Mack, Mitchell, Moore, Paschal, Rowan, Smith, Wagner and Wilbur-28.

So the bill passed and the title was agreed to.

Two petitions were presented:

By Mr. Anderson of Warren, in favor of electing Railroad Commissioners and of a two cent fare.

Referred to Committee on Railroads.

LEAVE OF ABSENCE GRANTED.

Mr. Townsend, until Tuesday.

Mr. Burgess, until Tuesday.

On motion of Mr. Larson, the House adjourned.

HALL OF THE HOUSE OF REPRESENTATIVES DES MOINES, IOWA, February 7, 1888.

House met in regular session at 2 o'clock P. M.

Speaker in the chair.

Prayer by Rev. A. D. Kinzie.

Mr. Berryhill moved that reading of journal be postponed until just previous to adjournment.

Carried.

REPORT OF CONFERENCE COMMITTEE.

Mr. Cummins, by unanimous consent, submitted the following report:

MR. PRESIDENT AND SPEAKER.—Your Conference Committees appointed to consider House amendment 6 to Senate File No. 49, being "a bill for an act to amend chapter 161 of the acts of the Twenty first General Assembly relating to elections held within cities, and to registration of voters therein," in which amendment the Senate refused to concur, respectfully report:

That they have considered the same and unanimously recommend the adoption of the following in lieu of, and as a substitute for said House amendment No. 6, "and that section 3 of said act be amended by inserting after the word State" in the first line thereof the following words: "having a population of twenty-five hundred (2,500) or more, as determined by the last preceding State or National census.

> J. G. HUTCHISON, F. D. BAYLESS, T. E. CLABE, Senate Committee. A. B. CUMMINS, L. A. RILEY, H. L. BYEES, House Committee.

Ordered passed on file to await the action of the Senate.

PETITIONS AND REMONSTRANCES.

By Mr. Yergey, from citizens of Montgomery county, in reference to reduction of passenger and freight rates.

Referred to Committee on Railroads.

By Mr. Eilers, from employes of the Chicago, Milwaukee & St. Paul Railway, against reduction of freight and passenger rates. Same reference. By Mr. Davie, from citizens of Crawford county, for reduction of freight and passenger rates.

Same reference.

By Mr. Kline, from 170 citizens of Des Moines county against reduction of passenger fares.

Same reference.

By Mr. Walker, from citizens of Audubon county, against any change in the game laws.

Referred to the Committee on Fish and Game.

By Mr. Kennan, petition from employes of C., M. & St. P. R'y against reduction of freight or passenger fares.

Referred to the Committee on Railroads.

Also, from business men of Vinton on same subject. Same reference.

By Mr. Russell, from citizens of Adams county, to grant power to Railroad Commissioners to regulate rates, and that passenger and freight rates be considered at same time.

Referred to the Committee on Railroads.

By Mr. Thornburg, from railroad employes against the reduction of passenger and freight rates.

Same reference.

By Mr. McFarland, same subject; same reference.

By Mr. Doron, same subject; same reference.

By Mr. Lewis, two, same subject; same reference.

By Mr. Roundy, same subject; same reference.

By Mr. Shipley, two from citizens of Guthrie county, indorsing Governor Larrabee's message in regard to railway control.

Referred to the Committee on Railroads.

By Mr. Curtis, from the manufacturers and business men of Clinton county, against any legislation to reduce the revenue of railways, except to prevent discrimination.

Referred to the Committee on Railroads.

By Mr. Townsend, from Waterloo Board of Trade, same subject. Same reference.

By Mr. Parkhurst, same subject; same reference.

By Mr. Paschal, two petitions, same subject; same reference.

By Mr. Wilbur, same subject.

Read and referred to the Committee on Railroads.

By Mr. Anderson of Hamilton, from citizens of Hamilton county, favoring the passage of House File No. 19.

Referred to the Committee on Railroads.

By Mr. Clark, resolutions from Algona Grange endorsing Gov. Larrabee.

Same reference.

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Also favoring uniform text books.

Referred to the Committee on Text Books.

Also favoring the election of Railroad Commissioners by the people.

Referred to the Committee on Railroads.

Also favoring the repeal of all laws authorizing the voting of aid to railroads.

Referred to the Committee on Railroads.

Also in favor of fixing the passenger fare at two cents per mile. Referred to the Committee on Railroads.

Also favoring the taxation of mortgages and other liens.

Referred to the Committee on Judiciary.

Also in regard to innocent purchaser of notes, and attorney fee notes.

Referred to the Committee on Judiciary.

Also in regard to regulating millers' tolls.

Referred to the Committee on Agriculture.

REPORTS OF COMMITTEES.

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

ME. SPRAKEE—Your Committee on Ways and Means, to whom was referred House File No. 31, a bill for an act for the exemption from taxation of property of needy soldiers and sailors and their widows, 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 other than that "five" be striken out in line 4 of printed bill and "three" inserted in lieu thereof.

HEAD, Chairman.

Ordered passed on file.

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

ME. SPEAKEE.—Your Committee on Judiciary, to whom was referred sundry bills, have considered the same and report with the following recommendations:

House File No. 45, a bill for an act to amend chapter 28, acts of the Fifteenth General Assembly, relating to levying taxes, that it be amended as follows, to-wit: Add to the title the words "and legalize taxes heretofore levied in 1886 and 1887;" amend section 1 by striking out all that part after the word "hereby" in the second line thereof and substituting therefor the following: "Repealed and the following enacted in lieu thereof; sub-division two (2) of section 796 of the Code of 1873, be and the same is hereby amended by striking out the word "four" in the second line of said section 796 of the Code of 1873 and inserting in lieu thereof the word "six;" provided, that the provisions hereof shall not apply to counties having a population exceeding 20,000 inhabitants." Insert the following as section 2.

"SEC. 2. That in all counties having a population of less than twenty thousand inhabitants, wherein for the year 1886 or 1887 a tax of more than four mills and not exceeding six mills has been levied, such a tax is hereby legalized."

Change "section 2" of printed bill to "section 3."

Strike ont the words "Iowa State" preceding "Leader" in line 2 of section 3 (as changed) and insert "Des Moines."

That when so amended the bill do pass.

House File No. 154, a bill for an act to amend section 4918 of the Code, relating to arrests without warrant; that the same do pass.

House File No. 157, a bill for an act to repeal section 2445 of the Code and to enact a substitute therefor; that the same do pass. House File No. 188, a bill for an act to amend section 2351 of the Code of 1873, in relation to the probate of foreign wills, that it be amended as follows, to wit: Change the word "county" in the third line of the printed bill to "country." Strike out the words "and shall be valid" in the 4th line of printed bill, and that when so amended the bill do pass.

House File No. 193, to amend sections 3173 of the Code, and limiting appeals to the Supreme Court; that the bill do pass.

House File No. 194, a bill for act to amend section 4259 of the Code, relating to holding one accused of crime to answer an indictment, that it be mended as follows, to wit: In the third line of section 1, of the printing bill, strike out the words "discharged a defendant or." In the same line strike out the word "him" and insert in lieu thereof the words, "a defendant." Change the word "fifty" to "forty" in the 7th line of section 1. Strike out all of section 2; and when so amended that the bill do pass.

House File No. 198, a bill for an act to amend section 3908 of the Code, relating to embezzlement of public money by officers; that section 2 be stricken out, and that when so amended the bill do pass.

House File No. 240, a bill for an act to amend section 3878 of the Code, in reference to the use of abusive and obscene language; that the same do pass.

House File No. 214, to amend section 3580 of Code; that the same be indefinitely postponed.

House File No. 274, to amend section 3977 of the Code; that the same be indefinitely postponed.

House File No. 107, to amend 7th paragraph of section 2077 of the Code; that it be indefinitely postponed, the subject being covered by other legislation.

House File No. 106, to amend section 2089 of the Code; that the same be indefinitely postponed; other bill covering same subject being favorably reported.

House File No. 28, to legalize levy in Crawford county; that the same be indefinitely postponed; House File No. 45, covering the same subject, being favorably reported.

House File No. 202, to repeal certain acts relating to voting aid to railroads; that the same be indefinitely postponed, because of engrossment of similar bill.

House File No. 189, relative to levy of taxes; that the same be indefinitely postponed, House File No. 45, covering the case being favorably reported.

Hcuse File No. 217, to amend section 3842 of the Code; that the same be indefinitely postponed.

E. C. ROACH, Chairman.

Ordered passed on file.

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

ME. SPEAKEE—Your Committee on Agriculture, to whom was referred House File No. 62, a bill for an act to prevent fraud in the sale of lard, beg leave to report 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 same do pass as amended: Section 1. By adding after "compound lard," in 8th line, "and the name and proportion in pound and fractional parts thereof, of each ingredient contained therein."

Section 2. By adding after "offense," in 2d line, "one half the fine collected to be paid to the informer."

Ordered passed on file.

Also:

Resolution in regard to the oleomargarine; approving the present law in regard to oleomargarine and request our members in Congress to *sustain* the same. We further report the considerations requested in the resolution are commendable, and report to the committee our approval for further consideration.

WHEREAS, There are indications that interested parties are laboring and are preparing to bring influences to bear upon the legislature for the repeal or modification of the Iowa State law known as the oleomargarine law; also for the repeal or modification of the internal revenue law taxing imitation of butter. Therefore,

Resolved 1st. That it is the sense of this association that these laws are essential to the general interest of all classes, and especially to that class of farmers who depend largely on revenue derived from the dairy and stock raising.

Resolved 2d. That we request and shall expect that our delegation in the State Legislature and also in the United States Congress will watch diligently and act promptly against a change of these laws, except it be to make them more efficient and their enforcement more sure.

Resolved 3d. That we favor all needed appropriations to enable our State Agricultural College and our State Agricultural and Hortiicultural Societies, and our State Dairy Commission and State Farmers Institute Association to do the most efficient work for our agricultural, horticultural and dairying interests.

By unanimous consent Mr. Tipton moved the resolution be adopted. Adopted.

Also:

House File No. 179, a bill for an act fixing maximum rate of toll for grinding, or grinding and bolting grain; as indefinitely postponed.

B. F. TIPTON, Chairman.

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

ME. SPEAKER—Your Committee on Schools, to whom was referred House File No. 115, a bill for an act authorizing boards of directors to change the boundaries of independent school districts within the same civil township, beg leave to report that they have had the same under consideration, and have instructed me to report the same back to the House with an amendment to strike out publication clause, and when so amended, that it do pass.

House File No. 241, a bill for an act to amend chapter 1 of the acts of the Twenty-first General Assembly, providing for the teaching and study of the effect of alcohol and stimulants on the human system; that the same be indefinitely postponed. House File No. 283, a bill for an act to amend section 1, acts of the Twenty-first General Assembly, relating to alcoholic drinks, stimulants and narcotics; that the same be indefinitely postponed.

House File No. 161, a bill for an act to repeal sections 1, 2, 3, 4, of chapter 12 of the acts of the Eighteenth General Assembly, relative to the management of permanent school funds, and enact substitutes therefore, amendments, and when so amended that it do pass.

House File No. 805, a bill for an act to legalize the organization and official proceedings of independent school districts of Panama, in Shelby county, Iowa; that the same do pass.

House File No. 285, a bill for an act to change the boundaries of independent districts in certain cases without the consent of the adjacent districts; that the same be indefinitely postponed.

House File No. 201, a bill for an act to amend section 1802 of the Code, in relation to the board of directors in independent school districts; that the same do pass.

House File No. 29, a bill for an act amending section 1, of chapter 19, of the acts of the Eighteenth General Assembly, regulating rates of interest on school fund loans; that the same be indefinitely postponed.

House File No. 266, a bill for an act amending section 1757, chapter 9, title 12, of the Code, in relation to the filing of teachers' contracts; report amendments, and when so amended that it do pass.

House File No. 282, a bill for an act to protect stock breeders within the State of Iowa; that the same be referred to the Committee on Agriculture.

WILBUR, Chairman.

So referred.

Mr. Wyckoff, from the Committee on Mines and Mining, submitted the following report:

ME. SPEAKEE—Your Committee on Mines and Mining, to whom was referred House File No. 243, a bill for an act to amend section 3, chapter 159, acts of the Sixteenth General Assembly of Iowa, and providing for the printing of the reports of the State Mine Inspector, beg leave to report 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 same do pass.

GEO. W. WYCKOFF, Chairman.

Ordered passed on file.

Mr. McFarland, from the Committee on Retrenchment and Reform, submitted the following report:

ME. SPEAKEE-Your Committee on Retrenchment and Reform, to whom was referred House File No. 268, a bill for an act for the purpose of supplying State institutions by jobbers, manufacturers and wholesale merchants, and for procuring supplies at competitive prices, beg leave to report 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 same do pass after being amended as follows: strike from the caption the words "doing business within the State". Add to section 2 in fourth line between the words "and" and "shall" "the trustees". Strike from the second line of section 3 the word "thereof", and insert in its stead the words "as provided by

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statute". Also strike from third line the words "Section No. 1," and insert in their stead "Sections 1 and 2". Also strike out "Section No. 1" at end of fifth line of same section, and insert in lieu thereof "Sections 1 and 2".

W. M. MCFABLAND, Chairman.

JOHN CALVIN, Chairman.

J. H. MACK. Chairman.

Ordered passed on file.

Mr. Calvin, from the Committee on County and Township Organizations, submitted the following report:

ME. SPEAKEE—Your Committee on County and Township Organizations, to whom was referred House File No. 289, a bill for an act to amend section 975 of the Code, in relation to the time the township clerk shall certify delinquent road tax to 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 the same do pass.

Ordered passed on file.

Mr. Mack, from the Committee on Elections, submitted the following report:

ME. SPEAKEE—Your Committee on Elections, to whom was referred House File No. 191, a bill for an act amendatory of chapter 3, title five (5), of the code in relation to 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 the same do not pass on account of the principle of the bill being fully covered by House File No. 143, returned by this committee with recommendations that it do pass.

Ordered passed on file.

Mr. Calvin, from the County and Township Organizations, submitted the following report:

ME. SPEAKER.—Your Committee on County and Township Organizations, to whom was referred House File No. 144, a bill for an act to amend section 976, of the Code, in relation to payments of road funds to Township Clerks by County Treasurer, beg leave to report that they have had the same under consideration, and have instructed me to report the same back with amendment to section 1 of the bill. Amendment to section 1: add also strike out the word "April" in the sixth line of said section, and insert the word "May" in place thereof, and strike out the word "October" in sixth line and insert the word "November" in place thereof; that it do pass.

JOHN CALVIN, Chairman.

Ordered passed on file.

Mr. Doron, from the Committee on Medicine and Surgery, submitted the following report:

ME. SPEAKER—Your Committee on Medicine and Surgery, to whom was referred House File No. 169, a bill for an act to amend chapter 151, Acts of the Eighteenth General Assembly, relating to the State Board 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 the same do pass with the following amendments: 1888.

Amend section 1 by striking out the word "sixth" in line 2 of printed bill, and insert in lieu thereof the word "eighth." In line 4, after the word "or" insert the words "any other," and after the word "of" in the same line, strike out the word "any," so as to read "And they shall have power to order nuisances or any other cause of special disease or mortality, to be abated and removed." In line 4, after the word "removed," transpose the sentence so as to read, "And to order and enforce quarantine regulations at any point within this state whenever local boards of health shall neglect or refuse to do so." In line 11, after the word "constables," insert the word "and;" also after the word "sheriffs," strike out the words, "and all other officers of the State."

Amend section 3 by striking out all after the word "dollars" in line 2.

Amend section 4 by striking out after the word "out," in line 1, the words, "the word thirty in fourth line, and inserting the word ten and that;" also strike out the words, "be stricken out," in line 3 of printed bill. Also that section 6 be stricken out.

House File No. 236, a bill for an act to amend the pharmacy law allowing the sale of concentrated lye, potash and paris green in original packages by those who are not registered pharmacists; that the same be indefinitely postponed.

House File No. 228, a bill for an act to amend section 8, of chapter 83, of the acts of the Twenty first General Assembly, relating to the practice of pharmacy, that the same do pass.

J. DOBON, Chairman.

Ordered passed on file.

Mr. Kennan, from the Committee on Soldiers' and Orphans' Homes, submitted the following report:

ME. SPEAKEE—Your Committee on Soldiers' and Orphans' Home to whom was referred House File No. 211, a bill for an act to aid Soldiers, Sailors and Marines, who are eligible to admission in the Iowa Soldiers' Home, but on account of their families do not apply for admission, beg leave to report 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 same be indefinitely postponed, for the reason that the House has favorably considered a bill on the same subject.

J. C. KENNAN, Chairman.

Mr. Brown from the Committee on Engrossed Bills, submitted the following report:

ME. SPEAKEE—Your Committee on Engrossed Bills respectfully report that they have examined and find correctly engrossed House File No. 10, a bill for an act to amend section 4, chapter 140 of the laws of the Twenty first General Assembly, and to amend chapter 21 of the laws of the Twentieth General Assembly relative to State Mine Inspectors, their duties and manner of appointment.

W. BROWN, Chairman.

Ordered passed on file. Also: ME. SPEAKEE-Your Committee on Soldiers' Orphans' Home to whom was referred House File No. 256, a bill for an act to appropriate funds to furnish buildings, buy lands and make improvements for the Soldiers' Orphans' Home and Home for Indigent Children at Davenport, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the Senate with the recommendation that the same be referred to Committee on Appropriations.

J. C. KENNEN, Chairman.

Adopted.

Mr. Nicoll from the Committee to visit the Agricultural College, submitted a report.

Ordered passed on file.

Mr. Thornburg from the Committee on Board of Public Charities, submitted the following report:

ME. SPEAKEE—Your Committee on Board of Public Charities, to whom was referred House File No. 260, a bill for an act to amend section 3861 of the Code, as amended by chapter 114, section 1, of the laws of 1886, beg leave to report 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 same do pass with the following amendments:

Amend the title of the bill by striking out "1886" after the word "of" and adding the words, The Twenty-first General Assembly.

Amend section 1, by striking out "1886" in line 1, of the printed bill and inserting the words "The Twenty-first General Assembly" in lieu thereof. Amend section 2, by striking out the word "Eldora" in line 3 of printed bill.

Ordered passed on file.

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

ME. SPEAKEE—Your Committee on Schools, to whom was referred House File No. 182, a bill for an act creating a board of school text-book commissioners to provide for, and furnish a uniform series of text books for the common schools 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 the same be referred to the Committee on School Text Books.

WILBUR, Chairman.

THORNBURG, Chairman.

So ordered.

INTRODUCTION OF BILLS.

By Mr. Clarke, House File No. 363, a bill for an act to authorize Railroad Commissioners to change names of railway stations in certain cases.

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

By Mr. Craig, House File No. 364, a bill for an act to amend section 2, chapter 210, acts of Eighteenth General Assembly, in relation to notice to policy-holders. Read first and second times and referred to the Committee on Insurance.

By Mr. Craig, House File No. 365. a bill for an act to amend section 4018, chapter 9, title 24 of the Code of 1873, in relation to remains of deceased persons being delivered to medical schools.

Read first and second times and referred to the Committee on Medicine, Surgery and Pharmacy.

By Mr. Head, House File No. 866, a bill for an act authorizing cities and towns to submit to qualified electors the question of levying special tax for purpose of prospecting for natural gas, etc.

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

By Mr. Jolly, House File No. 367, a bill for an act to prevent deception or fraud by owners or agents who may have control of any stallions kept for service, by proclaiming or publishing fraudulent or false pedigrees, and to protect such owners or agents in the collections of fees for the service of such stallions.

Read first and second times and referred to the Committee on Animal Industry.

By Mr. Mitchell, House File No. 368, a bill for an act to amend section 1717 of Code, and to give additional powers to board of directors of independent school districts.

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

By Mr. Roberts, House File No. 369, a bill for an act to amend section 1738 of Code in relation to compensation of school officers.

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

By Mr. Shipley, House File No. 370, a bill for an act to repeal chapter 76 laws Eighteenth General Assembly.

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

By Mr. Wilson of Butler, House File No. 371, a bill for an act to amend section 906 and 907 of the Code in relation to peddlers' licenses.

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

By Mr. Hipwell, House File No. 372, a bill for an act to authorizing cities organized under special charters to remove snow and ice from side walks and levy special tax for the same.

Read first and second times and referred to the Committee on Municipal Corporations.

MESSAGE FROM THE SENATE.

The following message was received from the Senate:

ME. SPEAKEE—I am directed to inform your honorable body that the Senate has adopted the report of the Conference Committees of the Senate and House on House amendment No. 6 to Senate File No. 49, "a bill for an act to amend chapter 161 of the acts of the Twenty-first General Assembly, relating to elections held within cities and to registration of voters therein," and herewith I transmit

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to your honorable body the said Senate File No. 49 for your action upon the report of said Conference Committees.

C. H. BROCK, Secretary.

SENATE MESSAGE CONSIDERED.

On motion of Mr. Berryhill the rules were suspended and the message just received from the Senate was taken up.

Mr. Cummins moved that the report of the Conference Committee on Senate File 49 be adopted.

Upon this question Mr. Beem explained his vote.

Mr. Roe explained his vote as follows:

While I doubt the propriety of applying the registry laws to cities with as small a number of population as 2500, being in my judgment a burden to the electors, and an unnecessary expense to the tax payers, without any adequate protection against fraud; yet as the facilities for registration under the present bill are much better than the law this bill is intended to take the place of, and as the expense to the tax-payers will be much less than under the present law, I want my vote recorded aye and my explanation spread on the minutes.

Mr. Thompson explained his vote as follows:

While this act as amerded is a modification of the present unjust and, as I think, unconstitutional law, it still contains features that I consider unjust, unconstitutional and unnecessary, I therefore vote, No.

The yeas were:

Messrs. Agnew, Anderson of Hamilton, Anderson of Warren, Ball, Beem, Berryhill, Brown, Buell, Byers, Chantry, Clarke, Crooks, Cummins, Curtis, Darnall, Davie, Dobson, Doron, Draper, Eckles, Evans, Hall, Hamilton, Hauser, Head, Hobbs, Homrighaus, Hospers, Hunter, Jones, Larson, Lewis, Lockin, Luke, Mack, Mahoney, McFarland, Moore, Nelson, Nicoll, Oakman, Owen, Parkhurst, Paschal, Riley, Roach, Robb, Roberts, Robeson, Roe, Rowan, Russell, Schleicher, Shipley, Steele, Slosson, Smith, Teale, Theophilus, Thornburg, Thorniley, Tipton, Townsend, Walker, Wilbur, Wilson of Butler, Wilson of Cass, Wyckoff, Yergey and Mr. Speaker-70.

The nays were:

Messrs. Craig, Dayton, Dietz, Duus, Eilers, Estes, Foley, Hart, Hipwell, Horton, Hotchkiss, Jolly, Kennan, Kline, Limback, Mitchell, Piatt, Rice, Roundy, Thompson, Wagner, Woods, and Wyman—24. Absent or not voting:

Messrs. Blythe, Burgess, Chapman, Custer, Field and Fillmore-6. So the report of the conference committee was adopted.

Mr. Tipton asked that Committee on Agriculture be granted seven days further time to pass upon House File No. 178.

So ordered.

RESOLUTIONS.

By Mr. Wilbur, instructing the Committee on Appropriations to put their appropriations within the limits of two and one-half mills levy. Laid over. By Mr. Thompson for a committee to investigate the accounts of ex-Warden Martin.

Laid over.

Mr. Hunter, from Committee on Enrolled Bills, submitted the following report:

Your Committee on Enrolled Bills respectfully report that they have examined and find correctly enrolled Senate File No. 51, an act to amend section 1789 of the Code, with reference to elections in independent school districts.

HUNTER, Chairman.

The Speaker signed the bill in the presence of the House. Ordered passed on file.

Mr. Hunter, from the Committee on Enrolled Bills, submitted the following report:

ME. SPEAKEE—Your Committee on Enrolled Bills respectfully report that they have examined and find correctly enrolled concurrent resolution requesting congress to prohibit the sale of adulterated lard, and require statement of actual contents on packages thereof, and to pass the bill now pending for that purpose.

HUNTER, Chairman.

The Speaker signed the resolution in the presence of the House. Ordered passed on file.

Mr. Hunter, from the Committee on Enrolled Bills, submitted the following report:

ME. SPEAKEE—Your Committee on Enrolled Bills respectfully report that they have examined and find correctly enrolled, joint resolution No. 3, relating to liens of judgments of Federal courts rendered in the State of Iowa and find the same correctly enrolled.

HUNTER, Chairman.

The Speaker signed the resolution in the presence of the House. Ordered passed on file.

SENATE MESSAGE CONSIDERED.

Joint Resolution No. 2, by Senator Poyneer, concerning assignment of rooms in basement of capitol.

Referred to Committee on Library.

BILLS ON SECOND READING.

Substitute for House File No. 67, a bill for an act to prohibit selling, giving or furnishing tobacco in any of its forms to minors under age of sixteen years.

Question upon third reading of the bill. Carried.

The bill was read a third time.

The question being, shall the bill pass?

The yeas were:

Messrs. Agnew, Anderson of Hamilton, Anderson of Warren, Ball, Berryhill, Brown, Byers, Calvin, Crooks, Clarke, Darnall, Dobson, Doron, Eckles, Evans, Hall, Hauser, Head, Hobbs Hospers, Hunter, Jones, Lewis, Lockin, Luke, Mack, Mahoney, McFarland, Moore, Nelson, Nicoll, Oakman, Paschal, Riley, Roberts, Robeson, Russell, Schleicher, Shipley, Steele, Slosson, Smith, Teale, Theophilus, Thornburg, Thornily, Tipton, Townsend, Walker, Wilbur, Wilson of Butler, Wilson of Cass, Woods, Wyckoff, Yergey, and Mr. Speaker.—56.

The nays were:

Messrs. Beem, Buell, Burgess, Craig, Cummins, Curtis, Davie, Dayton, Dietz, Draper, Duus, Eilers, Foley, Hamilton, Hart, Hipwell, Horton, Homrighaus, Hotchkiss, Jolly, Kennan, Kline, Larson, Limback, Mitchell, Owen, Parkhurst, Piatt, Rice, Roach, Robb, Roe, Roundy, Rowan, Thompson, Wagner, and Wyman.—37.

Absent or not voting :

Messrs. Blythe, Chantry, Chapman, Custer, Estes, Field, and Fillmore-7.

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

READING OF JOURNAL.

On motion of Mr. Berryhill the order to postpone the reading of the Journal until just previous to adjournment was reconsidered.

Journal of yesterday read in part.

Mr. Riley moved that the further reading of the Journal be dispensed with.

Carried.

Journal approved.

Bills on second reading continued.

House File No. 10, a bill for an act to amend section 4, chapter 140, of the laws of the Twenty-first General Assembly, to amend chapter 21 of the laws of the Twentieth General Assembly, relative to state mine inspectors, their duties and manner of appointment.

Question upon the third reading of the bill.

Carried.

The bill was read a third time.

The question being shall the bill pass.

The yeas were :

Messrs. Agnew, Anderson of Hamilton, Anderson of Warren, Ball, Beem, Berryhill, Brown, Buell, Burgess, Byers, Calvin, Chantry, Clarke, Craig, Crooks, Cummins, Curtis, Darnall, Davie, Dayton, Dietz, Dobson, Doron, Draper, Duus, Eckles, Eilers, Estes, Evans, Field, Foley, Hall, Hamilton, Hauser, Hart, Hipwell, Hobbs, Horton, Homrighaus, Hospers, Hotchkiss, Hunter, Jolly, Jones, Kennan, Kline, Larson, Lewis, Limback, Lockin, Luke, Mack, Mahoney, McFarland, Mitchell, Moore, Nelson, Nicoll, Oakman, Owen, Parkhurst, Paschal, Piatt, Rice, Riley, Roach, Robb, Roberts, Robeson, Roe, Roundy, Rowan, Schleicher, Shipley, Steele, Slosson, Smith, Teale, Theophilus, Thompson, Thornburg, Thornily, Tipton, Townsend, Wagner, Walker, Wilbur, Wilson of Butler, Wilson of Cass, Woods, Wyckoff, Wyman, Yergey and Mr. Speaker-94.

The nays were none.

Absent or not voting:

Messrs. Blythe, Chapman, Custer, Fillmore, Head and Russell-6 So the bill passed and the title was agreed to. House File No. 33, laid over.

House File No. 26, a bill for an act to amend paragraph 7 of section 2077 of the Code of Iowa, relating to the rate of interest upon written contracts.

The question being, shall the bill be read a third time?

Carried.

The bill was read a third time.

The question being, shall the bill pass?

The yeas were:

Messrs. Agnew, Anderson of Hamilton, Anderson of Warren, Ball, Beem, Berryhill, Brown, Buell, Burgess, Byers, Calvin, Chantry, Clarke, Crooks, Cummins, Curtis, Darnall, Davie, Dayton, Deitz, Dobson, Doron, Draper, Duus, Eckles, Eilers, Estes, Evans, Field, Foley, Hall, Hamilton, Hauser, Hart, Head, Hobbs, Horton, Homrighaus, Hospers, Hotchkiss, Hunter, Jolly, Jones, Kennan, Kline, Larson, Lewis, Lockin, Luke, Mack, Mahoney, McFarland, Mitchell, Nelson, Nicoll, Oakman, Owen, Parkhurst, Paschal, Piatt, Rice, Riley, Roach, Robb, Roberts, Robeson, Roe, Rowan, Russell, Schleicher, Shipley, Steele, Slosson, Smith, Teale, Theophilus, Thompson, Thornburg, Thorniley, Tipton, Townsend, Wagner, Walker, Wilbur, Wilson of Butler, Wilson of Cass, Woods, Wyckoff, Wyman, Yergey and Mr. Speaker—91.

The nays were none.

Absent or not voting:

Messrs. Blythe, Chapman, Craig, Custer, Fillmore, Hipwell, Limback, Moore and Roundy-9.

So the bill passed and the title was agreed to.

House File No. 112, laid over.

Substitute for House File No. 58, a bill for an act to repeal section 2783 of the Code of Iowa, and to enact a substitute therefor relating to restricting arguments before courts and juries.

The question being, shall the bill be read a third time? Carried.

The bill was read a third time.

The question being, shall the bill pass?

The yeas were:

Messrs, Agnew, Anderson of Hamilton, Anderson of Warren, Ball, Beem, Berryhill, Brown, Burgess, Byers, Calvin, Chantry, Clarke, Craig, Crooks, Cummins, Curtis, Darnall, Davie, Dayton, Dietz, Dobson, Doron, Draper, Duus, Eckles, Eilers, Estes, Evans, Field, Foley, Hall, Hamilton, Hauser, Hart, Head, Hipwell, Hobbs, Horton, Homrighaus, Hospers, Hunter, Jolly, Jones, Kennan, Kline, Larson, Lewis, Lockin, Luke, Mack, McFarland, Mitchell, Moore, Nelson, Nicoll, Oakman, Owen, Parkhurst, Paschal, Piatt, Riley, Roach, Robb, Roberts, Roe, Roundy, Rowan, Russell, Schleicher, Shipley, Steele, Slosson, Smith, Teale, Theophilus, Thompson, Thornburg, Thornily, Tipton, Townsend, Wagner, Walker, Wilbur, Wilson of Butler, Wilson of Cass, Woods, Wyckoff, Wyman, Yergey, and Mr. Speaker-90.

The nays were none.

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Absent or not voting:

Messrs. Blythe, Buell, Chapman, Custer, Fillmore, Hotchkiss, Limback, Mahoney, Rice and Robeson-10.

So the bill passed and the title was agreed to.

House File No. 105, a bill for an act to repeal chapter 193, acts of the Sixteenth General Assembly, also chapter 173 acts of the Seventeenth General Assembly, relating to voting tax and bonds to aid railroads.

The question being shall the bill be read a third time? Carried.

The bill was read a third time.

The question being shall the bill pass?

The yeas were:

Messrs. Agnew, Anderson of Hamilton, Anderson of Warren, Ball, Beem, Berryhill, Brown, Burgess, Byers, Calvin, Chantry, Clarke, Crooks, Cummins, Curtis, Darnall, Davie, Dayton, Dietz, Dobson, Doron, Draper, Duus, Eckles, Eilers, Estes, Evans, Field, Foley, Hall Hamilton, Hauser, Hart, Head, Hobbs, Horton, Homrighaus, Hospers, Hotchkiss, Hunter, Jolly, Jones, Kennan, Kline, Larson, Lewis, Lockin, Luke, McFarland, Moore, Nelson, Nicoll, Oakman, Owen, Park-hurst, Paschal, Piatt, Rice, Robb, Roberts, Robeson, Roe, Roundy, Roach, Russell, Schleicher, Shipley, Slosson, Smith, Teale, Theophilus, Thompson, Thorniley, Tipton, Townsend, Wagner, Walker, Wilson of Butler, Wilson of Cass, Woods, Wyckoff, Wyman and Mr. Speaker -83.

The nays were:

Messrs. Craig, Hipwell, Mack, Riley and Wilbur-5.

Absent or not voting:

Messrs. Blythe, Buell, Chapman, Custer, Fillmore, Limback. Mahoney, Mitchell, Rowan, Steele, Thornburg and Yergey-19. So the bill passed and the title was agreed to.

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BILLS ON CALENDAR.

House File No. 32. Laid over.

House File No. 178. Laid over. House File No. 117, a bill for an act to compel the owners of hedges along highways to keep them within certain bounds.

Amendments by Committee to section 1, striking out the word "s" and inserting "an Osage" between the words "owning" and "hedge", in the first line; striking out the word "the" and inserting "any" be-tween "of" and "public", in first line; striking out the words "cutting a young" and inserting instead "growing said" between "from" and "hedge", in fifth line; striking out "all" from "to" in fifth line to "topping" in sixth line and inserting instead "the age of ten years before" topping.

Adopted.

Section 1 as amended, lost.

Mr. Tipton moved to reconsider vote by which section 1 was lost. Carried.

Section 1 as amended, adopted.

Amendments by committee to section 2, striking out the word

"thirty" and inserting "sixty" between words "thereof" and "days," in 3d line. By striking out all between "writing," in 3d line, and "and," in 4th line.

Adopted.

Section 2 as amended adopted.

Amendments by committee, adding as section 3: "Nothing in this act shall be so construed as to prevent the growing of a hedge along a residence lot, stock lot or orchard for protection.

Adopted.

Mr. Nelson offered a substitute for the bill, a bill for an act to compel owners of hedges along public highways to keep them within certain bounds.

The substitute was read a first and second time.

Mr. Thompson moved that the bill and substitute be referred to Committee on Agriculture.

Mr. Nelson moved to amend the motion to refer by striking out 'Agriculture" and inserting "Judiciary."

Lost.

Mr. Thompson withdrew his motion to refer to the Committee on Agriculture.

The substitute by Mr. Nelson was lost.

Mr. Byers moved that the rules be suspended, the bill considered engrossed and read a third time now.

Carried.

The bill was read a third time.

The question being shall the bill pass?

The yeas were :

Messrs. Agnew, Anderson of Hamilton, Anderson of Warren, Ball, Beem, Berryhill, Brown, Burgess, Byers, Calvin, Chantry, Clarke, Craig, Crooks, Cummins, Curtis, Darnall, Davie, Dayton, Dietz, Dobson, Draper, Duus, Eckles, Estes, Evans, Field, Foley, Hauser, Head, Hobbs, Homrighaus, Hospers, Jones, Kennan, Lewis, Limback, Lockin, Luke, Mack, Mahoney, McFarland, Moore, Nicoll, Oakman, Parkhurst, Paschal, Piatt, Rice, Riley, Roach, Robb, Roberts, Robeson, Roe, Roundy, Rowan, Russell, Schleicher, Shipley, Steele, Smith, Teale, Theophilus, Thompson Thornburg, Thorniley, Tipton, Wagner, Walker, Wilson of Butler, Woods, Wyckoff, Yergey and Mr. Speaker-75.

The nays were :

Messrs. Buell, Jolly, Larson, Nelson, Owen, Wyman-6.

Absent or not voting:

Messrs. Blythe, Chapman, Custer, Doron, Eilers, Fillmore, Hall, Hamilton, Hart, Hipwell, Horton, Hotchkiss, Hunter, Kline, Mitchell, Slosson, Townsend, Wilbur, and Wilson of Cass-19.

So the bill passed and the title was agreed to.

House File No. 76, a bill for an act to repeal sections 1469 and 1470 of the Code.

Indefinitely postponed.

House File No. 25 considered.

Mr. Curtis moved that the bill be referred back to the Committee on Insurance and retain its place on the calendar.

Carried.

House File No. 104, a bill for an act to amend section 1160, title 9, chapter 4, of the Code of 1873, in regard to mutual insurance associations.

Indefinitely postponed.

House File No. 77, a bill for an act to amend chapter 86 of the acts of the Twenty-first General Assembly.

Amendment by Mr. Hospers, to strike out word and figure "seventeen" in 3d line of printed bill and insert twelve (12).

Adopted.

Amendment by Mr. Russell, to strike out word "three" in 5th line.

Adopted.

Mr. Robb moved to reconsider the vote striking out word "three" in 5th line.

Lost.

Question upon ordering the bill engrossed.

Carried.

House File No. 145, a bill for an act to amend chapter 111 of the acts of the Sixteenth General Assembly, by adding section 3 thereto in regard to the construction of cattle ways across the public highways.

Amendments by committee: Striking "a" out of third line before the word "township," and inserting the word "any" in lieu; also striking out "a" in fourth line before the word "bridge."

Adopted.

Question upon ordering the bill engrossed.

Carried.

House File No. 142, a bill for an act to amend section 1, chapter 9, laws of the Twentieth General Assembly.

Question upon engrossment of the bill.

Lost.

House File No. 190, a bill for an act to repeal section 980 of the Code of 1873, relating to duties of supervisors of highways.

Indefinitely postponed.

Mr. Wilbur moved to reconsider the vote by which engrossment of House File No. 142 was lost.

Carried.

The bill was ordered engrossed.

House File No. 230, a bill for an act to limit the time for the collection of delinquent taxes.

Indefinitely postponed.

House File No. 200, a bill for an act to provide for the establishment of a State Board of Supervisors of State institutions.

Indefinitely postponed.

House File No. 196, a bill for an act to amend chapter 22 of the acts of the Twenty first General Assembly, relating to the bonding of county indebtedness.

Question upon order of engrossment.

Carried.

House File No. 78. Laid over.

House File No. 90. Laid over.

House File No. 213. A bill for an act to prescribe the terms and

form of promissory notes to be given for certain property and to prescribe a penalty for the violation of this act.

Amendment by committee inserting section 2:

"Section 2. All notes of the kind mentioned in section one (1) hereof expressing on their face the consideration referred to, shall not be considered negotiable paper, and shall be subject to all defenses in the hands of a purchaser or assignee that might have been made against the payee thereof."

Also substitute the word "procuring" for "taking," in the first line of section 3 as hereby changed.

Adopted.

Mr. Head moved to amend by striking out words "section 2" and inserting "section 3."

Adopted.

Amendment by Mr. Shipley, to insert after word "vendor" in 2d line of section 1 of the printed bill, the words "solicitor or canvasser for the sale."

Mr. Craig moved to refer the bill back to the Committee on Judiciary.

Lost.

Mr. Shipley's amendment was adopted.

Question upon ordering the bill engrossed.

Carried.

House File No. 90, a bill for an act to prevent fraud in obtaining notes and contracts.

Indefinitely postponed.

Mr. Field submitted a report from the Committee to visit the Asylum for the Deaf and Dumb.

Ordered passed on file.

Mr. Anderson presented two petitions from citizens of Warren county.

Referred to Committee on Railroads.

The Speaker announced the following members of the joint committee to ascertain the amount of mileage expenses of the visiting committees, Messrs. Smith and Dayton.

Mr. Custer was granted indefinite leave of absence; leave to date from yesterday.

On motion of Mr. Roe the House adjourned.

HALL OF THE HOUSE OF BEPRESENTATIVES, DES MOINES, IOWA, February 8, 1888.

House met in regular session at 2 P. M. The Speaker in the chair. Prayer by Rev. C. J. Kephart. Journal of yesterday read and approved.

PETITIONS AND REMONSTRANCES.

By Mr. Beem, from citizens of Keokuk county, in favor of conservative action on railroad legislation.

Referred to Committee on Railroads.

By Mr. Russell, from citizens of Kent, Adams County, asking that passenger and freight rates be considered together.

Referred to Committee on Railroads.

Also, from citizens of Adams County, fixing maximum freight charges and limiting passenger rates.

Referred to Committee on Railroads.

By Mr. Tipton, from citizens of Washington County, against the two cent fare bill.

Referred to Committee on Railroads.

By Mr. Doron, of Linn County, from employes of railway companies against the reduction of passenger or freight rates.

Referred to Committee on Railroads.

By Mr. Hart, of Pottawattamie County, similar petition. Same reference.

Also, from citizens of Council Bluffs, opposing any change in assessment laws.

Referred to the Committee on Municipal Corporations

By Mr. Owen, from citizens of Iowa County, remonstrance protesting against railway legislation.

Referred to Committee on Railroads.

By Mr. Burgess, from citizens of Wapello County, remonstrance protesting against the two-cent passenger bill.

Referred to the Committee on Railroads.

Also, from employes of C., R. I. & P. railway on same subject. Same reference.

By Mr. Dietz, from citizens of Big Rock, on same subject. Same reference.

By Mr. Davie, from oitizens of Charter Oak, similar petition. Same reference.

By Mr. Wyman, from railway employes, similar petition. Same reference.

By Mr. Moore of Tama county, ordered to follow House File No. 871. By Mr. Paschal, two petitions for the reduction of passenger fare. Referred to Committee on Railroads. By Mr. Lewis, from citizens of Wayne county, for passage of Senate Files Nos. 32 and 33, and House File No. 10. Referred to Committee on Mines and Mining. By Mr. Robb, for the passage of House File No. 19. Referred to the Committee on Railroads. By Mr. Kline, remonstrance protesting against railroad legislation. Referred to the Committee on Railroads. By Mr. Cummins of Polk county, against State publication or State commission for text-books. Referred to the Committee on Text-books. By Mr. Darnall, from citizens of Fayette county, against the reduction of passenger rates. Referred to the Committee on Railroads. By Mr. Roe, from citizens of Rodney, Iowa, similar petition. Same reference. By Mr. Crooks, from citizens of Adair county, in favor of the passage of House File No. 19. Also, petition from same county against reduction of passenger fare. By Mr. Curtis, from the manufacturers and business men of Clinton, on same subject. Same reference. Also, from Clinton Division No. 33 Order of Railway Conductors, similar petition. Same reference. By Mr. Steele, from fifty-one citizens of Rome, for the reduction of passenger fares on railways. Referred to the Committee on Railroads. By Mr. Craig, from railroad employes, remonstrance protesting against proposed railroad legislation. Referred to the Committee on Railroads. Also, from the tax-payers of Lee county, against repeal of act establishing county seat at Keokuk. Referred to Committee on Judiciary. By Mr. Rice, from railway employes, against proposed railway legislation. Referred to Committee on Railroads. By Mr. Thompson, from employes of C., M. & St. P. R'y., on similar petition. Same reference. By Mr. Kennan, from citizens of Benton county, on similar petition. Same reference. By Mr. Shipley, similar petition from citizens of Bagley, Iowa. Same reference. By Mr. Wilson of Cass, two remonstrances against proposed railway legislation. Referred to the Committee on Railroads.

By Mr. Townsend, from one hundred citizens of Cedar Falls, remonstrance protesting against proposed reduction of passenger fares. Referred to the Committee on Railroads.

By Mr. Burgess, from the Iowa Anti-Tobacco League, on the subject of teaching the effect of use of tobacco, and to prohibit all reference to the name of James G. Blaine in school books used in this State.

Mr. Riley moved that the petition be laid on the table.

Messrs. Rowan and Wyman demanded the yeas and nays.

The yeas were:

Messrs. Agnew, Anderson of Hamilton, Anderson of Warren, Ball, Berryhill, Blythe, Brown, Byers, Calvin, Chantry, Clarke, Crooks, Cummins, Curtis, Darnall, Dobson, Doron, Draper, Eckles, Eilers, Evans, Field, Fillmore, Hall, Hauser, Head, Hobbs, Horton, Homrighaus, Hospers, Jones, Kennan, Kline, Larson, Lewis, Limback, Lockin, Luke, Mack, Mahoney, McFarland, Moore, Nelson, Nicoll, Oakman, Parkhurst, Paschal, Piatt, Rice, Riley, Roach, Roberts, Robeson, Russell, Schleicher, Shipley, Steele, Slosson, Smith, Teale, Thornburg, Thorniley, Tipton, Townsend, Walker, Wilbur, Wilson of Butler, Wilson of Cass, Woods, Wyckoff, Yergey and Mr. Speaker-72. The nays were:

Messrs. Beem, Buell, Burgess, Craig, Davie, Dayton, Deitz, Duus, Estes, Foley, Hart, Hotchkiss, Jolly, Mitchell, Owen, Robb, Roundy, Rowan, Theophilus, Thompson, Wagner and Wyman-22.

Absent or not voting:

Messrs. Chapman, Custer, Hamilton, Hipwell, Hunter and Roe-6. The petition was laid on the table.

By the Speaker, a remonstrance from citizens of Poweshiek county against proposed reduction of railway fare.

Referred to Committee on Railroads.

Also from Jackson Railroad Assembly 3886, K. of L., demanding a fulfillment of party pledges, concerning the reduction of railway rates.

By Mr. Burgess, from employes of Chicago, Milwaukee & St. Paul against proposed legislation.

Same reference.

By Mr. Blythe, from railroad employes in Cerro Gordo county, against proposed railway legislation.

Same reference.

MESSAGE FROM THE SENATE.

The following message was received from the Senate:

ME. SPEAKEE—I am directed to inform your honorable body that the Senate has passed the following, Senate File, No. 66, in which the concurrence of the House is asked:

A bill for an act to amend section 4419 of the Code of Iowa, relating to continuances in criminal cases.

Also, has concurred in House concurrent resolution relative to the appointment of a joint committee on mileage and expenses of visiting committees.

C. H. BROCK, Secretary.

BEPORTS OF COMMITTEES.

Mr. Roach from the Committee on Judiciary, reported House File No. 153, recommending its passage with amendments.

Also, House File No. No. 225, recommending its passage, with amendments.

Also, House File No. 159, recommending its passage.

Ordered passed on file.

Mr. Wilson of Cass, from the Committee on Railroads and Commerce, reported House File No. 373, by Committee on Railroads and Commerce, a bill for an act to regulate railroad corporations and other common carriers in this State, and to increase the powers and further define the duties of the Board of Railroad Commissioners in relation to the same, and to prevent and punish extortion and unjust discrimination in the rates charged for the transportation of passengers and freights on railroads in this State, and to prescribe a mode of procedure and rules of evidence in relation thereto, and to repeal section 11, chapter 77 of the acts of the Seventeenth General Assembly, in relation to the Board of Railroad Commissioners, and all laws in force in direct conflict of the provisions of this act; that the same do pass.

Read first and second times. Two hundred extra copies ordered printed.

Also House File No. 374, by the Committee on Railroads and Commerce, a bill for an act to establish maximum rates of charges for the transportation of freights and property on the different railroads of this State.

Read first and second times. Two hundred extra copies ordered printed.

Also House File No. 48, recommending its indefinite postponement.

Also House File No. 19, recommending its indefinite postponement. Also House File No. 5, recommending its indefinite postponement.

Also House File No. 57, recommending its indefinite postponement.

Also House File No. 96, recommending its indefinite postponement.

Also House File No. 173, recommending its indefinite postponement.

Also House File No. 89, recommending its indefinite postponement. Also House File No. 234, recommending its indefinite postponement.

Ordered passed on file.

Mr. Lockin, from the Committee on Animal Industry, reported House File No. 31, recommending amendments and passage.

Ordered passed on file.

Mr. Riley from the Committee on Municipal Corporations, reported House File No. 38, recommending its passage.

Also House File No. 65, recommending its passage.

Also House File No. 328, recommending its passage.

Also House File No. 295, recommending its amendment and passage. Ordered passed on file.

Mr. Robeson from the Committee on Labor, reported House File No. 140, recommending its passage.

Ordered passed on file.

Also, on House File No. 95, that the same be amended, and as amended do pass.

Ordered passed on file.

Mr. Steele, from the Committee on Institute for Deaf and Dumb, reported House File No. 232, recommending its passage.

Ordered passed on file.

Mr. Byers, from the Committee on Hospitals for the Insane, reported House File No. 52, recommending that it be referred to the Committee on Appropriations, and it was so ordered.

The Committee on Hospitals for Insane was granted seven days further time in which to consider House Files Nos. 149 and 195.

Also:

The Committee on Printing was granted seven days further time in which to consider House Files Nos. 233 and 822.

Mr. Hunter, from the Committee on Enrolled Bills, submitted the following report:

ME. SPEAKEE—Your Committee on Enrolled Bills respectfully report that they have examined Senate File No. 49, an act to amend chapter 161 of the acts of the Twenty first General Assembly, relating to elections held within cities, and to registration of voters therein, and find the same correctly enrolled.

Also:

MR. SPEAKEE—Your Committee on Enrolled Bills respectfully report that they have this day presented to the Governor for his approval an act to amend chapter 161 of the acts of the Twenty-first General Assembly, relating to elections held within cities, and to registration of voters therein.

HUNTER, Chairman.

RESOLUTIONS LAID OVER.

Concurrent resolution by Mr. Wilbur, to keep the appropriations within the limits of a two and one-half mill levy.

Mr. Wilbur amended the resolution by making the limit two mills for 1889.

Mr. Head moved that the resolution be laid over. Carried.

Resolution by Mr. Thompson for a committee to investigate the accounts of ex-warden Martin.

Mr. Riley moved reference to the Committee on Penitentaries.

Messrs. Thompson and Wilbur demanded the yeas and nays.

The yeas were:

Messrs. Agnew, Anderson of Hamilton, Anderson of Warren, Berryhill, Blythe, Byers, Calvin, Chantry, Clarke, Crooks, Cummins, Curtis, Darnall, Dobson, Doron, Draper, Eckles, Eilers, Evans, Field, Fillmore, Hauser, Head, Hobbs, Homrighaus, Hospers, Jones, Kennan, Larson, Lewis, Lockin, Luke, Mack, Mahoney, Moore, Nelson, Oakman, Parkhurst, Paschal, Riley, Roach, Roberts, Robeson, Schleicher, Shipley, Steele, Slosson, Smith, Teale, Thornburg, Thorniley, Tipton, Townsend, Walker, Wilbur, Wilson of Butler, Wilson of Cass, Yergey and Mr. Speaker-59. The nays were:

Messrs. Beem, Brown, Buell, Burgess, Davie, Dayton, Duus, Foley, Hart, Hipwell, Horton, Hotchkiss, Hunter, Jolly, Kline, Limback, McFarland, Mitchell, Nicoll, Owen, Piatt, Rice, Robb, Roe, Roundy, Russell, Theophilus, Thompson, Woods, Wyckoff and Wyman-31.

Absent or not voting:

Messrs. Ball, Chapman, Craig, Custer, Dietz, Estes, Hall, Hamilton, Rowan and Wagner-10.

So the resolution was referred.

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INTRODUCTION OF BILLS.

By Mr. Brown, House.File No. 375, a bill for an act to aid in the enforcement of the provisions of chapter 148, of the acts of the Twentieth General Assembly, relating to the sale of intoxicating liquors; and of chapter 66, of the acts of the Twenty-first General Assembly, amendatory thereto.

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

By Mr. Buell, House File No. 376, a bill for an act to punish bribe taking by State, county, township, city, school or other municipal officers, and to punish bribery, or the attempt to bribe, or conspiracy to bribe said officers.

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

By Mr. Craig, House File No. 877, a bill for an act to provide for the jurisdiction of justices of the peace in offenses less than a felony committed in cities of the first class or cities organized under special charters, and for the fees of city marshals in State cases.

Read first and second times and referred to the Committee on Municipal Corporations.

By Mr. Cummins, House File No. 378, a bill for an act providing that in cities of the first-class, containing, according to any legally authorized census or enumeration, a population of over 30,000, shall, before expending for certain purposes an amount in excess of \$10,000, submit the question to the legal voters of such city, and empowering the council thereof, upon a majority vote, to levy a tax of not exceeding two mills for such purpose.

Read first and second times and referred to the Committee on Municipal Corporations.

By Mr. Cummins, House File No. 379, a bill for an act supplementary to chapter 162 of acts of the Seventeenth General Assembly, entitled an act to authorize cities of the first-class, containing, according to any legally authorized census or enumeration, a population of over 30,000, to provide for the construction of sewers, additional to Code, chapter 10, title 4, concerning cities and towns, and to repeal chapter 166, of the laws of the Twenty-first General Assembly, relating to the construction of sewers.

Read first and second times and referred to the Committee on Municipal Corporations.

By Mr. Curtis, House File No. 380, a bill for an act to amend

section 1144, chapter 4, title 9, of the Code of lows, relating to foreign fire insurance companies.

Read first and second times and referred to the Committee on Insurance.

By Mr. Curtis by request, House File No. 381, a bill for an act. creating in all cities of the first class, a Board of Public Works, and defining the powers and duties of its members. Read first and second times and referred to the Committee on

Municipal Corporations.

By Mr. Foley, House File No. 382, a bill for an act to provide for the taxation of mortgages on real estate.

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

By Mr. Hipwell, House File No. 383, a bill for an act to provide for the care of certain children who are without salutary parental control.

Read first and second times and referred to the Committee on Public Charities.

By Mr. Kline, House File No. 384, a bill for an act to fix the compensation to be paid to members of the city councils in cities of the first class.

Read first and second times and referred to the Committee on Municipal Corporations.

By Mr. Lockin, House File No 885, a bill for an act to provide an emergency fund for the suppression and extermination of pleuropneumonia among cattle.

Read first and second times and referred to the Committee on Animal Industry.

By Mr. McFarland by request, House File No. 386, a bill for an act for the protection and preservation of fish and repealing sections 1, 2, 3, 4, 5, 6, 7, 8, 9, 10 and 11, of chapter 50, laws of the Sixteenth General Assembly, sections 5 and 6, chapter 8C, Seventeenth General Assembly, chapter 92, Eighteenth General Assembly, chapter 9. Twentieth General Assembly.

Read first and second times and referred to the Committee on Fish and Game.

By Mr. Rice, House File No. 387, a bill for an act to regulate the appropriation of money in cities of the first class.

Read first and second times and referred to the Committee on Municipal Corporations.

By Mr. Rice, House File No. 388, a bill for an act to amend section 1, chapter 51, acts of the Fifteenth General Assembly.

Read first and second times and referred to the Committee on Municipal Corporations.

By Mr. Robb, House File No. 889, a bill for an act making the Commissioner of Labor Statistics elective by the people.

Read first and second times and referred to the Committee on Labor.

By Mr. Robb, House File No. 390, a bill for an act amending section 16, chapter 143, laws of 1876, relating to the fees of jurors in superior courts.

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

By Mr. Rowan, House File No. 391, a bill for an act to repeal sections 3 and 4, of chapter 78, laws of Twenty first General Assembly, and to enact a substitute in lieu thereof.

Read first and second times and referred to the Committee on Municipal Corporations.

By Mr. Teale, House File No. 392, a bill for an act to regulate the erection of telephone lines upon public highways.

Read first and second times and referred to the Committee on Telegraphs and Telephones.

By Mr. Wilbur, House File No. 393, a bill for an act to amend section 986 of the Code as enacted in section 3, chapter 200, of the acts of the Twentieth General Assembly.

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

By Mr. Wyman, House File No. 394, a bill for an act to provide for the re-assessment and re-levy of special taxes and assessments.

Read first and second times and referred to the Committee on Municipal Corporations.

By Mr. Berryhill, House File No. 395, a bill for an act to repeal section 9 of chapter 116 of the laws of the Twenty-first General Assembly, and to enact a substitute in lieu thereof.

Read first and second times and referred to the Committee on Municipal Corporations.

By Mr. Berryhill; House File No. 396, a bill for an act to amend section 457 of the Code relating to fire districts.

Read first and second times and referred to the Committee on Municipal Corporations.

By Mr. Berryhill, House File No. 397, a bill for an act granting additional powers to certain cities of the first class and to cities organized under special charters.

Read first and second times and referred to the Committee on Municipal Corporations.

House File No. 144 and House File No. 289, reported yesterday, were referred back to the Committee on County and Township Organizations.

BESOLUTIONS.

By Mr. Cummins, Joint Resolution and Memorial No. 4, for the enactment of a law providing for the licensing of conductors on certain railways in the United States.

Read first and second times, ordered printed, and referred to Committee on Railroads.

By Mr. Thompson, asking the Board of Railroad Commissioners why their report for 1887 has not been printed.

Ordered passed on file.

By Mr. Yergey:

WHEREAS, It has become evident that legislation is being retarded by the importunities of the agents and representatives of corporations; therefore, Be it resolved, That it is the sense of this House that committees should not invite such agents or representatives to appear before their respective committees, unless in need of information not otherwise obtainable.

Lost.

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MESSAGES AND COMMUNICATIONS ON SPEAKER'S TABLE.

House File No. 112, a bill for an act to amend sections 3639 of the Code, in relation to evidence.

Question being, shall the bill be read a third time.

Carried.

The bill was read a third time.

The question being shall the bill pass.

The yeas were:

Messrs. Agnew, Anderson of Warren, Ball, Beem, Berryhill, Blythe, Brown, Buell, Burgess, Byers, Calvin, Chantry, Clarke, Craig, Crooks, Cummins, Curtis, Darnall, Davie, Dayton, Dietz, Dobson, Doron, Draper Duus, Eckles, Eilers, Estes, Evans, Fillmore, Foley, Hauser, Hart, Head, Hipwell, Hobbs, Horton, Homrighaus, Hospers, Hunter, Jolly, Kennan, Kline, Lewis, Limback, Lockin, Luke, Mack, Mahoney, McFarland, Mitchell, Moore, Nelson, Nicoll, Oakman, Owen, Parkhurst, Paschal, Piatt, Rice, Riley, Roach, Robb, Roberts, Robeson, Roe, Roundy, Rowan, Russell, Schleicher, Shipley, Steele, Slosson, Smith, Tesle, Theophilus, Thompson, Thorniley, Tipton, Townsend, Walker, Wilbur, Wilson of Butler, Wilson of Cass, Woods, Wyman, Yergey and Mr. Speaker-88.

The nays were:

Mr. Wyckoff-1.

Absent or not voting:

Messrs. Anderson of Hamilton, Chapman, Custer, Field, Hall, Hamilton, Hotchkiss, Jones, Larson, Thornburg and Wagner.-11.

So the bill passed and the title was agreed to.

BILLS ON CALENDAR.

House File No. 32, referred to Committee on County and Township Organization, and retain place on calendar.

House File No. 44, a bill for an act providing additional powers to cities organized under special charters, in reference to the improvement of streets, highways, avenues, or alleys, and to provide a system for payment therefor.

Amendments by committee—To section 1, inserting after the word "State," in first line, the words, "of the first or second class;" also striking out of lines 2 and 3, the words, "session laws," and inserting the word "act" in lieu thereof; also inserting after the words, "first class," in line 3, the words, "therein named;" also striking out all of lines 4, 5, 6, 7, 8, and 9.

Amendments adopted.

Section 1, as amended, adopted.

Section 2 adopted.

Question upon engrossment of the bill.

Carried.

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Carried.

Mr. Head moved to reconsider vote of engrossment of House File No. 213.

Carried.

Mr. Head moved to reconsider the adoption of the amendment, inserting the words, "solicitor or canvasser for the sale."

Mr. Shipley withdrew the amendment by unanimous consent.

Mr. Head moved that the rules be suspended, the bill be considered as engrossed and read a third time now.

Carried.

The bill was read a third time.

The question being, shall the bill pass?

The yeas were:

Messrs. Agnew, Anderson of Hamilton, Anderson of Warren, Ball, Beem, Berryhill, Blythe, Brown, Buéll, Burgess, Byers, Calvin, Chantry, Clarke, Craig, Crooks, Cummins, Darnall, Davie, Dayton, Dobson, Doron, Draper, Duus, Eckles, Eilers, Estes, Evans, Field, Fillmore, Foley, Hall, Hauser, Hart, Head, Hipwell, Hobbs, Horton, Homrighaus, Hospers, Hotchkiss, Hunter, Jolly, Jones, Kennan, Kline, Larson, Lewis, Limback, Lockin, Luke, Mahoney, McFarland, Mitchell, Moore, Nelson, Nicoll, Oakman, Owen, Parkhurst, Paschal, Piatt, Rice, Riley, Roach, Robb, Robberts, Robeson, Roe, Roundy, Schleicher, Shipley, Steele, Slosson, Smith, Teale, Theophilus, Thompson, Thornburg, Thorniley, Tipton, Townsend, Wagner, Walker, Wilbur, Wilson of Butler, Wilson of Cass, Woods, Wyckoff, Wyman, Yergey and Mr. Speaker—92.

The nays were none.

Absent or not voting:

Messrs. Chapman, Curtis, Custer, Dietz, Hamilton, Mack, Rowan and Russell-8.

So the bill passed and the title was agreed to.

Mr. Berryhill moved that the rules be suspended and House File No. 251 be referred back to the Committee on Judiciary.

Carried.

Mr. Townsend moved that the rules be suspended and House File No. 328, "a bill for an act providing for the issue of water works bonds by cities of the second class," be taken up, considered engrossed and read a third time now.

Carried.

The bill was read a third time.

The question being "shall the bill pass?"

The yeas were:

Messrs. Agnew, Anderson of Hamilton, Anderson of Warren, Ball, Beem, Blythe, Buell, Burgess, Byers, Calvin, Chantry, Clarke, Craig, Crooks, Cummins, Darnall, Dobson, Doron, Draper, Eckles, Eilers, Ketes, Evans, Field, Fillmore, Foley, Hauser, Hart, Head, Hipwell, Horton, Homrighaus, Hospers, Hotchkiss, Hunter, Jolly, Jones, Kennan, Kline, Larson, Lewis, Limback, Mack, Mahoney, McFarland, Mitchell, Moore, Nicoll, Oakman, Owen, Parkhurst, Paschal, Piatt, Rice, Riley, Roach, Robb, Roberts, Robeson, Roe, Roundy, Rowan, Russell, Schleicher, Shipley, Steele, Slosson, Smith, Teale, Theophilus, Thompson, Thornburg, Thorniley, Tipton, Townsend, Wagner, Walker, Wilbur, Wilson of Butler, Wilson of Cass, Woods, Wyckoff, Wyman, Yergey and Mr. Speaker-85.

The nays were none.

Absent or not voting.

Messrs. Berryhill, Brown, Chapman, Curtis, Custer, Davie, Dayton, Dietz, Duus, Hall, Hamilton, Hobbs, Lockin, Luke and Nelson-15.

So the bill passed and the title was agreed to.

Mr. Brown moved that the rules be suspended and a vote of indefinite postponement of House File No. 76 be reconsidered.

Carried.

The bill was passed on file.

House File No. 78, a bill for an act to amend section 3327 of the Code of 1873, in relation to cancellation of mortgages.

Amendments by committee to strike out the words "the same has been paid" in seventh line, and insert in lieu thereof "being requested"; also strike out all of bill after the word "follows" in eighth line.

Adopted.

The bill was ordered engrossed.

House File No. 133, a bill for an act to legalize certain ordinances of the town of Rock Rapids, Lyon county, Iowa, and acts done thereunder.

Amendments by the committee to strike out "Iowa State" in line 2 of section 2, and insert in line 3 thereof "Des Moines".

Adopted.

Mr. Roach moved that the rules be suspended, the bill considered engrossed, and read a third time now.

Carried.

The bill was read a third time.

The question being shall the bill pass?

The yeas were:

Messrs. Agnew, Anderson of Hamilton, Anderson of Warren, Ball, Beem, Berryhill, Blythe, Buell, Burgess, Byers, Calvin, Chantry, Clarke, Craig, Crooks, Cummins, Darnall, Davie, Dayton, Dobson, Doron, Draper, Duus, Eckles, Eilers, Estes, Field, Fillmore, Foley, Hall, Hauser, Hart, Head, Hipwell, Hobbs, Horton, Homrighaus, Hospers, Hunter, Jolly, Jones, Kennan, Larson, Lewis, Lockin, Luke, Mack, Mahoney, McFarland, Moore, Nicoll, Oakman, Owen, Parkhurst, Paschal, Piatt, Rice, Riley, Roach, Robb, Roberts, Robeson, Roe, Roundy, Rowan, Schleicher, Shipley, Steele Slosson, Smith, Teale, Theophilus, Thompson, Thornburg, Thorniley, Tipton, Townsend, Wagner, Walker, Wilbur, Wilson of Butler, Wilson of Cass, Woods, Wyckoff, Wyman, Yergey and Mr. Speaker-87.

The nays were none.

Absent or not voting:

Messrs. Brown, Chapman, Curtis, Custer, Dietz, Evans, Hamilton, Hotchkiss, Kline, Limback, Mitchell, Nelson and Russell-13.

So the bill passed and the title was agreed to.

Leave of absence was granted Mr. Hamilton indefinitely, and Mr. Walker until Tuesday.

On motion of Mr. Hospers the House adjourned.

HALL OF THE HOUSE OF REPRESENTATIVES DES MOINES, IOWA, February 9, 1888.

House met in regular session at 2 P. M. The Speaker in the chair. Prayer by Rev. W. E. Shaw. Journal of yesterday approved.

RESOLUTION.

By Mr. Nicoll:

Resolved, That the Chief Clerk appoint a competent copyist to copy the journal from day to day for the State Printer, at a salary of four dollars per day, and to perform such other duties as the Clerk may from time to time direct.

Adopted.

PETITIONS AND REMONSTRANCES.

By Mr. Beem, from citizens of Keokuk county, remonstrance against the reduction of passenger fare.

Referred to the Committee on Railroads.

By Mr. Larson, from the town council of Calmar, Iowa, similar remonstrance.

Same reference.

By Mr. Eilers, similar remonstrance.

Same reference.

By Mr. Hall, from one hundred conductors of Boone county, similar remonstrance.

Same reference.

By Mr. Hauser, from citizens of Hardin county, similar remonstrance.

Same reference.

By Mr. Chapman, from citizens of Wright county, similar remonstrance.

Same reference.

By Mr. Nelson, from business men of Maxwell, asking for the passage of House File No. 19 and Senate File No. 48.

Referred to the Committee on Railroads.

By Mr. Agnew, from citizens of Clarke county, same petition. Same reference.

By Mr. Russell, from citizens of Adams county, asking that the passenger and freight rates be considered together.

Same reference.

By Mr. Byers, resolution from Lucas county Farmers' Alliance. Referred to the Committee on Railroads.

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By Mr. Byers, from Lucas county Farmers' Alliance, a series of resolutions, which were referred to the following committees: Compensation of Public Officers, County and Township Organization, Railroads, Printing, Text Books, Ways and Means, Retrenchment and Reform.

By Mr. Blythe, from 184 railway employes, protesting against the reduction of passenger and freight rates.

Referred to the Committee on Railroads.

By Mr. Kline, from citizens of Des Moines county, similar protest. Same reference.

By Mr. Daus, from citizens of Plymouth county, similar protest. Same reference.

By Mr. Limback, from citizens of Dubuque county, similar protest. Same reference.

By Mr. Anderson of Hamilton, from citizens of Hamilton county concerning legislation on school books,

Referred to the Committee on Text Books.

By Mr. Thompson, from citizens of Clayton county, protesting. against reduction of passenger and freight rates.

Referred to Committee on Railroads.

By Mr. Rowan, from employees of C., M. & St. P. R'y. Similar protest.

Same reference.

By Mr. Dayton, from citizens of Allamakee county. Similar protest.

Same reference.

By Mr. Piatt, from citizens of Cedar county. Similar protest. Same reference.

By Mr. Hamilton, from Board of Trade of Marion against reduction of railway charges.

Referred to Committee on Railroads.

Also, from one citizen of Covington. Similar protest.

Same reference.

Also, from citizens of Tarrytown, Benton county, asking for fair and equitable rates for freight and passengers.

Same reference.

By Mr. Curtis, from citizens of Clinton. Similar protest. Same reference.

By Mr. Owen, for regulation of railway freights and fares. Same reference.

By Mr. Buell, from Brotherhood of Locomotive Engineers against material reduction of railroad revenues.

Same reference.

By Mr. Mack, from citizens of Madison county against the passage of the Bohemian oats bill.

Referred to Committee on Agriculture.

By Mr. Berryhill, from members of Warr Post G. A. R. asking for the erection of an equestrian statue on the capitol grounds.

Referred to Committee on Military.

By Mr. Roberts, from members of Shields Post G. A. R. Similar petition.

Same reference.

By Mr. Ball, from citizens of Jefferson county, asking for passage of House File No. 19 and Senate File No. 48.

Referred to Committee on Railroads.

MESSAGE FROM THE SENATE.

The following message was received from the Senate:

Mr. SPEAKEE-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 repeal section 535, chapter 10, title 4 of the Code, and to enact a substitute therefor, relating to the election of city officers of cities of the first class.

Also, Senate File No. 85, a bill for an act to amend chapter 98 of the laws of the Twenty-first General Assembly.

Also, Senate File No. 83, a bill for an act to amend section 6, chapter 60, laws of the Fifteenth General Assembly relating to banks.

Also, Senate File No. 69, a bill for an act to amend section 2114 of the Code, relating to negotiable paper obtained by fraud.

Also, House File No. 80, a bill for an act to legalize the acts of John Weighton, while acting in the capacity of recorder of the incorporated town of Audubon, Iowa.

C. H. BROCK, Secretary.

REPORTS OF COMMITTEES.

Mr. Wilson of Cass, from the Committee on Railroads and Commerce, reported House File No. 40, recommending indefinite postponement.

Also, Senate File No. 7, recommending amendments and passage. Ordered passed on file.

Mr. Wilbur, from the Committee on Schools, reported House File No. 209, recommending indefinite postponement.

Also, House File No. 109, recommending passage.

Also, House File No. 287, recommending indefinite postponement. Ordered passed on file.

Mr. Tipton, from Committee on Agriculture, reported House File No. 168, recommending passage.

Also, House File No. 82, recommending indefinite postponement. Also, House File No. 72, recommending indefinite postponement. Ordered passed on file.

Mr. Lewis, from the Committee on Compensation of Public Officers, reported House File No. 56, recommending amendments and passage.

Ordered passed on file.

Mr. Curtis, from Committee on Banks and Banking, reported House File No. 170, recommending amendments and passage.

Also, House File No. 321, recommending indefinite postponement. Ordered passed on file.

Mr. Riley, from Committee on Municipal Corporations, reported House File No. 126, recommending passage.

Also, House File No. 332, recommending amendments and passage. Ordered passed on file.

Mr. Moore, from Committee on Federal Relations, reported Joint Resolution No. 9, recommending passage.

Also, Joint Resolution No. 3, recommending indefinite postponement.

Also, Joint Resolution No. 6, recommending indefinite postponement.

Also, Senate Joint Resolution No. 6, recommending concurrence.

Also, Joint Resolution No. 5, recommending passage.

Also, Memorial and Joint Resolution No. 2, recommending amendment and passage.

Also, Joint Resolution No. 1, recommending passage.

Ordered passed on file.

Mr. Moore moved that joint resolution No. 1 be referred back to the Committee on Federal Relations.

Mr. Robb moved to amend by referring back all the joint resolutions just reported.

Mr. Dietz moved the previous question.

Mr. Craig seconded the motion.

Carried.

Mr. Robb's amendment was lost.

Question upon reference of joint resolution No. 1.

Messrs. Robb and Russell demanded the yeas and nays.

The yeas were:

Messrs. Agnew, Anderson of Warren, Ball, Berryhill, Blythe, Brown, Byers, Calvin, Chantry, Chapman, Cummins, Curtis, Darnall, Dobson, Doron, Draper, Eckles, Eilers, Evans, Field, Fillmore, Hall, Hauser, Head, Homrighaus, Hospers, Hunter, Jones, Kennan, Larson, Lewis, Lockin, Luke, Mahoney, McFarland, Moore, Nelson, Nicoll, Oakman, Parkhurst, Riley, Roach, Roberts, Robeson, Schleicher, Shipley, Steele, Smith, Teale, Thornburg, Thorniley, Tipton, Townsend, Wilbur, Wilson of Butler, Wilson of Cass, Wyckoff, Yergey and Mr. Speaker-59.

The nays were:

Messrs. Beem, Buell, Burgess, Clarke, Craig, Crooks, Davie, Dayton, Dietz, Duus, Estes, Foley, Hart, Hipwell, Hobbs, Horton, Hotchkiss, Jolly, Kline, Limback, Mack, Mitchell, Owen, Paschal, Piatt, Rice, Robb, Roe, Roundy, Rowan, Russell, Theophilus, Thompson, Wagner, Woods and Wyman-36.

Absent or not voting:

Anderson of Hamilton, Custer, Hamilton, Slosson and Walker.—5. So the joint resolution was referred.

Mr. Fillmore from the Committee on Woman Suffrage reported House File No. 246, recommending amendment and passage.

Ordered passed on file.

Mr. Nicoll from the Committee on Horticulture and Forestry reported House File No. 129, recommending passage of substitute.

Ordered passed on file.

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Mr. Doron from Committee on Medicine, Sargery and Pharmacy, reported House File No. 316, recommending passage. Also, reported House File No. 128, recommending indefinite postponement.

Ordered passed on file.

Mr. Brown, from the Committee on Engrossed Bills, submitted the following report:

ME. SPEAKER—Your Committee on Engrossed Bills, respectfully report that they have examined and find correctly engrossed House File No. 78, a bill for an act to amend section 3827 of the Code, relating to cancellation of mortgages.

Also, House File No. 44, a bill for an act granting additional powers to cities organized under special charters, with reference to the improvements of streets, highways, avenues or alleys, and to provide for payment of same.

Also, House File No. 77, a bill for an act to amend chapter 86, of the acts of the Twenty-first General Assembly.

Also, House File No. 142, a bill for an act to amend section 1, chapter 9, laws of Twentieth General Assembly.

Also, House File No. 196, a bill for an act to amend chapter 22 of the acts of the Twenty-first General Assembly, relative to the bonding of county indebtedness.

Also, House File No. 145, a bill for an act to amend chapter 111 of the acts of the Sixteenth General Assembly, by adding section three thereto, in regard to the construction of cattle-ways across the public highways.

Ordered passed on file.

Committees were granted further time to consider bills, as follows : Committee on College for the Blind, House File No. 247.

Committee on Agriculture, House File No. 70.

Committee on Medicine, Surgery and Pharmacy, House Files No. 131 and 267.

Committee on State University, House File No. 181.

RESOLUTIONS LAID OVER.

Concurrent resolution by Mr. Wilbur:

Resolved by the House, the Senats concurring, That the Committees on Appropriations are instructed that in reporting the extraordinary appropriations for the various institutions of the State, the aggregate amount of such appropriations shall not exceed the surplus revenues of the State computed upon the basis of a two and a half mill levy for the year 1888, and a two mill for 1889, and subtracting the amount of the ordinary expenditures and outstanding warrants.

Amendment by Mr. Head to strike out "two and a half mill levy for the year 1888 and 1889" and insert "two mill levy for 1888 and 1889".

Mr. Anderson of Warren moved that the resolution and amendment be laid upon the table.

Messrs. Wilbur and Smith demanded the yeas and nays.

Mr. Darnall explained his vote.

The yeas were:

Messrs. Anderson of Warren, Buell, Darnall, Dietz, Dobson, Eilers, Evans, Fillmore, Hall, Horton, Homrighaus, Larson, Limbauk, Lockin, Mack, Parkhurst, Roe, Roundy, Thompson, Thorniley, Townsend and Wagner-22.

The nays were :

Messrs. Agnew, Ball, Beem, Berryhill, Blythe, Brown, Burgess, Byers, Calvin, Chantry, Chapman, Craig, Crooks, Cummins, Davie, Dayton, Doron, Draper, Duus, Eckles, Estes, Field, Foley, Hamilton, Hauser, Hart, Head, Hipwell, Hobbs, Hospers, Hotohkiss, Hunter, Jolly, Jones, Kennan, Kline, Lewis, Luke, Mahoney, McFarland, Mitchell, Moore, Nelson, Nicoll, Oakman, Owen, Paschal, Piatt, Rice, Riley, Roach, Robb, Roberts, Robeson, Rowan, Schleicher, Shipley, Slosson, Smith, Steele, Teale, Theophilus, Thornburg, Tipton, Wilbur, Wilson of Butler, Woods, Wyckoff, Yergey and Mr. Speaker-70.

Absent or not voting:

Messrs. Anderson of Hamilton, Clarke, Curtis, Custer, Russell, Walker, Wilson of Cass and Wyman-8.

So the resolution and amendment was not laid upon the table.

Mr. Steele moved a reference to the Committee on Ways and Means.

Messrs. Smith and Wilbur demanded the yeas and nays.

Mr. McFarland explained his vote as follows:

ME. SPEAKER-I vote "yes" because I believe the resolution is premature.

The yeas were:

Messrs. Anderson of Hamilton, Anderson of Warren, Blythe, Buell, Byers, Calvin, Chantry, Clarke, Crooks, Cummins, Curtis, Darnall, Dietz, Dobson, Draper, Eckles, Eilers, Evans, Field, Fillmore, Hall, Hart, Hipwell, Horton, Homrighaus, Hospers, Larson, Limback, Lockin, Mack, McFarland, Mitchell, Moore, Parkhurst, Riley, Roberts, Robeson, Steele, Thompson, Thornburg, Thorniley, Townsend, Wagner, and Wyman-44.

The nays were:

Agnew, Ball, Beem, Berryhill, Brown, Burgess, Chapman, Craig, Davie, Dayton, Doron, Duus, Estes, Foley, Hamilton, Hauser, Head, Hobbs, Hotchkiss, Hunter, Jolly, Jones, Kennan, Kline, Lewis, Luke, Mahoney, Nelson, Nicoll, Oakman, Owen, Paschal, Piatt, Rice, Roach, Robb, Roe, Roundy, Rowan, Russell, Schleicher, Shipley, Slosson, Smith, Teale, Theophilus, Tipton, Wilbur, Wilson of Butler, Wilson of Cass, Woods, Wyckoff, Yergey and Mr. Speaker-54.

Absent or not voting:

Messrs. Custer and Walker-2.

So the motion to refer was lost.

Question upon amendment by Mr. Head.

Lost.

Question upon the adoption of the resolution.

Messrs. Wilbur and Smith demanded the yeas and nays.

Mr. Riley explained his vote, as follows:

MR. SPEAKER—While I desire an economical administration of all departments of the Government and of all institutions of the State, yet, if it shall appear necessary to continue the levy of two and one half mills to produce a revenue sufficient to sustain the charitable institutions of the State, I shall cheerfully vote to so continue it, and as cheerfully respond in paying the tax imposed on me. Without the 1888. |

reports of the visiting committees on file, we cannot well determine at this time what will be necessary.

The yeas were:

Messrs. Agnew, Anderson of Hamilton, Anderson of Warren, Ball, Beem, Berryhill, Blythe, Brown, Burgess, Byers, Calvin, Chantry, Chapman, Clarke, Craig, Darnall, Davie, Dayton, Doron, Draper, Duus, Estes, Foley, Hamilton, Hauser, Head, Hobbs, Homrighaus, Hospers, Hotchkiss, Hunter, Jolly, Jones, Kennan, Kline, Lewis, Limback, Luke, Mahoney, Mitchell, Nelson, Nicoll, Oakman, Owen, Paschal, Rice, Roach, Robb, Robeson, Roundy, Russell, Schleicher, Shipley, Steele, Slosson, Smith, Teale, Theophilus, Tipton, Wilbur, Wilson of Butler, Wilson of Cass, Woods, Wyckoff, Wyman and Yergey--66. The nays were:

Messrs. Buell, Cummins, Curtis, Dietz, Dobson, Eckles, Evans, Field, Fillmore, Hall, Hart, Hipwell, Horton, Larson, Lockin, Mack, McFarland, Moore, Parkhurst, Piatt, Riley, Roberts, Roe, Rowan, Thompson, Thornburg, Thorniley, Townsend, Wagner and Mr. Speaker -30.

Absent or not voting:

Messrs. Crooks, Custer, Eilers and Walker-4.

So the resolution was adopted.

Resolution by Mr. Thompson:

Resolved by the House of Representatives, That the Board of Railway Commissioners be requested as speedily as possible to report in writing to the House why their report for 1887 has not been printed and distributed at an earlier date; whether, as required by law, such report was filed with the Governor at the time fixed therein; whether said report has been placed in the hands of the printer, and at what time it may be expected for distribution, and why advance sheets of the same containing statistical and other general information were not prepared and distributed for the information of the General Assembly and the people.

Mr. Berryhill moved a reference to a special committee of three, with Mr. Thompson as chairman.

Lost.

Resolution adopted.

INTRODUCTION OF BILLS.

By Mr. Calvin, House File No. 398, a bill for an act to repeal section 1555 of the Code, as amended by chapter 8 of the laws of the Twentieth General Assembly, and enact a substitute therefor relating to the sale of intoxicating liquors.

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

By Mr. Craig, House File No. 399, a bill for an act to provide for the paying off of bonded indebtedness of counties, political and municipal corporations, and provide a fund for the same.

Read first and second times and referred to the Committee on Municipal Corporations.

By Mr. Craig, by request, House File No. 400, a bill for an act to

empower municipal corporations to exempt capital stock of new enterprises within the limits, from taxation.

Read first and second times and referred to the Committee on Municipal Corporations.

By Mr. Hospers, House File No. 401, a bill for an act to legalize the organization of the township of Logan, in the county of Sioux, Iowa, and the election and acts of its officers.

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

By Mr. Hospers, House File No. 402, a bill for an act to legalize the incorporation of the town of Hawarden, in Sioux county, Iowa, and the acts of the officers thereof.

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

By Mr. McFarland, House File No. 403, a bill for an act to encourage meteorological and other scientific researches within the State of Iows.

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

By Mr. Riley, House File No. 404, a bill for an act to repeal section 4396 of the Code of 1873 and enact a substitute therefor, in relation to the formation of trial juries in oriminal cases.

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

By Mr. Rowan, by request, House File No. 405, a bill for an act to repeal sections 1317 and 1319 of the Code, relating to the assessment of railroad property, and to enact a substitute therefor.

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

RESOLUTIONS.

By Mr. Teale, a concurrent resolution relative to adjournment. Ordered passed on file.

By Mr. Riley, concurrent resolution:

Resolved by the House, the Senate concurring, That this General Assembly will meet in joint convention in the Hall of the House of Representatives at 8 o'clock P. M. of Thursday, February 23, 1888, to elect Regents of the State University, and Trustees and Directors of the various institutions of the State.

Adopted.

One thousand copies of House Files No. 373 and 874 were ordered, including copies already ordered.

By Mr. Hospers:

Resolved by the House, That the clerks of the different committees furnish to each member of their respective committees, twenty-four hours before the meeting of such committee, a list of the number of the House Files which will be taken up for consideration by such committee.

Adopted.

By Mr. Anderson of Warren, joint resolution No. 12.

WHEREAS, It is a fact generally conceded that the defenders of our

country in the time of her greatest need, especially those of the rank and file, were not paid in proportion to the magnitude of the service rendered; and,

WHEREAS, The money (greenbacks) that was paid to the soldiers for much of the time was at a high discount compared with a gold basis, thereby reducing its purchasing value very materially; and,

WHEERAS, The bondholder has been paid on a gold basis, it seems but reasonable and just that the soldier who periled his life and endured the dread realities of war and thereby saved the life of the Nation is entitled to pay on the same basis as maintains with the bondholders; and,

WHEREAS, The government has now a treasury full and running over with the peoples' money and still accumulating at the rate of one million dollars a week; and,

WHEREAS, There is at this time a bill pending in the Congress of the United States looking to the payment now of the amount the Union soldier is justly entitled on account of the depreciation of the money he received at the time the service was rendered; therefore,

Be it resolved by the House, the Senate concurring, That our Senators and Representatives in Congress are earnestly requested to use their influence and best efforts for the passage of some measure looking to the securing of the object set forth in this preamble and resolution.

Resolved, That the Secretary of State is directed to furnish each of our Senators and Representatives in Congress a copy of this joint resolution.

The resolution was adopted.

1888.]

Mr. Wilbur moved a reconsideration on the resolution passed today to authorize the chief clerk to appoint a clerk to copy the journal. Lost.

MESSAGES AND COMMUNICATION ON SPEAKEE'S TABLE.

Senate File No. 66, read a first and second time, and referred to Committee on Judiciary.

Senate File No. 83, read a first and second time and referred to Committee on Banks and Banking.

Senate File No. 69, read a first and second time and passed on file. Senate File No. 131, read a first and second time, and referred to Committee on Municipal Corporations.

Senate File No. 85, read a first, and second time and referred to the Committee on Municipal Corporations.

BILLS ON SECOND BRADING.

House File No. 33, a bill for an act to amend sections 2623 and 2624 of the Code, relating to the service of notice of suit upon unknown defendants.

Question upon the third reading of the bill.

Carried.

|FEB. 9,

The bill was read a third time.

The question being shall the bill pass?

The yeas were:

Messrs. Anderson of Hamilton, Anderson of Warren, Ball, Beem, Berryhill, Blythe, Brown, Burgess, Byers, Calvin, Chantry, Chapman, Clarke, Craig, Crooks, Cummins, Curtis, Darnall, Davie, Dayton, Dobson, Doron, Draper, Duus, Eckles, Eilers, Estes, Evans, Field, Fillmore, Foley, Hall, Hamilton, Hauser, Hart, Head, Hobbs, Hipwell, Homrighaus, Hospers, Hunter, Jolly, Jones, Kennan, Kline, Larson, Lewis, Limback, Lockin, Luke, Maok, Mahoney, McFarland, Mitchell, Moore, Nicoll, Oakman, Owen, Parkhurst, Paschal, Piatt, Riley, Roach, Roberts, Robeson, Roe, Roundy, Russell, Schleicher, Shipley, Steele, Slosson, Smith, Teale, Theophilus, Thompson, Thornburg, Thorniley, Tipton, Wagner, Wilbur, Wilson of Butler, Wilson of Cass, Woods, Wyckoff, Wyman, Yergey and Mr. Speaker-88.

The nays were:

Mr. Robb-1.

Absent or not voting:

Messrs. Agnew, Buell, Dietz, Horton, Hotchkiss, Nelson, Rice, Rowan, Townsend, Walker and Custer-11.

So the bill passed and the title was agreed to.

House File No. 196, a bill for an act to amend chapter 22 of the acts of the Twenty first General Assembly, relating to the bonding of county indebtedness.

Question upon the third reading of the bill.

Carried.

The bill was read a third time.

The question being shall the bill pass?

The yeas were:

Messrs. Anderson of Hamilton, Anderson of Warren, Ball, Beem, Berryhill, Blythe, Brown, Byers, Calvin, Chantry, Chapman, Clarke, Craig, Crooks, Cummins, Curtis, Darnall, Davie, Dayton, Dobson, Draper, Duus, Eckles, Eilers, Estes, Evans, Field, Fillmore, Foley, Hamilton, Hauser, Hart, Head, Hipwell, Hobbs, Horton, Homrighaus, Hospers, Jolly, Jones, Kennan, Kline, Larson, Lewis, Lockin, Luke, Mack, Mahoney, McFarland, Mitchell, Moore, Nelson, Nicoll, Oakman, Owen, Piatt, Rice, Riley, Robb, Roberts, Robeson, Roe, Roundy, Schleicher, Shipley, Steele, Slosson, Smith, Teale, Theophilus, Thornburg, Thorniley, Tipton, Wagner, Walker, Wilbur, Wilson of Butler, Wilson of Cass, Woods, Wyman, Yergey and Mr. Speaker -82.

The nays were:

Messrs. Hamilton, Hunter, Roach, Russell, Thompson and Wyckoff -6.

Absent or not voting:

Messrs. Agnew, Buell, Burgess, Custer, Dietz, Doron, Hotchkiss, Limback, Parkhurst, Paschal, Rowan and Townsend-12.

So the bill passed and the title was agreed to.

Mr. Cummins entered a motion to reconsider vote by which House File No. 196 was passed.

House File No. 145, a bill for an act to amend chapter 111 of the

acts of the Sixteenth General Assembly by adding section 3 thereto in regard to the construction of cattle-ways across the public highways.

Question upon third reading of bill.

Carried.

The bill was read a third time.

Question being should the bill pass.

Mr. Russell explained his vote.

The yeas were:

Messrs. Anderson of Hamilton, Anderson of Warren, Ball, Beem, Berryhill, Blythe, Brown, Burgess, Byers, Calvin, Chantry, Chapman, Clarke, Craig, Crooks, Cummins, Curtis, Darnall, Davie, Dayton, Dobson, Doron, Draper, Duus, Eckles, Eilers, Estes, Evans, Field, Foley, Hall, Hamilton, Hauser, Hart, Head, Hipwell, Hobbs, Homrighaus, Hospers, Hotchkiss, Hunter, Jolly, Jones, Kennan, Klive, Larson, Lewis Lockin, Luke, Mack, Mahoney, McFarland, Moore, Nelson, Nicoll, Oakman, Owen, Parkhurst, Paschal, Piatt, Rice, Riley, Roach, Robb, Roberts, Robeson, Roe, Roundy, Rowan, Schleilher, Slosson, Smith, Teale, Theophilus, Thompson, Thornburg, Thornilley, Tipton, Wilbur, Wilson of Butler, Wilson of Cass, Woods, Wyckoff, Wyman, Yergey and Mr. Speaker-86.

The nays were:

Messrs. Russell and Shipley-2.

Absect or not voting:

Messrs. Agnew, Buell, Custer, Dietz, Fillmore, Horton, Limback, Mitchell, Steele, Townsend, Wagner and Walker-12.

So the bill passed and the title was agreed to.

House File No. 142, a bill for an act to amend section 1, chapter 9, laws of the Twentieth General Assembly.

Question upon third reading of the bill.

Carried.

The bill was read a third time.

Question being shall the bill pass?

The yeas were:

Messrs. Anderson of Hamilton, Anderson of Warren, Ball, Beem, . Berryhill, Blythe, Brown, Byers, Calvin, Chantry, Chapman, Clarke, Craig, Crooks, Cummins, Curtis, Darnall, Davie, Dobson, Draper, Duus, Eckles, Eilers, Estes, Field, Hall, Hauser, Hart, Head, Hipwell, Hospers, Hunter, Jones, Kennan, Lewis, Limback, Lockin, Luke, Mack, McFarland, Moore, Nelson, Nicoll, Oakman, Owen, Parkhurst, Paschal, Robb, Roberts, Robeson, Rowan, Russell, Shipley, Theophilus, Thornburg, Thorniley, Tipton, Townsend, Wilbur, Wilson of Butler, Wilson of Cass, Woods, Yergey and Mr. Speaker -64.

The nays were:

Messrs. Burgess, Dayton, Doron, Hamilton, Hobbs, Horton, Homrighaus, Hotchkiss, Jolly, Kline, Larson, Mahoney, Mitchell, Piatt, Rice, Riley, Roach, Roe, Roundy, Schleicher, Slosson, Smith, Teale, Thompson, Wagner, Walker, Wyckoff and Wyman-27.

Absent or not voting:

Messrs. Agnew, Buell, Custer, Deitz, Fillmore, Evans, Foley, Steele and Walker-9. So the bill passed and the title was agreed to.

House File No. 78, a bill for an act to amend section 3327 of the Code of 1873 in relation to cancellation of mortgages.

Question upon third reading of bill.

Carried.

The bill was read a third time.

Question being shall the bill pass.

The yeas were:

Messrs. Anderson of Hamilton, Anderson of Warren, Ball, Beem Berryhill, Blythe, Brown, Burgess, Byers, Calvin, Chantry, Chapman, Clarke, Crooks, Cummins, Curtis, Darnall, Davie, Dayton, Dobson, Doron, Draper, Duus, Eckles, Eilers, Field, Fillmore, Foley, Hall, Hamilton, Hauser, Hart, Hipwell, Hobbs, Horton, Homrighaus, Hospers, Hotchkiss, Hunter, Jolly, Jones, Kennan, Kline, Larson, Lewis, Limback, Lockin, Luke, Mack, Mahoney, McFarland, Mitchell, Moore, Nelson, Nicoll, Oakman, Owen, Parkhurst, Paschal, Piatt, Rice, Riley, Roach, Robb, Roberts, Robeson, Roe, Roundy, Rowan, Russell, Schleicher, Shipley, Slosson, Smith, Teale, Theophilus, Thompson, Thornburg, Thorniley, Tipton, Townsend, Wagner, Wyman, Yergey and Mr. Speaker-85.

The nays were:

Messrs. Craig, Wilson of Butler, Woods and Wyckoff-4.

Absent or not voting :

Messrs. Agnew, Buell, Custer, Dietz, Estes, Evans, Head, Steele Walker, Wilbur and Wilson of Cass-11.

So the bill passed and the title was agreed to.

House File, No. 77, a bill for an act to amend chapter 86 of the acts of the Twenty-first General Assembly.

Question upon third reading of the bill.

Mr. Wilbur moved reference to the Committee on Printing, the bill to retain its place on the calendar.

Carried.

House File No. 44, a bill for an act providing additional powers to cities organized under special charters, with reference to the improvement of streets, highways, avenues or alleys, and to provide a system for payment therefor.

Question upon the third reading of the bill.

Carried.

The bill was read a third time.

Question being shall the bill pass.

The yeas were:

Messrs. Anderson of Hamilton, Anderson of Warren, Ball, Beem, Berryhill, Burgess, Byers, Calvin, Chantry, Chapman, Clarke, Craig, Crooks, Cummins, Curtis, Darnall, Davie, Dayton, Dobson, Doron, Draper, Duus, Eckles, Eilers, Estes, Field, Fillmore, Foley, Hall, Hamilton, Hauser, Hart, Head, Hipwell, Horton, Homrighaus, Hospers, Hotchkiss, Hunter, Jolly, Jones, Kennan, Kline, Larson, Lewis, Limback, Lockin, Luke, Mack, Mahoney, McFarland, Mitchell, Moore, Nelson, Nicoll, Oakman, Owen, Parkhurst, Paschal, Piatt, Rice, Riley, Roach, Robb, Roberts, Robeson, Roe, Roundy, Rowan, Russell, Schleicher, Shipley, Steele, Slosson, Smith, Teale, Theophilus, Thompson, Thornburg, Thorniley, Tipton, Townsend, Walker, Wilbur, Wilson of Butler, Woods, Wyckoff, Wyman, Yergey and Mr. Speaker -90.

The nays were none.

Absent or not voting.

Messrs. Agnew, Brown, Blythe, Buell, Custer, Dietz, Evans, Hobbs, Wagner and Wilson of Cass-10.

So the bill passed and the title was agreed to.

BILLS ON CALENDAR.

House File No. 178, laid over.

House File No. 205, a bill for an act relating to fines and forfeitures, and to enact a substitute therefor.

Amendments by committee to section 1, striking out all of the bill after the word "county" in fourth line and substituting in lieu thereof, "in which the crime for which the fine is imposed or forfeiture declared was committed, for the benefit of the school fund."

Adopted.

The bill was ordered engrossed.

House File No. 215, a bill for an act to amend section 976 of the Code relating to payments of taxes to township clerks.

Ordered engrossed.

House File No. 222, a bill for an act to amend chapter 35 of the acts of the Nineteenth General Assembly, being a substitute for section 2742 of the code as amended by chapter 145 of the Seventeenth General Assembly, relating to the trial of equitable actions.

Ordered engrossed.

House File No. 238, a bill for an act to legalize the ordinances of the town of Corning, Adams county, Iowa.

Mr. Russell moved that the rules be suspended, the bill considered engrossed and read a third time now.

Carried.

The bill was read a third time.

Question being shall the bill pass.

The yeas were:

Messrs. Agnew, Anderson of Hamilton, Anderson of Warren, Ball, Beem, Berryhill, Blythe, Brown, Buell, Burgess, Byers, Calvin, Chantry, Craig, Crooks, Cummins, Curtis, Darnall, Davie, Dayton, Dobson, Draper, Duus, Eckles, Eilers, Estes, Field, Foley, Hall, Hamilton, Hauser, Hart, Head, Hipwell, Hobbs, Horton, Homrighaus, Hospers, Hotohkiss, Hunter, Jolly, Jones, Kennan, Kline, Larson, Lewis, Limback, Lockin, Luke, Mahoney, Mitchell, Moore, Nelson, Nicoll, Oakman, Owen, Parkhurst, Paschal, Piatt, Rice, Riley, Roach, Robb, Roberts, Robeson, Roe, Roundy, Rowan, Russell, Schleicher, Shipley, Steele, Slosson, Smith, Teale, Theophilus, Thompson, Thornburg, Thorniley, Tipton, Townsend, Wagner, Wilbur, Wilson of Butler, Wilson of Cass, Woods, Wyckoff, Wyman, Yergey and Mr. Speaker -91.

The nays were none.

Absent or not voting: Messrs. Chapman, Clarke, Custer, Dietz, Evans, Fillmore, Mack, McFarland and Walker-9.

So the bill passed and the title was agreed to. Leave of absence was granted Mr. Shipley until Wednesday. Also Mr. Horton until Monday. On motion of Mr. Kline the House adjourned.

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HALL OF THE HOUSE OF REPRESENTATIVES DES MOINES, IOWA, February 10, 1888.

House met in regular session at 2 P. M.

The Speaker in the chair.

Prayer by Rev. F. L. Litzraodt.

Journal of yesterday read in part.

On motion of Mr. Estes the further reading of the journal was dispensed with.

Journal approved.

PETITIONS AND REMONSTRANCES.

By Mr. Larson, from citizens of Winneshiek county against reduction of railroad rates.

Referred to the Committee on Railroads.

By Mr. Cummins, from 155 citizens of Des Moines protesting against the State publication of school books.

Referred to the Committee on Text-books.

Also:

From mayor and citizens of Des Moines relative to the erection of viaducts over or under railroad tracks.

Ordered passed on file.

By Mr. Hamilton, a protest from citizens of Center Point, Linn county, against the reduction of freight or passenger tariffs.

Referred to Committee on Railroads.

Also:

From citizens of Cedar Rapids a similar petition.

Same reference.

By Mr. Wilbur, from citizens of Hardin county in favor of passage of House File No. 182.

Referred to Committee on Text books.

By Mr. Burgess, two petitions asking for the abolition of contract system of convict labor.

Referred to Committee on Penitentiaries.

By Mr. Beem, from citizens of Keokuk county asking for passage of House File No. 10 and Senate Files Nos. 32 and 33.

Referred to Committee on Mines and Mining.

By Mr. Deitz, from citizens of Scott county, against the passage of the Young two-cent fare bill.

Referred to Committee on Railroads.

By Mr. Russell, from citizens of Adams county in favor of passage of House File No. 19 and Senate File No. 48.

Same reference.

By Mr. Robb, protest against two cent fare bill. Same reference. By Mr. Moore, from citizens of Tama county; similar petition. Same reference.

By Mr. Eckles, a protest from Local Assembly No. 8425, Knights of Labor, against the manner of circulation of petitions against railroad legislation.

Same reference.

Also:

Memorial from business men of Marshalltown against railroad disorimination.

Read and referred to the Committee on Railroads.

By Mr. Field, from citizens of Essex, against reduction of freight or passenger rates.

Referred to Committee on Railroads.

By Mr. Kline, from citizens of Des Moines county, in favor of Cummins and Gatch bills.

Same reference.

Also, one in favor of reduction of railroad rates.

Same reference.

By Mr. Hobbs, from citizens of Rockwell, in reference to railway legislation.

Referred to Committee on Railroads.

By Mr. Calvin, from citizens of Buchanan county, against chapter 104, acts of Twenty first General Assembly.

Referred to Committee on Medicine, Surgery and Pharmacy.

By Mr. Curtis, from representatives of railway employes of the State, for the passage of House File 296.

Referred to Committee on Railroads.

By Mr. Chantry, from citizens of Mills county, asking for reduction of freight rates.

Referred to Committee on Railroads.

By Mr. Yergey, from shippers of Montgomery county, a statement showing reduction of freight rates voluntarily made.

Referred to Committee on Railroads.

By Mr. Paschal, from citizens of Taylor county, in favor of passage of House File 19 and Senate File 48.

Referred to Committee on Railroads.

By Mr. Steele, from 120 citizens of Henry county, against reduction of passenger fare.

Referred to Committee on Railroads.

Also, from 113 citizens of Henry county, similar petition.

Same reference.

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Also, from Hurricane Grange of Henry county, a series of resolutions, accompanied by petition signed by 76 citizens, which were referred to the following committees:

ferred to the following committees: Judiciary, Ways and Means, Railroads, Retrenchment and Reform and Agriculture.

By Mr. Evans, from citizens of Muscatine county, asking for the passage of a law extending suffrage to women on the same terms as to men, in all municipal elections.

Referred to Committee on Woman Suffrage.

Also, from Business Men's Association of Muscatine, in favor of a bounty on sugar manufactured in Iowa. Referred to Committee on Agriculture.

By Mr. Agnew, from citizens of Clarke county, asking for the passage of House File 182.

Referred to the Committee on Text Books.

By Mr. Brown, from citizens of Ringgold county, asking for passage of House File 19 and Senate File 48.

Referred to Committee on Railroads.

By Mr. Thompson, from citizens of Clayton county, a similar petition.

Same reference.

By Mr. Wilson, of Cass, statement of shippers of Massena, of reduction of freight charges voluntarily made.

Referred to Committee on Railroads.

Also, from members of Pleasant Valley Alliance, asking for fulfillment of pledges concerning railroad legislation, made in platforms of both political parties.

Referred to the Committee on Railroads.

By Mr. Estes, from shippers of Farragut, statement of freight rate reduction voluntarily made.

Referred to the Committee on Railroads.

By Mr. Hart, from Macedonia, a similar statement.

Referred to the Committee on Railroads.

By Mr. Crooks, from oitizens of Fontanelle, a similar statement. Same reference.

Also, from shippers of Greenfield, similar statement.

Same reference.

Also, from shippers of Orient, similar statement.

Same reference.

By Mr. Hauser, from citizens of Alden, asking for the passage of House File 19 and Senate File 48.

Referred to the Committee on Railroads.

By Mr. Berryhill, asking for woman suffrage at municipal elections. Referred to Committee on Woman Suffrage.

By Mr. Wyckoff, asking for conservative legislation on railroads. Referred to Committee on Railroads.

Also, asking that the State levy be reduced to not exceed two mills. Referred to Committee on Retrenchment and Reform.

By Mr. Byers, asking for railroad and text book legislation.

Referred to Committee on Text-Books.

By Mr. Roe, asking for the fulfillment of pledges made in party

platforms on railway questions.

Referred to Committee on Railroads.

By Mr. Shipley, from citizens of Guthrie county, asking for passage of House File No. 19 and Senate File No. 48.

Referred to Committee on Railroads.

By Mr. Chantry, from citizens of Malvern, a statement showing the reduction of freight rates voluntarily made.

Referred to Committee on Kailroads.

By Mr. Paschal, from shippers of Lenox, a similar statement. Same reference.

Also, from citizens of Conway, a similar statement.

Same reference.

By Mr. Ball, from the citizens of Fairfield, favoring the passage of the two cent fare bill.

Referred to Committee on Railroads.

By Mr. Estes, asking that the Railroad Commissioners be given power to fix rates.

Referred to Committee on Railroads.

By Mr. Wyckoff, asking for the reduction of public expenditures and taxation.

Referred to Committee on Ways and Means.

MESSAGE FROM THE SENATE.

The following message was received from the Senate:

ME. SPEAKER—I am directed to inform your honorable body that the Senate has amended and passed House File No. 8, a bill for an act limiting the time of making claims and bringing suits against municipal corporations.

Title amended by adding the words "including cities organized under special charters."

Section 1 amended by adding after line 6, in printed bill, "unless the person injured shall have been physically or mentally incapacitated for serving such notice during said time."

Also, add: Section 2. All the provisions of this act shall be applicable to all cities in this State now organized under special charters.

C. H. BROCK, Secretary.

REPORTS OF COMMITTEES.

Mr. Tipton, from the Committee on Agriculture, reported House File No. 70, recommending reference to Committee on Ways and Means.

Also, House File No. 108, recommending same reference.

Also, House File No. 185, recommending same reference.

Also, House File No. 192, recommending reference to Committee on Animal Industry.

Also, House File No. 28, recommending same reference.

Also, petitions, recommending same reference.

So ordered.

Mr. Davie, from the minority of the Committee on Agriculture, submitted a report signed by himself and Messrs. Jolly, Crooks and Roundy, recommending passage of House File No. 70. Mr. Calvin, from the Committee on County and Township Organi-

Mr. Calvin, from the Committee on County and Township Organization, reported House File No. 144, recommending indefinite postponement.

Ordered passed on file.

Also, House File No. 271, recommending reference to Committee on Municipal Corporations.

So ordered.

Also, House File No. 344, recommending passage.

Ordered passed on file.

Mr. Riley, from the Committee on Municipal Corporations, reported House File No. 17 recommending indefinite postponement.

So ordered.

Also, House File No. 7, recommending passage.

Ordered passed on file.

Also, Hoase File No. 12, recommending indefinite postponement. So ordered.

Also, House File No. 54, recommending reference to Committee on Judiciary.

So ordered.

Also, House File No. 338, recommending passage.

Ordered passed on file.

Mr. Anderson of Hamilton, from Committee on Roads and Highways, reported House File No. 249, recommending indefinite postponement.

Also, House File No. 315, recommending indefinite postponement. Also, House File No. 258, recommending passage.

Ordered passed on file.

Mr. Nelson, from the Committee on Telegraphs and Telephones, reported House File No. 254, recommending amendments and passage. Ordered passed on file.

Mr. Mack, from Committee on Elections, reported House File No. 223, recommending amendments and passage.

Ordered passed on file.

Mr. Luke, from the Committee on Police Regulations, reported House File No. 160, recommending amendments and passage.

Ordered passed on file.

Mr. Doron, from Committee on Medicine, Surgery and Pharmacy, reported House File No. 301, recommending passage.

Mr. Wilbur submitted a minority report signed by himself and Messrs. Paschal, Nicoll and Robeson, recommending indefinite postponement.

Ordered passed on file.

Mr. Brown from the Committee on Engrossed Bills, submitted the following report:

ME. SPEAKEE—Your Committee on Engrossed Bills respectfully report that they have examined and find correctly engrossed House File No. 205, a bill for an act to repeal section 3370 of the Code of 1873, relating to fines and forfeitures and to enact a substitute there for.

Also:

House File No. 215, a bill for an act to amend section 976 of the Code, relating to payment of taxes to township clerks.

Also:

House File No. 222, a bill for an act to amend chapter 35 of the acts Nineteenth General Assembly, being a substitute for section 2742 of the Code of Iowa as amended by chapter 145 of the acts of the Seventeenth General Assembly, relating to the trial of equitable actions.

W. BROWN, Chairman.

Mr. Buell, from the committee to visit Soldiers' Orphans Home at Davenport, submitted a report.

Ordered passed on file.

Committees were granted seven days' further time to consider bills as follows:

Committee on Telegraphs and Telphones, House Files 207 and 219.

Committee on Mines and Mining, House Files 35, 50, 55, 24 and 294.

Committee on County and Township Organization, House File No. 151.

Committee on Claims, House Files No. 280, 207, 229, 313 and 288. Committee on Suppression of Intemperance, House Files No. 122, 208 and 261.

CONCURBENT RESOLUTION.

By Mr. Berryhill:

Resolved by the House, the Senate concurring, That five hundred copies of the report of the Iowa Prisoners' Aid Society be and the same are hereby ordered printed by the State for the use of the Members of the General Assembly.

Adopted.

INTRODUCTION OF BILLS.

By Mr. Estes, House File No. 406, a bill for an act to repeal section 1795 of the Code, relative to Schools.

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

By Mr. Estes, by request, House File No. 407, a bill for an act to repeal chapter 39, acts of the Fifteenth General Assembly, and to repeal chapter 68 of the Seventeenth General Assembly.

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

By Mr. Jones, House File No. 408, a bill for an act to amend section 5, of chapter 70, acts of the Twentieth General Assembly.

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

By Mr. Darnall, House File No. 409, a bill for an act to amend section 1381, chapter 1, title 11, Code of Iowa, of 1873, empowering the boards of supervisors of a county to make a transfer from unappropriated bridge funds, for support of poor and for other county purposes.

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

By Mr. Parkhurst, House File No. 410, a bill for an act, providing compensation for mayors in certain cases.

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

By Mr. Berryhill, House File No. 411, a bill for an act to create a commission for the investigation of public expenditures and defining its duties.

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

By Mr. Teale, House File No. 412, a bill for an act to amend subdivision 2, of section 3793, of the Code of 1873, relating to the compensation of the county treasurer.

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

By Mr. Hipwell, House File No. 413, a bill for an act, authorizing cities organized under special charters to condemn the right of way through private property for sewers and drains.

Read first and second times and referred to the Committee on Municipal Corporations.

By Mr. Thompson, House File No. 414, a bill for an act to amend chapter 143, laws of the Seventeenth General Assembly, relating to the examination of teachers.

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

By Mr. Robb, House File No. 415, a bill for an act, making the office of school treasurer elective by the people in independant districts, in towns or cities containing five hundred or more inhabitants, and to change the date upon which said treasurers are required to make the annual report.

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

By Mr. Townsend, House File No. 416, a bill for an act providing for a lien upon personal property for the taxes levied thereon.

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

MESSAGE FROM THE SENATE.

The following message was received from the Senate:

Mr. SPEAKEE-I am directed to inform your honorable body that the Senate has instructed me request the return to the Senate Chamber for further consideration, House File No. 8, a bill for an act limiting the time of making claims and bringing suits against municipal corporations.

Also:

Has passed Senate File No. 257, a bill for an act to amend chapter 83, laws of the Twenty first General Assembly, in relation to the sale of poisons.

C. H. BROCK, Secretary.

BESOLUTIONS.

By Mr. Estes, for the appointment of Mrs. Lizzie Wainscott as Assistant Door keeper for the ladies' gallery.

Amendment by Mr. Teale:

That the Sergeant-at arms be authorized to discharge one of the present Assistant Door keepers.

Substitute by Mr. Craig:

That the Sergeant-at arms be authorized to discharge all the Doorkeepers and pages.

On motion of Mr. Smith, resolution and amendments were laid on the table.

MESSAGES AND COMMUNICATIONS ON SPEAKER'S TABLE.

Senate File No. 257, read first and second time and referred to the Committee on Medicine, Surgery and Pharmacy.

House File No. 8, returned to the Senate.

BILLS AND JOINT RESOLUTION BEAD A SECOND TIME.

Memorial and joint resolution No. 1, in relation to the combination of capital for the limiting of the production and control of the price of the necessaries of life.

Adopted.

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Joint resolution No. 11, by Ball:

WHEBEAS, The surplus now in the United States Treasury exceeds the amount necessary to secure the Government against any emergency likely to arise; and,

WHEREAS, The revenue of the country continues to exceed the demands of the government for ordinary expenses; and,

WHEREAS, We view with alarm any attempt on the part of Congress to open our ports for the free influx of the products of the cheap labor of Europe; and,

WHEREAS, The services of our volunteer soldiers should be recognized in some substantial way; therefore,

Resolved by the House of Representatives, the Senate concurring, That our Senators and Representatives in Congress are requested to work for the passage of a bill granting to each Union soldier who enlisted for three years in the war of the late Rebellion, and was honorably discharged, a service pension commensurate with the services rendered.

Laid over and ordered printed.

Joint resolution No. 7, relative to a national double-track railway. Question upon indefinite postponement as recommended by the Committee on Federal Relations.

Messrs. Burgess and Robb demanded the yeas and nays.

The yeas were :

Messrs. Anderson of Hamilton, Anderson of Warren, Ball, Calvin, Chapman, Clarke, Crooks, Cummins, Curtis, Dayton, Dobson, Doron, Eilers, Evans, Fillmore, Hall, Hauser, Horton, Hospers, Kennan, Larson, Lewis, Lockin, Mack, Mitchell, Moore, Oakman, Parkhurst, Slosson, Smith, Townsend, Wilbur and Mr. Speaker-33.

The nays were:

Messrs. Agnew, Beem, Berryhill, Blythe, Brown, Buell, Burgess, Byers, Chantry, Craig, Custer, Darnall, Davie, Dietz, Duus, Eckles, Estes, Field, Foley, Hamilton, Hart, Head, Hipwell, Hobbs, Homrighaus, Hotohkiss, Hunter, Jolly, Jones, Kline, Limback, Luke, Mahoney, Nelson, Nicoll, Owen, Paschal, Fiatt, Rice, Riley, Roach, Robb, Roberts, Robeson, Roe, Roundy, Rowan, Russell, Schleicher, Steele, Teale, Theophilus, Thompson, Thornburg, Thornily, Tipton, Wagner, Wilson of Butler, Wilson of Cass, Wyckoff, Wyman and Yergey-62. Absent or not voting:

Messrs. Draper, McFarland, Shipley, Walker and Woods-5.

So the resolution was not indefinitely postponed.

Amendment by Mr. Berryhill to insert after words "thence west" in 6th line the words "through the city of Des Moines, Polk county, Iowa."

Amendment by Mr. Head, to strike out "San Francisco" in 6th line inserting "some point on the Missouri River within the State of Iowa."

Mr. Anderson of Warren, moved a reference of resolution and amendments back to the Committee on Federal Relations.

Messrs. Robb and Kline demanded the yeas and nays.

Mr. Thompson explained his vote.

The yeas were:

Messrs. Agnew, Anderson of Warren, Ball, Berryhill, Blythe, Brown, Byers, Calvin, Chantry, Chapman, Clarke, Crooks, Cummins, Curtis, Custer, Darnall, Dayton, Dobson, Doron, Eckles, Eilers, Estes, Evans, Field, Fillmore, Foley, Hall, Hauser, Head, Hobbs, Horton, Homrighaus, Hospers, Hunter, Jones, Kennan, Lewis, Lockin, Luke, Mack, Mahoney, McFarland, Mitchell, Moore; Nelson, Nicoll, Oakman, Parkhurst, Riley, Roberts, Robeson, Schleicher, Steele, Slosson, Teale, Thornburg, Townsend, Wilbur and Mr. Speaker-58.

The navs were:

Messrs. Anderson of Hamilton, Beem, Buell, Burgess, Craig, Davie, Deitz, Duus, Hamilton, Hart, Hipwell, Hotchkiss, Jolly, Kline, Larson, Limback, Owen, Piatt, Roach, Robb, Roe, Roundy, Rowan, Russell, Smith, Theophilus, Thompson, Thorniley, Tipton, Wagner, Wilson of Butler, Wilson of Cass, Woods, Wyckoff, Wyman and Yergey-36.

Absent or not voting:

Messrs. Draper, Paschal, Rice, Shipley, and Walker-5.

So the resolution was referred.

Joint resolution No. 2, relative to a constitutional amendment to prohibit ownership of land by aliens.

Amendment by Mr. Head to strike out "either individually or" in 6th line, also strike out "company" in 7th line and insert "syndi-

cate". Also, strike out "six" and insert "ten" "(10)" in 9th line. Amendment by Mr. Hotchkiss to insert "non-resident" before word

"aliens" wherever it occurs.

Amendment by Mr Smith to insert " is this true of " between the words "especially" and "those" in line 3 of the resolution.

Amendment by Mr. Thompson to strike out the word "virtually" in second line and insert the word "vitally."

Mr. Russell moved the previous question. Carried.

Mr. Thompson's amendment adopted.

Mr. Smith's amendment adopted.

Mr. Hotchkiss' amendment adopted.

Division of Mr. Head's amendment demanded.

Amendment lost.

Question upon the adoption of resolution as amended.

Messrs. Beem and Hotchkiss demanded the yeas and nays.

Mr. Head explained his vote.

Mr. Smith explained his vote.

The yeas were:

Messrs. Agnew, Anderson of Hamilton, Anderson of Warren, Ball, Beem, Berryhill, Blythe, Brown, Buell, Burgess, Byers, Calvin, Chantry, Chapman, Craig, Crooks, Cummins, Curtis, Darnall, Davie, Dayton, Dietz, Dobson, Doron, Duus, Eckles, Eilers, Estes, Evans, Field, Foley, Hall, Hamilton, Hauser, Hart, Head, Hipwell, Hobbs, Horton, Homrighaus, Hotchkiss, Hunter, Jolly, Jones, Kennan, Kline, Larson, Lewis, Limback, Lockin, Luke, Mack, Mahoney, Mitchell, Moore, Nelson, Nicoll, Oakman, Owen, Parkhurst, Paschal, Piatt, Roach, Robb, Roberts, Robeson, Roe, Roundy, Rowan, Russell, Schleicher, Steele, Slosson, Smith, Teale, Theophilus, Thompson, Thornburg, Thorniley, Tipton, Townsend, Wagner, Wilbur, Wilson of Cass, Woods, Wyckoff, Wyman, Yergey and Mr. Speaker—89.

The nays were:

Messrs. Clarke and Hospers-2.

Absent or not voting:

Messrs. Custer, Draper, Fillmore, McFarland, Rice, Riley, Shipley, Walker and Wilson of Butler.-9.

So the resolution was adopted.

Senate joint resolution No. 6, relative to arrears of pensions, laid over and ordered printed.

Joint resolution No. 5, in relation to liens of judgments in Federal courts.

The resolution was adopted.

Joint resolution No. 6, favoring the election of post-masters by the people.

Question upon indefinite postponement.

Messrs. Robb and Burgess demanded the yeas and nays.

Mr. Luke explained his vote.

The yeas were:

Messrs. Agnew, Anderson of Warren, Ball, Blythe, Byers, Calvin, Chapman, Craig, Cummins, Curtis, Darnall, Dietz, Doron, Eilers, Evans, Fillmore, Hauser, Hart, Head, Hobbs, Horton, Hospers, Kennan, Larson, Lewis, Mahoney, Moore, Nelson, Nicoll, Oakman, Parkhurst, Paschal, Riley, Robeson, Schleicher, Slosson, Smith, Thornburg, Tipton, Townsend, Wilbur, Woods, Wyman and Mr. Speaker-45.

The nays were:

Messrs. Beem, Brown, Burgess, Chantry, Custer, Davie, Dayton, Dobson, Estes, Field, Hall, Hamilton, Hipwell, Homrighaus, Hotchkiss, Hunter, Jolly, Lockin, Luke, Mitchell, Owen, Piatt, Rice, Roach, Robb, Roundy, Roberts, Russell, Teale, Theophilus, Thompson, Thorniley, Wagner, Wyckoff and Yergey-34.

Absent or not voting:

Messrs. Anderson of Hamilton, Berryhill, Buell, Clarke, Crooks, Draper, Duus, Eckles, Foley, Kline, Jones, Limback, Mack, McFarland, Roe, Rowan, Shipley, Steele, Walker, Wilson of Butler and Wilson of Cass-21.

So the resolution was indefinitely postponed.

Joint Resolution No. 9, requesting our Senators and Representatives in Congress to endeavor to secure the enactment of a law requiring railway companies to become incorporated in each State in which they have lines of railway.

Amendment by Mr. Ball to strike out all after "compelling," in line 3 of first resolution and insert "all corporations to incorporate in each State where they do business."

Amendment lost.

Amendment by Mr. Anderson of Warren to strike out the word "greatly," in line 1 of third preamble.

Adopted.

Amendment by Mr. Cummins, to add to 1st resolution the words "and withdrawing the jurisdiction of the Federal courts in cases to which foreign corporations are parties."

Amendment accepted and resolution adopted.

Speaker pro tem. Wilbur in the chair.

BILLS ON SECOND READING.

House File No. 205, a bill for an act to repeal section 3370 of the Code of 1873, relating to fines and forfeitures and enact a substitute therefor.

Third reading ordered.

The bill was read a third time.

The question being shall the bill pass?

The yeas were:

Messrs. Anderson of Hamilton, Anderson of Warren, Beem, Berryhill, Blythe, Brown, Buell, Byers, Calvin, Chantry, Chapman, Clarke, Craig, Crooks, Cummins, Curtis, Custer, Darnall, Davie, Dayton, Dietz, Dobson, Duus, Eckles, Eilers, Estes, Evans, Field, Fillmore, Foley, Hall, Hamilton, Hart, Hipwell, Hobbs, Horton, Homrighaus, Hospers, Hotchkiss, Hunter, Jolly, Jones, Kennan, Kline, Larson, Lewis, Limback, Lockin, Luke, Mack, Mahoney, McFarland, Mitchell, Moore, Nelson, Nicoll, Oakman, Owen, Parkhurst, Paschal, Piatt, Rice, Riley, Roach, Robb, Roberts, Roe, Roundy, Russell, Schleicher, Steele, Slosson, Smith, Theophilus, Thompson, Thornburg, Thorniley, Tipton, Townsend, Wagner, Wilbur, Wilson of Butler, Wilson of Cass, Woods, Wyckoff, Wyman, Yergey and Mr. Speaker—88.

The nays were none.

Absent or not voting:

Messrs. Agnew, Ball, Burgess, Doron, Draper, Hauser, Head, Roheson, Rewan, Shipley, Teale and Walker-12.

So the bill passed and the title was agreed to.

House File No. 215. A bill for an act to amend section 976 of the Code relating to the payment of taxes to township clerks.

A third reading was ordered.

The bill was read a third time.

The question being, shall the bill pass?

The yeas were:

Messrs. Anderson of Hamilton, Anderson of Warren, Ball, Beem, Berryhill, Blythe, Brown, Buell, Byers, Calvin, Chantry, Chapman, Clarke, Crooks, Cummins, Curtis, Custer, Darnall, Davie, Dayton,

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Dobson, Doron, Duus, Eckles, Eilers, Estes, Evans, Field, Fillmore, Foley, Hall, Hamilton, Hart, Head, Hipwell, Hobbs, Horton, Homrighaus, Hospers, Hunter, Jolly, Jones, Kennan, Kline, Larson, Lewis, Limback, Lockin, Luke, Mack, Mahoney, McFarland, Mitchell, Moore, Nelson, Nicoll, Oakman, Owen, Parkhurst, Paschal, Piatt, Rice, Riley, Roach, Robb, Roberts, Robeson, Roe, Roundy, Russell, Schleicher, Steele, Slosson, Smith, Theophilus, Thompson, Thornburg, Thorniley, Tipton, Townsend, Wagner, Wilbur, Wilson of Butler, Wilson of Cass, Woods, Wyman and Yergey-87.

The nays were:

Mr. Wyckoff-1.

Absent or not voting:

Messrs. Agnew, Burgess, Craig, Dietz, Draper, Hauser, Hotchkiss, Rowan, Shipley, Teale, Walker and Mr. Speaker-12.

So the bill passed and the title was agreed to.

House File No. 222, a bill for an act to amend chapter 35 of the acts of the Nineteenth General Assembly, being a substitute for section 2742 of the Code of Iowa as amended by chapter 145 of the acts of the Seventeenth General Assembly, relating to the trial of equitable actions.

Third reading ordered.

The bill was read a third time.

Question being, shall the bill pass?

The yeas were:

Messrs. Anderson of Hamilton, Anderson of Warreu, Ball, Beem, Berryhill, Blythe, Brown, Buell, Byers, Calvin, Chantry, Chapman, Clarke, Crooks, Cummins, Curtis, Custer, Darnall, Davie, Dayton, Dietz, Dobon, Doron, Duus, Eckles, Eilers, Estes, Evans, Field, Fillmore, Foley, Hall, Hamilton, Hart, Hipwell, Hobbs, Horton, Homrighaus, Hospers, Hotchkiss, Hunter, Jolly, Kennan, Kline, Larson, Lewis, Limback, Lockin, Luke, Mack, Mahoney, MoFarland, Mitchell, Moore, Nelson, Nicoll, Oakman, Owen, Parkhurst, Paschal, Piatt, Rice, Roach, Robb, Roberts, Roe, Roundy, Russell, Schleicher, Slosson, Steele, Smith, Theophilus, Thompson, Thornburg, Thorniley, Tipton, Townsend, Wagner, Wilbur, Wilson of Butler, Wilson of Cass, Woods, Wyckoff, Wyman and Yergey-86.

The nays were none.

Absent or not voting:

Messrs. Agnew, Burgess, Craig, Draper, Hauser, Head, Jones, Riley, Robeson, Rowan, Shipley, Teale, Walker and Mr. Speaker -14.

So the bill passed and the title was agreed to.

REPORTS OF COMMITTEES.

Mr. Hunter, from the Committee on Enrolled Bills, submitted the following report:

MR. SPEAKER-Your Committee on Enrolled Bills respectfully report that they have examined and find correctly enrolled House File No. 80, an act to legalize the acts of John Weighton, while act1888.]

ing in the capacity of recorder of the incorporated town of Audubon, Iowa.

HUNTER, Chairman.

The Speaker signed the bill in the presence of the House.

LEAVE OF ABSENCE:

Was granted to Mr. Draper until Monday. Also, Mr. Burgess until Monday. Also, Mr. Hauser until Monday. Also, Mr. Foley until Tuesday. On motion of Mr. Tipton, the House adjourned.

HALL OF THE HOUSE OF REPRESENTATIVES }

House met in regular session at 2 o'clock P. M. Speaker in the chair. Prayer by the Rev. E. F. Mell. Journal of yesterday read and approved.

AMENDMENT.

The following announcement was made by the Chief Clerk in reference to the resolution adopted, authorizing the Chief Clerk to appoint a competent person to copy the journal for the State Printer. The following is hereby recommended:

That A. B. Wood, the Speaker's clerk, be detailed by and with the consent of the Speaker, to supervise the copying of the journal, and to deliver the same to the State Printer. Also, that a page be appointed to deliver copy to the copyists and to be otherwise under the immediate supervision of the Chief Clerk.

RESOLUTION.

By Mr. Nicoll, that for additional work the Speaker's clerk be paid \$6 instead of \$4 per day, and that the clerk be authorized to appoint a page.

Amendment by Mr. Thompson that clerk detail a page.

On motion of Mr. Berryhill, resolution was laid over until to-morrow.

REPORTS OF COMMITTEES.

Mr. Roach, from the Committee on Judiciary, reported House File No. 184, recommending amendment and passage.

Passed on file.

Also, House File No. 69, recommending indefinite postponement. Also, House File No. 84, recommending indefinite postponement. The bills were indefinitely postponed. Also, House File No. 286, recommending amendment and passage.

Also, House File No. 286, recommending amendment and passage. On motion of Mr. Cummins, House File No. 286, was given the place of House File No. 69 on the calendar.

Mr. Head from the Committee on Ways and Means reported House File No. 114, recommending indefinitely postponement.

Passed on file.

Also, House File No. 334, recommending passage.

Passed on file.

Also, House File No. 284, recommending indefinite postponement. The bill was indefinitely postponed. Mr. Anderson of Warren, from the Committee on Claims, reported House File No. 389, recommending indefinite postponement.

Also, House File No. 313, recommending indefinite postponement. Also House File No. 237, recommending indefinite postponement. Ordered passed on file.

House File No. 268 was ordered returned to Committee on Retrenchment and Reform and to keep place on calendar.

Mr. Lewis, from the Committee on Compensation of Public Officers reported House File No. 103, recommending amendments and passage.

Also, House File No. 51, recommending that same do not pass.

Also, House File No. 75, recommending indefinite postponement. Ordered passed on file.

Mr. Tipton, from the Committee on Agriculture reported House File No. 65, recommending amendments and passage.

Also, House File No. 261, recommending passage.

Ordered passed on file.

Also, House File Fo. 79, recommending that same be referred to Committee on Judiciary.

So ordered.

Also, House File No. 293, recommending amendments and reference to Committee on Appropriations, and when amended do pass. So ordered.

Mr. Larson, from the Committee on Public Lands and Buildings reported House File No. 147, recommending indefinite postponement. Passed on File.

Mr. Teale, from the Committee on Normal Schools, House File No. 15, recommending substitute and smendment.

Substitute read a first and second time ordered printed and referred to Committee on Appropriations.

The Committee on Compensation of Public Officers was granted seven days' further time to consider House Files Nos. 231, 252 and 265.

REPORT FROM BAILROAD COMMISSIONERS.

A communication was received from the Board of Railroad Commissioners in answer to the resolution of the House asking why their report has not been printed.

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 Senate File No. 47, in which the concurrence of the House is asked:

A bill for an act to punish and prevent fraud in the sale of grain, seeds and other cereals.

Also, has concurred in House concurrent resolution relative to election of trustees of the State Institutions.

C. H. BBOCK, Secretary.

Mr. Wilson of Cass, from the Committee on Railroads, reported House File No. 138, recommending amendments and passage.

Passed on file.

Also, a memorial and joint resolution for the enactment of a law providing for the licensing of conductors of railways within the United States, recommending amendments and passage:

JOINT RESOLUTION.

By Mr. Cummins:

WHEREAS, It is believed that a system of examination and licenseby the United States government would result in increased competency and efficiency of those who are employed as conductors on railway trains; and,

WHEREAS, There has been introduced in the Congress of the United States two certain bills, being Senate File No. 874 and House File No. 4289, said bills providing for such a system of examination and license by the United States of all persons engaged as conductors on all trains engaged in what is known as inter-state commerce, similar to the laws now govering the examination and licensing of marine pilots and engineers; therefore,

Be it resolved by the General Assembly of Iowa, That our Senators be instructed and our Representatives requested to vote for the enactment of a law providing for the examination and licensing of conductors on railways engaged in interstate commerce by the United States government.

Resolved, That the Secretary of State is hereby instructed to promptly forward to each of our Senators and Representatives in Congress a properly attested copy of this resolution.

Mr. Cummins moved that the rules be suspended and the resolution adopted.

The resolution was adopted.

Mr. McFarland, from the Committee on Retrenchment and Reform, reported House File No. 348, recommending substitute and passage.

The substitute was read a first and second time.

Ordered passed on file.

INTRODUCTION OF BILLS.

By Mr. Anderson of Warren, House File No. 417, a bill for an act to equalize taxation so that each and every tax-payer will bear his just proportion of the expenses of government.

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

By Mr. Calvin, House File No. 418, a bill for an act to amend sections 872, 873, 874 and 875, chapter 2, title 6 of Code, in relation to the advertising of real estate for sale on which taxes are due and delinquent.

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

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By Mr. Eilers, House File No. 419, a bill for an act for the relief Wilson Potts.

Read first and second times and referred to the Committee on Claims.

By Mr. Smith, House File No. 420, a bill for an act to amend section 3636 of the Code, relating to the rights of defendants in criminal cases to a new trial.

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

By Mr. Yergey, House File No. 421, a bill for an act to regulate the toll of grist mills.

Read first and second times and referred to the Committee on Agriculture.

By Mr. Robb, House File No. 422, a bill for an act creating a State Board of School Book Commissioners, with authority to adopt a uniform series of text books for use in the public schools of the State.

Read first and second times and referred to the Committee on Text Books.

By Mr. Dobson, House File No. 423, a bill for an act to appropriate the sum of one thousand dollars for the use of the Iowa Association of Agriculture and Industrial Institutes.

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

RESOLUTION.

By Mr. Robb:

WHEBEAS, The revenue statutes of this State are being so construed as to exempt that class of property invested in tax sale certificates from taxation.

Resolved, That the Judiciary Committee of the House be instructed to give this subject an investigation, and if the law is found to be defective in this particular, to report a bill to this House, which, when enacted into law, will compel the holders of this class of property to pay their just proportion of taxes on the same.

Adopted and referred to Judiciary Committee.

Memorial on same subject was presented by Mr. Russell, and referred to same committee.

PETITIONS AND REMONSTRANCES.

By Mr. Eckles, from the State Center Farmers' Alliance, sustaining State Dairy Commissioners.

Read and referred to Committee on Appropriations.

By Mr. Robb, from State Assembly of Knights of Labor, for the redemption of party pledges. Read and referred to Committee on Railroads.

By Mr. Hall, from same, and referring to House Files No. 36 and 87.

Read and referred to Committee on Railroads.

Also, one from 69 citizens of Boone county, asking for enactment

of law extending suffrage to women on same terms as men in all municipal elections.

Referred to Committee on Women Suffrage.

By Mr. Rice, same subject and same reference.

By Mr. Beem, from General Assembly Knights of Labor, asking for quieting title of settlers on lands of Sioux City & St. Paul Railroad in O'Brien county.

Referred to Committee on Ways and Means.

Also, one from State Assembly Knights of Labor, indorsing House File No. 140, and asking amendment thereto.

Referred to Committee on Labor.

By Mr. Townsend, from business men of Cedar Falls on railroad question.

Referred to Committee on Railroads.

By Mr. Wilson of Cass, statement from shippers of Cumberland, Iowa, showing voluntary relation of freight rates. Referred to Committee on Railroads.

By Mr. Calvin, one from citizens of Buchanan county, favoring passage of House File No. 19, and Senate File No. 48.

Referred to Committee on Railroads.

By Mr. Nicoll, from Farmers' Alliance, demanding relief at hands of railroad companies in regard to furnishing cars.

Referred to Committee on Railroads.

By Mr. Larson, from railroad employees of Winneshiek and other counties, against reduction of railroad rates.

Referred to Committee on Railroads.

By Mr. Russell, two petitions from citizens of Adams county against reduction of passenger fares.

Same reference.

By Mr. Blythe, from citizens of Clear Lake township, against reduction of railroad fares.

Referred to Committee on Railroads.

By Mr. Estes, from shippers of Sindey, Iowa, showing voluntary reduction of freight rates.

Same reference.

By Mr. Eilers, from citizens of Iowa against reduction of passenger rates.

Same reference.

By Mr. Yergey, from shippers of Villisca, showing voluntary reduction of freight rates.

Same reference.

By Mr. Nelson, from Farmers' Alliance 414 of Story county, favoring a two cent passenger rate.

Referred to Committee on Railroads.

By Mr. Chantry, from citizens of Mills county, urging freight rates be given prior attention to passenger rates.

Same reference.

By Mr. Wilson of Cass, from citizens of Cass county, asking for reduction of freight and passenger rates.

Referred to Committee on Railroads.

By Mr. Ball, from citizens of Fairfield, favoring woman suffrage in municipal elections.

Referred to Committee on Woman Suffrage.

By Mr. Tipton, from citizens of Washington, asking for better protection for owners of male animals.

Referred to Committee on Animal Industry.

By Mr. Woods, from citizens of Duncombe, Iowa, favoring passage of House File No. 19 and Senate File No. 48.

Referred to the Committee on Railroads.

By Mr. Dayton, from citizens of Waukon, for reduction of freight and passenger rates.

Same reference.

By Mr. Field in regard to schedules of rates.

Same reference.

By Mr. Wyckoff, for a reduction in State taxes to two mills.

Referred to the Committee on Retrenchment and Reform.

By Mr. Darnall, from citizens of Fayette county, against reduction of railroad rates.

Referred to the Committee on Railroads.

Also another from citizens of Fayette county relative to railroad rates and making the office Railroad Commissioners elective, and other things.

Same reference.

SENATE MESSAGE CONSIDERED.

Senate File No. 47 was read first and second times and referred to the Committee on Agriculture.

BILLS AND RESOLUTIONS READ A SECOND TIME.

House File No. 176, indefinitely postponed.

House File No. 177, indefinitely postponed.

House File No. 163, indefinitely postponed.

Mr. Robb moved that the rules be suspended and House File No. 286 be taken up and considered.

Motion lost.

House File No. 199, indefinitely postponed.

House File No. 206, indefinitely postponed.

House File No. 210, indefinitely postponed.

House File No. 242, indefinitely postponed.

House File No. 101, a bill for an act to amend section 3798 of the Code of Iowa, relating to the compensation of county auditors.

Question upon engrossment.

Amendment by Mr. Teale: To strike out "fifteen" in the third line and insert "eighteen."

Amendment to the amendment, by Mr. Ball, to strike out "eighteen" and insert "twenty."

Amendment to amendment lost.

Amendment by Mr. Robb: To strike out all after the words "is hereby amended" and add the following by inserting after the words "a deputy or clerk" the words "or a deputy and one clerk," in line six of said section.

Mr. Chapman moved the previous question.

Motion carried.

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Question on Mr. Teale's amendment.

Lost.

Question on Mr. Robb's amendment.

Lost.

Question upon the engrossment of the bill.

Messrs. Larson and Teale demanded the yeas and nays.

The yeas were:

Messrs. Beem, Buell, Calvin, Craig, Curtis, Darnall, Dayton, Dietz, Duus, Hall, Hart, Hipwell, Horton, Homrighaus, Larson, Lewis, Mahoney, Mitchell, Nelson, Piatt, Rice, Robb, Roberts, Robeson, Roe, Russell, Theophilus, Thompson, Wagner, Wilson of Butler, Wyckoff and Wyman-32.

The nays were:

Messrs. Agnew, Anderson of Warren, Ball, Berryhill, Blythe, Brown, Byers, Chantry, Chapman, Clarke, Davie, Dobson, Doron, Eckles, Eilers, Estes, Field, Fillmore, Head, Hobbs, Hospers, Hotchkiss, Jones, Kennan, Kline, Lockin, Luke, Mack, McFarland, Nicoll, Oakman, Owen, Paschal, Roach, Roundy, Schleicher, Slosson, Smith, Steele, Teale, Thorniley, Tipton, Wilbur, Wilson of Cass, Woods, Yergey and Mr. Speaker-47.

Absent or not voting:

Messrs. Anderson of Hamilton, Burgess, Crooks, Cummins, Custer, Draper, Evans, Foley, Hamilton, Hauser, Hunter, Jolly, Limback, Moore, Parkhurst, Riley, Rowan, Thornburg, Townsend, Shipley and Walker-21.

So the bill was lost on engrossment.

Mr. Luke moved to reconsider the vote by which House File No. 242 was indefinitely postponed.

Carried.

Bill referred to the Committee on Judiciary.

House File No. 180 recommended for indefinite postponement.

Mr. McFarland moved reference back to Committee on Compensation of Public Officers, the bill to retain its place on calendar.

Carried.

House File No. 188 indefinitely postponed.

House File No. 174, a bill for an act to amend section 589 of the Code, in relation to the election of county officers.

Question upon engrossment of the bill.

Lost.

Mr. Berryhill moved to reconsider vote by which House File No. 174 was lost on engrossment.

Carried.

Bill laid over.

House File No. 31 laid over.

House File No. 45, a bill for an act to amend chapter 28, acts of the Fifteenth General Assembly, relating to levying taxes.

Amendments by committee as follows, to-wit:

Add to the title the words, "and legalize taxes heretofore levied in 1886 and 1887." Amend section 1 by striking out all that part after the word "hereby," in the second line thereof, and substituting therefore the following: "repealed, and the following enacted in lieu thereof: subdivision two (2), of section 796, of the Code of 1873, be and the same is hereby amended by striking out the word 'four,' in the second line of said section 796 of the Code of 1873 and inserting in lieu thereof the word 'six'; *provided*, that the provisions hereof shall not apply to counties having a population exceeding 20,000 inhabitants."

Insert the following as section 2:

SEC. 2. That in all counties having a population of less than twenty thousand inhabitants, wherein for the years 1886 and 1887 a tax of more than four mills and not exceeding six mills has been levied, such a tax is hereby legalized.

Change "section 2," of printed bill, to "section 3." Strike out the words "Iowa State" preceding "Leader," in line 2 of section 3 (as changed), and insert "Des Moines."

Amendments adopted.

Bill ordered engrossed.

House File 154, a bill for an act to amend section 4218 of the Code of Iowa, relating to arrests without a warrant.

The bill was ordered engrossed.

House File No. 157, a bill for an act to repeal section 2445 of Code of 1873, and to enact a substitute therefor.

The bill was ordered engrossed.

House File No. 188, a bill for an act to amend section 2851 of the Code of 1873, in relation to the probate of foreign wills.

Amendments by committee:

Change the word "county," in the third line of the printed bill, to "country." Strike out the words, "and shall be valid," in the fourth

line of printed bill; and that when so amended the bill do pass.

Amendments adopted.

The bill was ordered engrossed.

House File No. 193, a bill for an act to amend section 3174, chapter 9, title 19 of the Code, and limiting appeals to Supreme Court.

The bill was ordered engrossed.

House File No. 194, a bill for an act to amend section 4252 of the Code, relating to holding one accused of orime to answer to an indictment.

Amendments by committee:

In the third line of section 1 of the printed bill, strike out the words "discharged a defendant or" In the same line strike out the word "him" and insert in lieu thereof the words "a defendant." Change the words "fifty" to "forty" in the seventh line of section 1. Strike out all of section 2, and when so amended that the bill do pass.

Amendments adopted.

The bill was ordered engrossed.

House File No. 191, a bill for an act to amend section 3908 of the Code, relating to the embezzlement of public money by officers.

Amendment by Committee to strike out section 2.

Adopted.

The bill was ordered engrossed.

House File No. 240, a bill for an act to amend section 3878 of the Code, in reference to the use of abusive and obscene language.

Amendment by Mr. Fillmore:

To strike out the words "or naturally tending" in the third and fourth lines.

Lost.

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The bill was ordered engrossed.

House File No. 214, indefinitely postponed.

Mr. Berryhill in the chair.

House File No. 274, a bill for an act to amend section 3977 of the Code, of Iowa.

Question upon indefinite postponement.

Lost.

Mr. Ball moved that the bill be engrossed.

Amendment by Mr. Dayton:

To strike out the word "six" in the seventh line and insert "one" in lieu thereof.

Adopted.

Amendment by Mr. Teale:

To strike out all in line 5 but the last word.

Lost.

Amendment by Mr. Robb to strike out the enacting clause. Carried.

House File No. 107, indefinitely postponed.

House File No. 106, indefinitely postponed.

House File No. 28, indefinitely postponed.

House File No. 189, indefinitely postponed, on motion of Mr. Teale. House File No. 217, indefinitely postponed.

House File No. 62, a bill for an act to prevent fraud in the sale of lard.

Amendment by committee to section 1: By adding after "compound lard" in the eighth line "and the name and proportion in pound and fractional parts thereof, of each ingredient contained therein."

Adopted.

Amendment by committee to section 2: By adding after "offense" in second line "one-half of the fine collected to be paid to the informer."

Lost.

The bill as amended was ordered engrossed.

House File No. 179, a bill for an act fixing the maximum rate of toll for grinding or grinding and bolting grain.

Question upon indefinite postponement.

Amendment by Mr. Theophilus: To strike out in line 2 of section 1 the word "eighth" and insert in lieu thereof the word "seventh."

Adopted.

Amendment by Mr. Theophilus to add as section 2 of the bill:

SEC. 2. Any owner or operator of a grist mill or employe therein who shall violate the provision of the foregoing section shall be deemed guilty of a misdemeanor, and upon conviction thereof shall be fined not less than five (5) dollars nor more than fifty (50) dollars for each offense, and shall stand committed until such fine and costs are paid.

Adopted.

Mr. Russell moved that the bill be referred back to the Committee on Agriculture and retain its place on the calendar.

Carried.

House File No. 283, indefinitely postponed.

House File No. 161, a bill for an act to repeal sections 1, 2, 3 and 4 of chapter 12 of the acts of the Eighteenth General Assembly, relative to the management of the permanent school fund, and enact a substitute therefor.

Amendments by committee to insert the word "hereafter" after the word "funds" in the first line of section 1 of printed bill. To strike out words "after January A. D. 1888" in lines 1 and 2 of section (1). To insert words "nor be less than six" after word "seven" in line 2 of section (1). To strike out all of section (3). To strike out "Iowa State" in publication clause before word "Leader" and insert in lieu thereof "Des Moines."

Amendments adopted.

Mr. Clarke moved that the bill be referred to the Committee on Judiciary and retain its place on the calendar.

Carried.

House File No. 805, a bill for an act to legalize the organization and official proceedings of the independent school district of Panama, Shelby county, Iowa.

The bill was ordered engrossed.

Mr. Head moved to reconsider the vote of engrossement.

Carried.

Mr. Robb moved that the rules be suspended, the bill considered engrossed and read a third time now.

Carried.

The bill was read a third time.

The question being shall the bill pass.

The yeas were:

Messrs. Agnew, Anderson of Warren, Ball, Beem, Berryhill, Blythe, Brown, Byers, Calvin, Chantry, Chapman, Clarke, Craig, Cummins, Curtis, Darnall, Davie, Dayton, Dobson, Doron, Duus, Eckles, Eilers, Estes, Field, Fillmore, Hall, Head, Hobbs, Horton, Homrighaus, Hospers, Hotchkiss, Jolly, Jones, Kennan, Larson, Lewis, Lockin, 'Luke, Mack, Mahoney, McFarland, Mitchell, Nelson, Nicoll, Oakman, Owen, Paschal, Piatt, Roach, Robb, Roberts, Robeson, Roe, Roundy, Rowan, Russell, Schleicher, Steele, Slosson, Smith, Teale, Theophilus, Thompson, Thorniley, Tipton, Wagner, Wilbur, Wilson of Butler, Wyckoff, Wyman, Yergey and Mr. Speaker-74.

The nays were none.

Absent or not voting:

Messrs. Anderson of Hamilton, Buell, Burgess, Crooks, Custer, Dietz, Draper, Evans, Foley, Hamilton, Hart, Hauser, Hipwell, Hunter, Kline, Limback, Moore, Parkhurst, Rice, Riley, Shipley, Thornburg, Townsend, Walker, Wilson of Cass and Woods-26.

So the bill passed and the title was agreed to.

LEAVE OF ABSENCE GRANTED.

Mr. Jolly until Wednesday. Mr. Hamilton indefinitely. Mr. Anderson of Hamilton until Tuesday.

Mr. Custer until Tuesday. Mr. Crooks until Monday. Mr. Hunter until Tuesday. Mr. Riley until Tuesday. On motion of Mr. Larson the House adjourned.

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HALL OF THE HOUSE OF BEPBESENTATIVES, DES MOINES, IOWA, Monday, February 13, 1888. }

House met in regular session at 2 P. M.

The speaker in the chair.

Prayer by Rev. D. McPherson.

Journal of yesterday read and approved.

Leave of absence was granted Mr. Robb until Tuesday and Mr. Paschal until Wednesday.

MESSAGE FROM THE SENATE.

The following message was read 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. 198, a bill for an act giving legislative assent to the purpose of the congressional act of March 2, 1887, in regard to the establishment of agricultural experiment stations in connection with agricultural colleges.

Also has amended and passed House File No. 8, a bill for an act limiting the time of making claims and bringing suits against municipal corporations, by amending the title and adding section 2.

C. H. BROCK, Secretary.

PETITIONS AND REMONSTRANCES.

By Mr. Dobson, from citizens of Buena Vista county, in favor of a schedule of freight rates, reducing passenger rates to two cents per mile, and making office of railroad commissioners elective.

Referred to the Committee on Railways.

By Mr. Paschal, statement from shippers showing reduction of freight rates.

Same reference.

By Mr. Horton, from citizens of Carroll, petition in favor of passage of House File No. 19, and Senate File No. 48.

Same reference.

By Mr. Robeson, from citizens of Albia, Monroe county, for legislation to regulate railroads.

Read and referred to the Committee on Railways.

By Mr. Steele, from ninety-one citizens of Henry county, asking for the establishment of a schedule of reasonable maximum freight rates.

Same reference.

Also, from fourteen citizens of Henry county, asking for enactment of a law protecting the owners of stallions.

Referred to the Committee on Animal Industry.

By Mr. Davie, from business men of Manilla, Crawford county, protesting against any change in the railroad laws.

Also a petition asking the passage of a law fixing maximum freight rates.

Referred to the Committee on Railroads.

By Mr. Kline, from 25 citizens of Des Moines county, protest against legislation damaging to railroads.

Same reference.

By Mr. Tipton, from citizens of Washington county, against State school book publication and uniformity.

Referred to the Committee on Text Books.

By Mr. Estes, against reduction in passenger fare and in favor of reduction in freight rates.

Also statement showing voluntary reduction in freight rates.

Referred to the Committee on Railroads.

By Mr. Yergey, three petitions from Montgomery county, in favor reduction of freight rates, and statement showing voluntary reduction of freight rates.

Same reference.

By Mr. Nicoll, from citizens of Ida county, asking for reduction of freight and passenger rates.

Same reference.

By Mr. Theophilus, remonstrance from citizens of Ohester, Howard county, against any railroad legislation reducing freight or passenger rates.

Same reference.

By Mr. Russell, from citizens of Adams county, that freight and passenger tariffs be considered at the same time.

Same reference.

By Mr. Chantry, by shippers of Hastings, Mills county, showing voluntary reduction of freight rates.

Same reference.

By Mr. Byers, from Chariton fire department, against the passage of House File No. 314.

Referred to the Committee on Insurance.

Also from Lucas fire department, on same subject.

Same reference.

By Mr. Custer, from the Iowa Medical Liberty League of Jasper county, asking the repeal of chapter 104, acts of the Twenty-first General Assembly.

Referred to the Committee on Medicine, Surgery and Pharmacy.

Also a petition from citizens of Jasper county, asking suffrage for women in all municipal elections.

By Mr. Wyckoff, from citizens of Appanoose county, for passage of House File No. 182.

Referred to the Committee on Text Books.

REPORTS OF COMMITTEES.

Mr. McFarland, from the Committee on Retrenchment and Reform, reported House File No. 36, recommending adoption and passage of a substitute, a bill for an act to amend State Board of Equalization.

Substitute read first and second times and passed on file.

Mr. Roach, from the Committee on Judiciary, reported House File No. 251, recommending amendment and passage.

Also, House File No. 148, recommending passage.

Also, House File No. 226, recommending passage.

Also, House File No. 187, recommending amendments and passage.

Also, House File No. 326, recommending indefinite postponement. Passed on file.

Also, House File No. 331, recommending reference to Committee on Penitentiaries.

So ordered.

Also, House File No. 116, recommending amendment and passage. Also, House File No. 212, recommending passage.

Ordered passed on file.

By Mr Riley, from the Committee on Municipal Corporations, House File No. 337, recommending amendment and passage.

Ordered passed on file.

Mr. Calvin, from the Committee on County and Township Organisation, reported House File No. 151, recommending that it be indefinitely postponed.

Also, House File No. 32, recommending that it be indefinitely postponed.

Also, House File No. 130, recommending that it be indefinitely postponed.

Ordered passed on file.

Mr. Larson, from the Committee on Public Lands and Public Buildings, reported House File No. 297, recommending amendments and passage._____

Also, House File No. 347, recommending passage.

Ordered passed on file.

Mr. Brown, from the Committee on Engrossed Bills, submitted the following report:

ME. SPEAKEE-Your Committee on Engrossed Bills respectfully report that they have examined and find correctly engrossed House File No. 62, a bill for an act to prevent fraud in the sale of lard.

House File No. 45, a bill for an act to amend chapter 28 of the acts of the Fifteenth General Assembly, a penalty relating to the levying of taxes and legalizing taxes heretofore levied in 1886 and 1887.

House File No. 198, a bill for an act to amend section 3908 of the Code of Iowa, relating to the embezzlement of public money by officers.

House File No. 240, a bill for an act to amend section 3878 of the Code of Iowa in reference to the use of abusive and obscene language.

House File No. 157, a bill for an act to repeal section 2445, of the Code of Iowa of 1873, and to enact a substitute therefor.

House File No. 193, a bill for an act to amend section 3173, of

chapter 2, title 19, of the Code of 1873, and limiting appeals to the Supreme Court.

House File No. 188, a bill for an act to amend section 2351, chapter 2, title 16, of the Code of 1873, in relation to the probate and validity of foreign wills.

House File No. 154, a bill for an act to amend section 4218, of the Code of Iowa, relating to arrests without a warrant.

House File No. 194, a bill for an act to amend section 4252, of the Code of Iowa, relating to holding one accused of orime to answer an indictment.

WM. BROWN, Chairman.

Mr. Head from the Committee on Ways and Means reported House File 350, recommending reference to Committee on Schools.

So ordered.

Also, substitute for House File 59, 66, 70, 97, 108, 109, 123, 125, 185, 186, 290, 417, with the recommendation that it be read first and second times, ordered printed, referred to Committee on Ways and Means.

A bill for an act releasing real estate from double taxation in certain cases, and taxing mortgages to a certain extent as real estate.

Subject read first and second times, ordered printed, and referred back to Committee on Ways and Maans.

Ordered passed on file.

Mr. Wilbur presented a report from the trustees of the Agricultural College.

Referred to Committee on Appropriations.

RESOLUTIONS LAID OVER.

By Mr. Nicoll: *Resolved*, That for the additional work imposed upon the Speaker's clerk, he be paid six dollars per day, instead of four dollars per day.

Mr. Dobson moved reference to Committee on Compensation of Public Officers.

Lost.

Mr. Berrybill moved a reference to Committee on Printing, with instructions to report as soon as possible.

Carried.

By Mr. Nicoll: The Chief Clerk be authorized to appoint a page to be under his immediate supervision.

Amendment by Mr. Thompson, adding, to be detailed from the number of pages now in the employ of the State.

Carried.

The resolution as amended was adopted.

INTRODUCTION OF BILLS.

By Committee on Ways and Means, House File 424, substitute for House Files Nos. 59, 66, 70, 97, 108, etc., a bill for an act relieving real estate from double taxation in certain cases, and taxing mortgages to a certain extent as real estate. Read first and second times and referred to the Committee on Ways and Means.

By Mr. Dobson House File No. 425, a bill for an act to regulate the public health, and amending section 4030 of the Code of Iowa.

Read first and second times and referred to the Committee on Medicine, Surgery and Pharmacy.

By Mr. Calvin, House File No. 426, a bill for an act to repeal section 8, chapter 75, laws of the Eighteenth General Assembly, as amending section 2, chapter 82, laws of the Twenty first General Assembly, and enact a substitute therefor relating to the sale of intoxicating liquors. Not to be printed.

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

By Mr. Eckles, House File No. 427, a bill for an act for support of the Soldiers' Home at Marshalltown, Iowa.

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

By Mr. Eckles, House File No. 428, a bill for an act making appropriation for Soldiers' Home at Marshalltown, Iowa.

Read first and second times and referred to Committee on Appropriations.

By Mr. Smith by request, House File No. 429, a bill for an act to authorize auditors to levy taxes in certain cases.

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

By Mr. Smith, by request House File No. 430, a bill for an act to regulate assessment of property for taxation.

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

By Mr. Wilson of Butler, House File No. 431, a bill for an act to amend sec. 1, chapter 79, acts of the Twenty-first General Assembly, in relation to traffic of hogs that have died from swine plague, hog cholera or other contagious disease.

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

By Mr. Field, House File No. 432, a bill for an act for protection of train men and other railroad employees in handling freight trains.

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

By. Mr. Roach, House File No. 433, a bill for an act to repeal section 814 of the Code, of 1873.

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

By Mr. Roach, House File No. 484, a bill for an act to repeal section 4421 of the Code of 1873, to repeal section 3, chapter 168, laws of the Seventeeth General Assembly, and to amend section 1 of chapter 168, acts of the the Seventeenth General Assembly.

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

By Mr. Dobson, House File No. 435, a bill for an act amending sec-

tion 2, chapter 168, laws of the Nineteenth General Assembly of State of lowa, regulating admission of attorneys to practice of law.

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

By Mr. Craig, House File No. 436, a bill for an act making one additional reason for issuance of a writ of attachment.

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

MESSAGE FROM THE GOVERNOR.

ME. SPEAKEE.—I am directed by the Governor to inform you that he has approved, signed and deposited in the office of the Secretary of State, House File No. 80, a bill for an act to legalize the acts of John Weigton, while acting in the capacity of Recorder of the incorporate town of Audubon, Iowa.

FRED'K W. HOSFELDT, Private Secretary.

RESOLUTIONS.

By Mr. Roach:

Resolved, That on and after Thursday, February 16, this house will hold two sessions daily, as provided in Rule 41, unless otherwise ordered.

Adopted.

Mr. Berryhill moved to reconsider vote of engrossment of House File No. 45.

Carried.

Bill passed on file.

Mr. Beem moved that House File No. 95 be referred back to Committee on Labor and retain its place on calendar.

So ordered.

SENATE MESSAGES CONSIDERED.

Senate File No. 198.

Read a first and second time and passed on file.

House File No. 8, a bill for an act making claims and bringing suits against Municipal Corporations.

Mr. Berryhill moved that House concur in Senate amendments, towit: Amend the title by adding at end of same the words, "including cities organized under special charters." Also, adding as section 2 of the bill: "Sec. 2. All the provisions of this act shall be applicable to all cities in this State now organized under special charters."

Upon the question of concurrence:

The yeas were:

Messrs. Agnew, Anderson of Warren, Ball, Beem, Berryhill, Blythe, Brown, Buell, Byers, Calvin, Chantry, Chapman, Clarke, Craig, Cummins, Curtis, Custer, Darnall, Davie, Dayton, Dietz, Dobson, Doron, Duus, Eckles, Eilers, Evans, Field, Fillmore, Hall, Hart, Head, Hobbs, Horton, Homrighaus, Hospers, Hotchkiss, Jones, Kennan, Kline, Larson, Lewis, Limback, Lockin, Luke, Mack, Mahoney, Mitchell, Nelson, Nicoll, Oakman, Owen, Parkhurst, Paschal, Piatt, Rice, Riley, Roach, Roberts, Robeson, Roe, Roundy, Rowan, Russell, Schleicher, Slosson, Smith, Teale, Theophilus, Thompson, Thornburg, Thorniley, Tipton, Townsend, Wagner, Wilbur, Wilson of Butler, Wilson of Cass, Woods, Wyckoff, Wyman, Yergey and Mr. Speaker-83.

The nays were none.

Absent or not voting:

Messrs. Anderson of Hamilton, Burgess, Crooks, Draper, Estes, Foley, Hamilton, Hauser, Hipwell, Hunter, Jolly, McFarland, Moore, Robb, Shipley, Steele and Walker-17.

So the Senate amendments were concurred in.

Senate joint resolution No. 6, by Senator Mills relating to pensions. The resolution was adopted.

Mr. Russell moved to reconsider the vote by which Senate joint resolution No. 6 was adopted.

The resolution was adopted.

BILLS ON THIED READING.

House File No. 154, a bill for an act to amend section 4218 of the Code of Iowa, relating to arrests without warrant.

Question being, shall the bill be read a third time? Carried.

The bill was read a third time.

Question being, shall the bill pass?

The yeas were:

Messrs. Agnew, Anderson of Warren, Ball, Beem, Berryhill, Blythe, Brown, Buell, Byers, Calvin, Chantry, Chapman, Clarke, Craig, Cummins, Curtis, Darnall, Davie, Dayton, Dietz, Dobson, Doron, Duus, Kokles, Eilers, Evans, Field, Fillmore, IIall, Hart, Head, Hobbs, Horton, Homrighaus, Hospers, Hotchkiss, Kennan, Kline, Larson, Lewis, Limback, Lockin, Luke, Mack, Mahoney, Mitchell, Moore, Nelson, Nicoll, Oakman, Owen, Parkhurst, Paschal, Piatt, Rice, Riley, Roach, Roberts, Robeson, Roe, Roundy, Rowan, Russell, Schleicher, Steele, Slosson, Smith, Teale, Theophilus, Thompson, Thornburg, Thorniley, Tipton, Townsend, Wagner, Wilbur, Wilson of Butler, Wilson of Cass, Woods, Wyckoff, Wyman, Yergey and Mr. Speaker -83.

The nays were none.

Absent or not voting:

Messers. Anderson of Hamilton, Burgess, Crooks, Custer, Draper, Estes, Foley, Hamilton, Hauser, Hipwell, Hunter, Jolly, Jones, McFarland, Robb, Shipley and Walker-17.

So the bill passed and the title was agreed to.

MESSAGE FROM THE SENATE.

The following message was received from the Senate:

Mr. SPEAKEE-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. 45, a bill for an act relating to the Hospital for

the Insane at Clarinda, to the Board of Commissioners thereof, and providing trustees therefor.

Also, House File No. 328, a bill for an act providing for the issue of water works bonds by cities of the second class, with the following amendment.

Strike out in 9th line printed bill the words "semi-annual". E. L. CHASSELL, Second Ass't Sec.

BILLS ON THIED READING.

House File No. 157, a bill for act to repeal section 2445 of the Code of Iowa of 1878, and to enact a substitute therefor.

Question being upon the third reading of the bill.

Carried.

The bill was read a third time.

The question being, shall the bill pass?

The yeas were:

Messre. Agnew, Anderson of Warren, Ball, Beem, Berryhill, Blythe, Brown, Buell, Burgess, Byers, Calvin, Chantry, Chapman, Clarke, Craig, Cummins, Cartis, Caster, Darnall, Davie, Dayton, Dietz, Dobson, Doron, Duus, Eckles, Eilers, Field, Fillmore, Hall, Hart, Head, Hobbs, Homrighaus, Hospers, Hotchkiss, Jones, Kennan, Kline, Larson, Lewis, Lockin, Luke, Mack, Mahoney, Mitchell, Moore, Nelson, Nicoll, Oakman, Owen, Parkhurst, Paschal, Piatt, Rice, Riley, Roach, Roberts, Robeson, Roe, Roundy, Rowan, Russell, Schleicher, Steele, Slosson, Smith, Teale, Theophilus, Thompson, Thornburg, Thorniley. Tipton, Townsend, Wagner, Wilbur, Wilson of Butler, Wilson of Cass, Woods, Wyckoff, Wyman, Yergey and Mr. Speaker-83.

The nays were none.

Absent or not voting:

Messers. Anderson of Hamilton, Crooks, Draper, Estes, Evans, Foley, Hamilton, Hauser, Hipwell, Horton, Hunter, Jolly, Limback, McFarland, Robb, Shipley and Walker-17.

So the bill passed and the title was agreed to.

House File No. 198, a bill for an act to amend section 8178 of chapter 2, title 19, of the Code of 1873, limiting appeals to the Supreme Court.

Question being upon the third reading of the bill.

Carried.

The bill was read a third time.

The question being, shall the bill pass?

The yeas were:

Messrs. Agnew, Anderson of Warren, Ball, Beem, Berryhill, Blythe, Brown, Buell, Burgess, Byers, Calvin, Chantry, Craig, Cummins, Curtis, Custer, Darnall, Davie, Dayton, Deitz, Dobson, Doron, Duus, Eckles, Eilers, Evans, Field, Hall, Hart, Head, Hipwell, Hobbs, Horton, Homrighaus, Hospers, Hotchkiss, Jones, Kennan, Kline, Larson, Lewis, Limback, Lockin, Luke, Mack, Mahoney, Mitchell, Moore, Nelson, Nicoll, Oakman, Owen, Parkhurst, Paschal, Piatt, Rice, Roach, Roberts, Robeson, Roe, Roundy, Rowan, Russell, Schleicher, Slosson, Smith, Teale, Theophilus, Thompson, Thornburg, Thorniley, Tiptor, Townsend, Wilbur, Wilson of Butler, Wilson of Cass, Woods, Wyckoff, Wyman, Yergey and Mr. Speaker-81.

The nays were:

Mr. Riley.-1

Absent or not voting:

Messers. Anderson of Hamilton, Chapman, Clarke, Crooks, Draper, Estes, Fillmore, Foley, Hamilton, Hauser, Hunter, Jolly, McFarland, Robb, Shipley, Steele, Wagner, and Walker—18.

So the bill passed and the title was agreed to.

House File No. 198, a bill for an act to amend section 3908 of the Code of Iowa, relating to embezzlement of public money by officers. Question being upon the third reading of the bill.

Carried.

The bill was read a third time.

Question being shall the bill pass?

The yeas were:

Messrs. Agnew, Anderson of Warren, Beem, Berryhill, Blythe, Brown, Buell, Burgess, Byers, Calvin, Chantry, Chapman, Clarke, Cummins, Cartis, Custer, Darnall, Davie, Dayton Dietz, Dobson, Doron, Duus, Eckles, Eilers, Evans, Field, Hall, Hart, Horton, Homrighaus, Hospers, Hotchkiss, Jones, Kennan, Kline, Larson, Lewis, Lockin, Luke, Mack, Mahoney, Mitchell, Moore, Nelson, Nicoll, Oakman, Owen, Parkhurst, Piatt, Rice, Riley, Roach, Roberts, Robeson, Roe, Roundy, Rowan, Russell, Schleicher, Steele, Smith, Theophilus, Thompson, Thornburg, Thorniley, Tipton, Townsend, Wilbur, Wilson of Butler, Wilson of Cass, Woods, Wyman, Yergey and Mr. Speaker-75.

The nays were:

Messrs. Ball, Craig, Fillmore, Hobbs and Wyckoff-5.

Absent or not voting:

Messers. Anderson of Hamilton, Crooks, Draper, Estes, Foley, Hamilton, Hauser, Head, Hipwell, Hunter, Jolly, Limback, McFarland, Paschal, Robb, Shipley, Slosson, Teale, Wagner and Walker.—20.

So the bill passed and the title was agreed to.

House File No. 188, a bill for an act to amend section 2351, chapter 2, title 16, of the Code of 1873, in relation to the probate and validity of foreign wills.

Question being upon the third reading of the bill.

Carried.

The bill was read a third time.

Question being shall the bill pass?

The yeas were:

Messrs. Agnew, Anderson of Warren, Ball, Beem, Berryhill, Blythe, Brown, Buell, Burgess, Byers, Calvin, Chantry, Chapman, Craig, Cummins, Custer, Darnall, Davie, Dayton, Dietz, Dobson, Doron, Duus, Eckles, Eilers, Evans, Field, Fillmore, Hall, Hart, Hobbs, Horton, Homrighaus, Hospers, Hotchkiss, Jones, Kennan, Kline, Larson, Lewis, Limback, Lockin, Luke, Mack, Mahoney, Mitchell, Moore, Nelson, Nicoll, Oakman, Owen, Parkhurst, Piatt, Rice, Riley, Roach, Roberts, Robeson, Roe, Roundy, Rowan, Russell, Schleicher, Steele, Slosson, Smith, Teale, Theophilus, Thompson, Thornburg, Thorniley, Tipton, Townsend, Wagner, Wilbur, Wilson of Butler, Wilson of Cass, Woods, Wyckoff, Wyman, Yergey and Mr. Speaker-82. The nays were:

None.

Absent or not voting :

Messrs. Anderson of Hamilton, Clarke, Crooks, Curtis, Draper, Estes, Foley, Hamilton, Hauser, Head, Hipwell, Hunter, Jolly, Mo-Farland, Paschal, Robb, Shipley and Walker-18.

So the bill passed and the title was agreed to.

House File 194, a bill for an act to amend section 4252, of the Code of Iowa, relating to holding one accused of crime to answer indictment.

Question being upon the third reading of the bill.

Carried.

The bill was read a third time.

The question being shall the bill pass?

The yeas were:

Messrs. Agnew, Anderson of Warren, Ball, Berryhill, Blythe, Brown, Buell, Burgess, Byers, Calvin, Chantry, Chapman, Clarke, Craig, Cummins, Custer, Darnall, Davie, Dayton, Dobson, Doron, Duus, Eckles, Evans, Field, Fillmore, Hall, Hart, Head, Hobbs, Horton, Homrighaus, Hospers, Hotchkiss, Jones, Kennan, Kline, Larson, Lewis, Lockin, Luke, Mack, Moore, Nelson, Nicoll, Oakman, Owen, Parkhurst, Piatt, Rice, Riley, Roach, Roberts, Robeson, Roe, Roundy, Rowan, Russell, Schleicher, Steele, Slosson, Smith, Teale, Theophilus, Thompson, Thornburg, Thorniley, Tipton, Townsend. Wilbur, Wilson of Butler, Wilson of Cass, Woods, Wyckoff, Wyman, Yergey and Mr. Speaker-79.

The nays were :

Messrs. Beem and Deitz-2.

Absent or not voting:

Messrs. Anderson of Hamilton, Crooks, Curtis, Draper, Eilers, Estes, Foley, Hamilton, Hauser, Hipwell, Hunter, Jolly, Limback, Mahoney, McFarland, Mitchell, Paschal, Robb, Shipley, Wagner, and Walker-21.

So the bill passed and the title was agreed to.

House File No. 240, a bill for an act to amend section 3878 of the Code, in reference to the use of abusive and obscene language.

Question being upon the third reading of the bill.

Carried.

Question being shall the bill pass?

'l'he yeas were:

Messrs. Anderson of Warren, Ball, Beem, Blythe, Brown, Buell, Burgess, Byers, Calvin, Chapman, Craig, Custer, Darnall, Davie, Dayton, Dobson, Doron, Duus, Eckles, Eilers, Field, Fillmore, Hall, Hobbs, Homrighaus, Hospers, Hotchkiss, Kennan, Kline, Larson, Lewis, Limback, Lockin, Luke, Mack, Mahoney, McFarland, Mitchell, Moore, Nelson, Nicoll, Oakman, Piatt, Rice, Riley, Roberts, Robeson, Rowan, Russell, Schleicher, Steele, Theophilus, Thompson, Thornburg, Tipton, Townsend, Wilbur, Wilson of Cass, Wilson of Butler, Woods, Wyckoff, Yergey and Mr. Speaker-63.

The nays were:

Messrs. Agnew, Berryhill, Chantry, Dietz, Evans, Horton, Owen,

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Parkhurst, Roach, Roe, Roundy, Slosson, Teale, Thorniley and Wyman-15.

Absent or not voting:

Messrs. Anderson of Hamilton, Clarke, Crooks, Cummins, Curtis, Draper, Estes, Foley, Hamilton, Hart, Hauser, Head, Hipwell, Hunter, Jolly, Jones, Paschal, Robb, Shipley, Smith, Wagner and Walker -22.

So the bill passed and the title was agreed to.

House File No. 62. A bill for an act to prevent fraud in the sale of lard.

Question being upon the third reading of the bill.

The bill was read a third time.

Question being, shall the bill pass?

The yeas were:

Messrs. Agnew, Anderson of Warren, Ball, Beem, Berryhill, Blythe, Brown, Buell, Burgess, Byers, Calvin, Chantry, Chapman, Clarke, Craig, Curtis, Darnall, Davie, Dayton, Dietz, Dobson, Doron, Duus, Eckles, Eilers, Evans, Field, Fillmore, Hall, Hart, Head, Hobbs, Horton, Homrighaus, Hospers, Hotohkiss, Jones, Kennan, Kline, Larson, Lewis, Limback, Lockin, Luke, Mack, Mahoney, McFarland, Mitchell, Moore, Nelson, Nicoll, Oakman, Owen, Parkhurst, Piatt, Rice, Riley, Roach, Roberts, Robeson, Roe, Roundy, Rowan, Russell, Schleicher, Steele, Slosson, Teale, Theophilus, Thompson, Thornburg, Thorniley, Tipton, Townsend, Wagner, Wilson of Butler and Wilson of Cass, Woods, Wyckoff, Wyman, Yergey and Mr. Speaker—82.

The nays were none.

Absent or not voting:

Messrs. Anderson of Hamilton, Crooks, Cummins, Custer, Draper, Estes, Foley, Hamilton, Hauser, Hipwell, Hunter, Jolly, Paschal, Robb, Shipley, Smith, Walker and Wilbur-18.

So the bill passed and the title was agreed to.

Mr. Field moved that the rules be suspended, and Senate File No. 45 be now taken up.

Lost.

BILLS ON CALENDAR.

House File No. 171, indefinitely postponed.

House File No. 275, indefinitely postponed.

House File No. 174, referred back to Committee on Retrenchment and Reform on motion of Mr. Wilson of Butler, but to retain place on calendar.

House File No. 143, laid over.

House File No. 31, was referred back to Committee on Ways and Means, but to retain its place on the calendar.

House File No. 45, a bill for an act to amend chapter 28, acts of Fifteenth General Assembly, relating to levying taxes.

Mr. Berryhill offered a substitute for House File No. 45, a bill for an act to repeal sub-division 2 of section 796 of the Code of 1873, chapter 28 of the acts of the Fifteenth General Assembly, chapter 13 of the acts of the Eighteenth General Assembly, chapter 182 of the acts of the Twentieth General Assembly, and to enact a substitute therefor and to legalize taxes heretofore levied in 1886 and 1887.

Adopted.

The substitute was read a first and second time, ordered printed, referred to Committee on Judiciary, and retained its place on calendar.

House File No. 115, a bill for an act authorizing boards of directors to change the boundaries of independent school districts within the same civil township.

Amendment by committee: To strike out section 9.

Adopted.

Amendment by Mr. Burgess:

Amend section 1 by striking out after the word "the," in the first line, "boundaries of the independent districts located contiguous to each other," and insert the following: "Boundary lines of contiguous independent districts."

Adopted.

The bill was ordered engrossed.

House File No. 241. Indefinitely postponed. House File No. 285. Indefinitely postponed.

House File No. 169, a bill for an act to amend chapter 151, acts of the Eighteenth General Assembly, relating to the State Board of Health.

AMENDMENTS BY COMMITTEE.

Amend section 1 by striking out the word "sixth" in line 2 of printed bill, and insert in lieu thereof the word "eighth." In line 4, after the word "or" insert the words "any other," and after the word "of" in the same line, strike out the word "any," so as to read "and they shall have power to order nuisances or any other cause of special disease or mortality, to be abated and removed." In line 4, after the word "removed," transpose the sentence so as to read, "And to order and enforce quarantine regulations at any point within this State whenever local boards of health shall neglect or refuse to do so." In line 11, after the word "constables," insert the word "and;" also after the word "sheriffs," strike out the words "and all other officers of the State."

Amend section 3 by striking out all after the word "dollars" in line 2.

Amend section 4 by striking out after the word "out," in line 1, the words, "the word thirty in fourth line, and inserting the word ten and that;" also strike out the words, "be stricken out," in line 3 of printed bill. Also that section 6 be stricken out.

Amendments adopted.

The bill as amended was adopted.

The bill was laid over.

House File No. 191, indefinitely postponed.

House File No. 144, indefinitely postponed.

Mr. Berryhill moved that the rules be suspended and that Senate File No. 257 be recalled from the Committee on Medicine, Surgery and Pharmacy and now considered.

Carried.

Amendment by Mr. Berryhill by adding to section 1, the following words: Provided, however, that if any person sell or deliver such article or substance without having the word "poison" and the name thereof written or printed upon a label attached to the vial, box or parcel containing the same, he shall be punished by imprisonment in the county jail not more than thirty days, or by fine not exceeding one hundred dollars.

Adopted.

Amendment by Mr. Wilson of Butler, to add after words "potash and concentrated lye" the words "Paris green and London purple."

Lost.

Question being upon the third reading of the bill.

Carried.

The bill was read a third time.

Question being, shall the bill pass?

The yeas were:

Messrs. Agnew, Anderson of Warren, Ball, Beem, Berryhill, Blythe, Brown, Buell, Burgess, Byers, Calvin, Chantry, Chapman, Curtis, Custer, Darnall, Davie, Dayton, Dobson, Doron, Duus, Eckles, Eilers, Evans, Field, Fillmore, Hall, Hart, Head, Hipwell, Hobbs, Horton, Homrighaus, Hospers, Hotchkiss, Jones, Kennan, Kline, Larson, Lewis, Lockin, Luke, Mack, Mahoney, McFarland, Mitchell, Moore, Nelson, Nicoll, Oakman, Piatt, Rice, Riley, Roach, Roberts, Robeson, Rowan, Russell, Schleicher, Steele, Slosson, Smith, Teale, Theophilus, Thompson, Thornburg, Thornily, Tipton, Townsend, Wilson of Butler, Wilson of Cass, Wyckoff, Yergey and Mr. Speaker-74.

The nays were:

Messrs. Craig, Dietz, Limback, Owen, Roe, Roundy, Wagner, Wilbur and Woods-9.

Absent or not voting:

Messers. Anderson of Hamilton, Clarke, Crooks, Cummins, Draper, Estes, Foley, Hamilton, Hauser, Hunter, Jolly, Parkhurst, Paschal, Robb, Shipley, Walker and Wyman-17.

So the bill passed and the title was agreed to.

Mr. Roach in the chair.

House File No. 236, indefinitely postponed.

House File No. 228, indefinitely postponed on motion of Mr. Darnall, Senate File No. 257 covering the subject.

House File No. 211, a bill for an act to aid soldiers, sailors and marines who are eligible to admission in the Iowa Soldiers' Home, but on account of their families do not apply for admission.

Question being upon the indefinite postponement.

Messrs. Rice and Theophilus demanded the yeas and nays.

Mr. Hotchkiss explained his vote.

Mr. Lewis explained his vote as follows:

I wish to hear the bill discussed and also learn the action of the Senate on House File No. 41, which I understand is intended to meet the same contingency provided for by this bill.

Mr. Anderson of Warren explained his vote.

Mr. Berryhill explained his vote.

Mr. Darnall explained his vote.

The yeas were :

Messrs. Agnew, Anderson of Warren, Berryhill, Calvin, Clarke, Doron, Fillmore, Hotohkiss, Kennan, Lockin, Owen, Rowan, Slosson, Teale and Wilbur-15.

The nays were:

Messrs. Ball, Beem, Brown, Buell, Burgess, Byers, Chantry, Chapman, Craig, Cummins, Curtis, Custer, Darnall, Davie, Dayton, Dobson, Duus, Eckles, Eilers, Field, Hall, Hart, Head, Hipwell, Hobbs, Horton, Homrighaus, Hospers, Jones, Kline, Larson, Lewis, Limback, Luke, Mack, Mahoney, McFarland, Moore, Nelson, Nicoll, Oakman, Parkhurst, Piatt, Rice, Riley, Roach, Roberts, Robeson, Roe, Roundy, Russell, Schleicher, Steele, Theophilus, Thompson, Thornburg, Thorniley, Tipton, Townsend, Wagner, Wilson of Butler, Wilson of Cass, Woods, Wyckoff, Wyman and Yergey-66.

Absent or not voting:

Messrs. Anderson of Hamilton, Blythe, Crooks, Dietz, Draper, Estes, Evans, Foley, Hamilton, Hauser, Hunter, Jolly, Mitchell, Paschal, Robb, Shipley, Smith, Walker and Mr. Speaker-19.

So the bill was not indefinitely postponed.

Mr. Head moved that the further consideration of House File No. 211 be postponed until House File No. 41 is acted upon in the Senate, and that the bill retain its place upon the calendar.

Carried.

House File No. 243, a bill for an act to amend section 3, chapter 159, acts of the Sixteenth General Assembly of Iowa, and providing for the printing of the reports of the State Mine Inspectors.

The bill was ordered engrossed.

Mr. Custer asked to have the journal show that had he been present February 7, he would have voted aye on the passage of House File No. 26.

So ordered.

On motion of Mr. Beem the House adjourned.

1

HALL OF THE HOUSE OF REPRESENTATIVES, Des Moines, Iowa, February 14, 1888.

House met in regular session at 2 P. M. The Speaker in the chair. Prayer by Bev. J. V. Scofield. Journal of yesterday read and approved.

PETITIONS AND REMONSTRANCES.

By Mr. Anderson of Hamilton, from 500 citizens of Hamilton county, demanding relief from the text book monopoly.

Referred to the Committee on Text Books.

By Mr. Draper, resolutions by Grundy county farmers asking a reasonable reduction of freight and passenger rates.

Referred to Committee on Railroads.

By Mr. Russell, petition by farmers of Adams county on the railroad question.

Referred to Committee on Railroads.

Also, from citizens of Taylor county, asking a repeal of the law of two years ago, in relation to examination of physicians.

Referred to Committee on Medicine, Surgery and Pharmacy.

By Mr. Byers, from 300 citizens of Lucas county for a law for munucipal woman suffrage.

Referred to Committee on Woman Suffrage.

By Mr. Anderson of Warren, petitions by citizens of Warren county, asking for the passage of a bill authorizing cities of the first class to require railroads to build safe crossings at dangerous crossings.

Referred to Committee on Railroads.

By Mr. Davie, remonstrance by citizens of Crawford county against reduction of freight or passenger tariffs.

Referred to Committee on Railroads.

By Mr. Duus, petition of citizens of Plymouth county asking reduction of freight and passenger rates.

Referred to Committee on Railroads.

By Mr. Eckles, memorial from shippers and people of Marshalltown, endorsing House railroad bills.

Referred to Committee on Railroads.

Also, resolutions of Marshall Assembly 45,731 K. of L., protesting against means used by railroads to get employes to sign petitions.

Referred to Committee on Railroads.

By Mr. Nelson, from business men of Cambridge, protesting against any reduction of freight rates.

Referred to Committee on Railroads.

By Mr. Estes, petition by citizens of Fremont county asking for a reduction of freight rates.

Referred to Committee on Railroads.

By Mr. Cummins, from 600 citizens of Polk county, asking for passage of House File No. 295.

Passed on file.

By Mr. Wilson of Butler, petition of citizens of Butler county, asking the passage of House File No. 19.

Referred to Committee on Railroads.

By Mr. Hauser, remonstrance by citizens of Hardin county against reduction of freight or passenger rates.

Referred to Committee on Railroads.

By Mr. Chantry, petition by citizens of Mills county for reduction of freight rates.

Referred to Committee on Railroads.

By Mr. Mack, a number of remonstrances against the passage of Senate File No. 47, or any similar bill.

Referred to Committee on Agriculture.

By Mr. Chantry, from North Grove Farmers' Alliance and 170 other citizens of Mills county, on various subjects.

Referred to Committee on Judiciary.

By Mr. Wilbur, from citizens of Floyd county for the passage of House File No. 182.

Referred to Committee on Text Books.

By Mr. Byers, from citizens of Marion county, that section 814 of revenue laws be amended so as to admit of the reduction of actual indebtedness from assessment of property.

Referred to Committee on Ways and Means.

By Mr. Teale, from shippers of Leon, giving schedule of freight rates of 1879 and 1887, showing reduction.

Referred to Committee on Railroads.

Also, from members of G. A. R. Post 435, in regard to soldiers' monument on the Capitol grounds.

Referred to Committee on Military.

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:

Relative to Des Moines river lands.

C. H. BROCK, Secretary.

REPORTS OF STANDING COMMITTEES.

Mr. Smith, from the Committee on Printing, submitted the following report:

ME. SPEAKEE—Your Committee on Printing, to whom was referred a resolution relative to the employment of the Speaker's clerk, at an additional compensation of \$2.00 per day, to supervise the preparation of the journal for the printer, would report that we find this to be the work which the Chief Clerk is required by law to do at the end of the session, and for which, together with some other work, he receives the sum of six hundred dollars in addition to his salary as clerk. We find that up to the present time this House has relieved him almost entirely of this work, by furnishing him a detail of two committee clerks each day to prepare the journal for publication. The State paying the said clerks has relieved him entirely from any expense for the same. We further find that it is now indispensable to have a competent man to supervise the clerks in the preparation of the journal for printing, and we recommend that this small expense be borne by the Chief Clerk.

We would further say that Mr. Van Vleck is willing to do this work for the compensation of \$1.00 per day in addition to what he now receives as committee clerk. We find that he is competent, and can commend him both to the Chief Clerk and the House.

We further recommend that the resolution referred to us, increasing the pay of the Speaker's clerk to \$6.00 per day, be not adopted, and we recommend that the resolution adopted February 9th, authorizing the Chief Clerk to appoint such clerk, be declared resoluted so far as holding the State liable for such salary.

Adopted.

Mr. Brown, from the Committee on Engrossed Bills, submitted the following report:

MR. SPEAKER-Your Committee on Engrossed Bills respectfully report that they have examined and find correctly engrossed, House File No. 243, a bill for an act to amend section 3, chapter 159, acts of the Sixteenth General Assembly of Iowa, and providing for the printing of the reports of the State Mine Inspector.

House File No. 115, a bill for an act authorizing boards of directors to change the boundaries of independent districts within the same civil township.

W. BROWN, Chairman.

Mr. Lockin, from the Committee on Animal Industry, reported House File No. 282, recommending indefinite postponement.

Also, House File No. 367, recommending indefinite postponement. Also, House File No. 192, recommending indefinite postponement. Ordered passed on file.

Mr. Wilbur, from the Committee on Schools, reported House File No. 93, recommending amendment and passage.

Ordered passed on file.

Also, House File No. 313, recommending substitute.

Substitute read a first and second time and referred back to Committee on Schools.

Also, report of committee to visit State Normal School at Cedar Falls.

Ordered passed on file.

Mr. Tipton, from the Committee on Agriculture, reported House File No. 229, recommending amendments and passage.

Also, House File No. 166, recommending amendment and passage. Also, House File No. 204, recommending indefinite postponement. Ordered passed on file. Mr. Wilson of Cass, from the Committee on Railroads, reported House File No. 298, recommending indefinite postponement.

Also, House File No. 296, recommending passage.

Ordered passed on file.

On motion of Mr. McFarland House File No. 180 was referred to Committee on Compensation of Public Officers.

On motion of Mr. Lockin House File No. 310 was referred back to Committee on Animal Industry.

RESOLUTIONS.

Mr. Riley moved to reconsider the resolution adopted yesterday that the House hold two sessions a day on and after February 16th. Carried.

Mr. Hotchkiss moved to lay the resolution on the table, subject to call.

Carried.

SENATE MESSAGES CONSIDERED.

Senate File No. 45, a bill for an act relating to the hospital for the insane at Clarinda; to the Board of Commissioners thereof, and providing for trustees therefor.

The bill was read a first and second time.

Mr. Field moved that the rules be suspended and the bill considered now.

Carried.

The question being shall the bill be read a third time.

Carried.

The bill was read a third time.

The question being shall the bill pass.

The yeas were:

Messrs. Agnew, Anderson of Hamilton, Anderson of Warren, Ball, Beem, Berryhill, Blythe, Brown, Burgess, Byers, Calvin, Chantry, Chapman, Clarke, Craig, Cummins, Curtis, Custer, Darnall, Davie, Dayton, Dietz, Dobson, Doron, Draper, Duus, Eckles, Eilers, Estes, Evans, Field, Fillmore, Foley, Hall, Hamilton, Hauser, Hart, Head, Hipwell, Hobbs, Horton, Homrighaus, Hospers, Hotchkiss, Hunter, Jolly, Jones, Kennan, Kline, Larson, Lewis, Limback, Lockin, Luke, Mack, Mahoney, McFarland, Moore, Nelson, Oakman, Owen, Parkhurst, Paschal, Piatt, Rice, Riley, Roach, Robb, Roberts, Robeson, Roe, Roundy, Rowan, Russell, Schleicher, Steele, Slosson, Smith, Teale, Theophilus, Thompson, Thornburg, Thorniley, Tipton, Townsend, Wagner, Walker, Wilbur, Wilson of Butler, Wilson of Cass, Woods, Wyckoff, Wyman, Yergey and Mr. Speaker-95.

The nays were none.

Absent or not voting:

Messrs. Buell, Crooks, Mitchell, Nicoll and Shipley-5.

So the bill passed and the title was agreed to.

House File 328, a bill for an act providing for the issue of water works bonds by cities of the second class.

The question being upon concurrence in the Senate amendment,

striking out the word "semi-annual" in line 9 of section 1 of the printed bill.

The yeas were:

Messrs. Agnew, Anderson of Hamilton, Anderson of Warren, Ball, Beem, Berryhill, Blythe, Brown, Burgess, Byers, Calvin, Chantry, Chapman, Clarke, Craig, Cummins, Curtis, Custer, Darnall, Davie, Dayton, Dietz, Dobson, Doron, Draper, Duus, Eckles, Eilers, Estes, Evans, Field, Fillmore, Foley, Hall, Hamilton, Hausar, Hart, Head, Hipwell, Hobbs, Horton, Homrighaus, Hospers, Hotohkiss, Hunter, Jolly, Jones, Kennan, Kline, Larson, Lewis, Lockin, Luke, Mack, Mahoney, McFarland, Mitchell, Moore, Nelson, Nicoll, Oakman, Owen, Parkhurst, Piatt, Rice, Riley, Roach, Robb, Roberts, Robeson, Roe, Roundy, Rowar, Russell, Schleicher, Steele, Slosson, Smith, Teale, Theophilus, Thompson, Thornburg, Thorniley, Tipton, Townsend, Wagner, Walker, Wilbur, Wilson of Butler, Wilson of Cass, Woods, Wyckoff, Wyman, Yergey, Mr. Speaker—95.

The nays were none.

Absent or not voting:

Messrs. Buell, Crooks, Limback, Paschal and Shipley-5.

So the amendment was concurred in.

Mr. Head in the chair.

Concurrent resolution relating to Des Moines river lands.

Mr. Cummins moved reference to the Committee on Federal Relations.

Carried.

BILLS ON SECOND READING.

House File No. 243, a bill for an act to amend section 3, chapter 159, acts of the Sixteenth General Assembly of Iowa, and providing for the printing of the reports of the State Mine Inspectors. The third reading of the bill was ordered.

The bill was read a third time.

The question being shall the bill pass?

The yeas were:

Messrs. Agnew, Anderson of Hamilton, Anderson of Warren, Ball, Beem, Berryhill, Blythe, Brown, Burgess, Byers, Calvin, Chantry, Chapman, Clarke, Craig, Cummins, Curtis, Darnall, Davie, Dayton, Dietz, Dobson, Doron, Draper, Duus, Eckles, Eilers, Estes, Evans, Field, Fillmore, Foley, Hall, Hamilton, Hauser, Hart, Head, Hipwell, Hobbs, Horton, Homrighaus, Hospers, Hotchkiss, Hunter, Jolly, Kennan, Kline, Larson, Lewis, Lockin, Luke, Mack, Mahoney, Mitchell, Moore, Nelson, Oakman, Owen, Parkhurst, Piatt, Rice, Riley, Roach, Robb, Roberts, Roe, Roundy, Rowan, Russell, Schleicher, Steele, Slosson, Smith, Teale, Theophilus, Thompson, Thornburg, Thorniley, Tipton, Townsend, Wagner, Walker, Wilbur, Wilson of Butler, Wilson of Cass, Woods, Wyckoff, Wyman and Yergey-89.

The nays were none.

Absent or not voting:

Messrs. Buell, Crooks, Custer, Jones, Limback, McFarland, Nicoll Paschal, Robeson, Shipley and Mr. Speaker-11.

So the bill passed and the title was agreed to.

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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 Fille No. 213, a bill for an act relating to the supreme court and the terms thereof.

Senate File No. 193, a bill for an act authorizing the Governor of the State to arrange with General W. W. Belknap for his services in prosecuting the claims of this State against the General Government on account of raising and enrolling troops for the service of the United States during the war of the rebellion.

E. D. CHASSELL, Second Assistant Secretary.

Bills on second reading continued.

House File No. 115, a bill for an act authorizing boards of directors to change the boundaries of independent school districts within the same civil township.

The third reading of the bill was ordered.

The bill was read a third time.

The question being shall the bill pass?

The yeas were:

Messrs. Agnew, Anderson of Hamilton, Anderson of Warren, Bali, Beem, Berryhill, Blythe, Brown, Burgess, Byers, Calvin, Chantry, Chapman, Clarke, Craig, Cummins, Curtis, Darnall, Davie, Dayton, Dietz, Dobson, Doron, Draper, Duus, Eokles, Eilers, Estes, Evans, Field, Fillmore, Foley, Hall, Hamilton, Hauser, Hart, Head, Hipwell, Hobbs, Horton, Homrighaus, Hospers, Hotchkiss, Hunter, Jolly, Jones, Kennan, Kline, Larson, Lewis, Lookin, Luke, Maok, Mahoney, Mitchell, Moore, Nelson, Oakman, Owen, Parkhurst, Piatt, Rioe, Riley, Robb, Roberts, Roe, Roundy, Rowan, Russell, Schleicher, Steele, Slosson, Smith, Teale, Theophilus, Thompson, Thornburg, Thorniley, Tipton, Townsend, Wagner, Walker, Wilbur, Wilson of Butler, Wilson of Cass, Woods, Wyckoff, Wyman and Yergey-89.

The nays were:

Mr. Roach-1.

Absent or not voting:

Messrs. Buell, Crooks, Custer, Limback, McFarland, Nicoll, Paschal, Robeson, Shipley and Mr. Speaker-10.

So the bill passed and the title was agreed to.

SENATE MESSAGES CONSIDERED.

Mr. Cummins moved that Senate messages be now taken up. Carried.

Senate File No. 213, a bill for an act relating to the Supreme Court, and the terms thereof.

The bill was read a first and second time.

Mr. Cummins moved that the rules be suspended and the bill be read a third time now.

Carried.

The bill was read a third time.

The question being, shall the bill pass.

The yeas were:

Messrs. Agnew, Anderson of Hamilton, Anderson of Warren, Ball, Beem, Berryhill, Blythe, Brown, Burgess, Byers, Calvin, Chantry, Chapman, Clarke, Craig, Cummins, Curtis, Darnall, Davie, Dayton, Dietz, Dobson, Doron, Draper, Duus, Eckles, Eilers, Estes, Evans, Field, Fillmore, Foley, Hall, Hamilton, Hauser, Hart, Head, Hipwell, Hobbs, Horton, Homrighaus, Hospers, Hotchkiss, Hunter, Jolly, Jones, Kennan, Kline, Larson, Lewis, Limback, Lockin, Luke, Mack, Mahoney, McFarland, Mitchell, Moore, Nelson, Oakman, Owen, Parkhurst, Piatt, Rice, Riley, Roach, Robb, Roberts, Robeson, Roe, Roundy, Rowan, Russell, Schleicher, Steele, Slosson, Smith, Teale, Theophilas, Thornburg, Thorniley, Tipton, Townsend, Wagner, Walker, Wilbur, Wilson of Cass, Wilson of Butler, Woods, Wyman and Yergey-91.

The nays were:

Messrs. Thompson and Wyckoff.-2.

Absent or not voting:

Messrs. Buell, Crooks, Custer, Nicoll, Paschal, Shipley and Mr. Speaker-7.

So the bill passed and the title was agreed to.

BILLS ON CALENDAR.

Mr. Hipwell called up his motion to reconsider the order of engrossment of House File No. 43.

The motion prevailed.

Mr. Riley moved to reconsider adoption of amendment, inserting in line 1 of section 1 the words "of the first or second class."

Carried.

Mr. Riley, by unanimous consent withdrew the amendment.

Amendment by Mr. Riley to insert after word "State" in first line of section 1, the words "having a population of more than 2,000." Adopted.

Mr. Hipwell moved to reconsider adoption of amendment inserting in line 5 of section 2, after the words "day of," the following words, "or at the pleasure of said city after five years."

Mr. Hamilton, by unanimous consent, withdrew the amendment.

Mr. Riley moved that the rules be suspended, and the bill be considered engrossed and read a third time now.

Carried.

The bill was read a third time.

The question being shall the bill pass?

The yeas were :

Messrs. Agnew, Anderson of Hamilton, Anderson of Warren, Ball, Beem, Blythe, Buell, Burgess, Byers, Calvin, Chantry, Chapman, Clarke, Craig, Cummins, Curtis, Custer, Darnall, Davie, Dayton, Dietz, Dobson, Doron, Draper, Duus, Eckles, Estes, Evans, Field, Hamilton, Hauser, Hart, Head, Hipwell, Hobbs, Horton, Homrighaus, Hospers, Hotchkiss, Hunter, Jolly, Jones, Kennan, Kline, Lewis, Limback, Lockin, Luke, Mack, Mahoney, McFarland, Mitchell, Moore, Nelson, Oakman, Owen, Parkhurst, Piatt, Rice, Riley, Robb, Roberts, Robeson, Roe, Roundy, Rowan, Russell, Schleicher, Steele, Slosson, Teale, Theophilus, Thompson, Thornburg, Thorniley, Tipton, Townsend, Walker, Wilbur, Wilson of Batler, Wilson of Cass, Woods, Wyckoff, Wyman and Yergey-85.

The yeas were:

None.

Absent or not voting:

Messrs. Berryhill, Brown, Crooks, Eilers, Fillmore, Foley, Hall, Larson, Nicoll, Paschal, Roach, Shipley, Smith, Wagner and Mr. Speaker-15.

So the bill passed and the title was agreed to.

House File 32 indefinitely postponed.

House File 251, a bill for an act to protect the makers of negotiable instruments obtained by fraud or circumvention.

Amendments by committee.

Strike out the words "making or executing of," in the first and second lines of section 1 of printed bill, and insert in lieu thereof the words, "signature to."

Strike out all of the printed bill after the word "instrument," in the fourth line thereof.

Amendments adopted.

The bill as amended was ordered engrossed.

House File 286, a bill for an act restricting non-resident aliens in their right to acquire and hold real estate, and repealing sections 1908 and 1909 of the Code.

Amendments by the committee.

To section 1: Insert between "the" and "heirs," in the fifth line, the words "widow and;" also strike out "three," in the seventh line, and insert "ten."

Amendments adopted.

Section 1 adopted as amended.

To section 2: Strike out "three" in the first line and insert "six." Lost.

Also, strike out "twenty" in the second line and insert "forty," and strike out the figures "320," in the second line, and insert "640."

Lost.

Also, strike out the word "two," in the third line, and insert "five." Adopted.

Also, insert after the word "kindred," in the fifth line, the words "or the husband or wife of such relative."

Adopted.

Section 2 adopted as amended.

To section 3: Insert after the word "sold," in the eleventh line, the words "in the manner."

Adopted.

Section 3 adopted as amended.

To section 4: Substitute for section 4 the following:

Section 4. No suit for the recovery of property, after the execu-

tion and recording of the patent or conveyance by the State shall lie unless said suit shall have been commenced within five years after the title to such property became vested in the grantee of the State. And all persons who fail to bring their suits within the time limited are forever barred. Saving, however, to infants and persons of unsound mind the right to bring suit at any time within five years after disabilities cease or have been removed. Providing, however, that the grantee of the State, immediate or remote, "shall have the right to demand such restitution for improvements as is provided by chapter 7, title 13, of the Code of Iowa."

Substitute adopted.

Section 4 as amended adopted.

Section 5 adopted.

To Section 6: Strike out all between the word "not," in the first line, and the word "prevent," in the third line.

Substitute by Mr. Blythe for the amendment offered by the committee to section 6: Strike out all after the word "revenue" in line 3 of section 6 and insert in lieu thereof the following: "Provided, that none of the provisions of this act shall be construed to apply to land acquired, held or obtained in good faith by due process of law in the collection of debts or the foreclosure of mortgages."

The question being upon the adoption of the substitute by Mr. Blythe, Messrs. Roe and Hotchkiss demanded the yeas and nays.

The yeas were:

Messre. Agnew, Anderson of Hamilton, Blythe, Clarke, Darnall, Doron, Eckles, Eilers, Evans, Fillmore, Hall, Head, Hospers, Hunter, Larson, Lewis, Limback, Moore, Piatt, Riley, Steele, Smith, Wilson of Butler, and Wyckoff-24.

The nays were:

Messrs. Anderson of Warren, Ball, Beem, Brown, Buell, Burgess, Byers, Calvin, Chantry, Chapman, Craig, Cummins, Curtis, Custer, Davie, Dayton, Dietz, Draper, Duus, Field, Foley, Hamilton, Hauser, Hart, Hipwell, Hobbs, Horton, Homrighaus, Hotohkiss, Jolly, Jones, Kennan, Kline, Lockin, Luke, Mack, Mahoney, McFarland, Nelson, Oakman, Owen, Parkhurst, Rice, Roach, Robb, Roberts, Robeson, Roe, Roundy, Rowan, Russell, Schleicher, Slosson, Theophilus, Thompson, Thornburg, Thornily, Tipton, Townsend, Wagner, Walker, Wilbur, Wilson of Cass, Woods, Wyman, Yergey and Mr. Speaker-67.

Absent or not voting:

Messrs. Berryhill, Crooks, Dobson, Estes, Mitchell, Nicoll, Paschal, Shipley and Teale-9.

So the substitute was lost.

The question being upon the amendment by the committee to section 6.

Adopted.

Further amendment by the committee to section 6, to change "three" to "ten" in the tenth line.

Amendment to the amendment by Mr. Anderson of Warren, to change "ten" to "five."

Amendment by Mr. Wilbur to add to section 6: "Provided that the time limit herein prescribed shall not apply to the title of railroad beds acquired under the provisions of this section."

Mr. Burgess moved the previous question.

Carried.

The question being upon the amendment by Mr. Anderson of Warren.

Lost.

The question being upon the adoption of the amendment by the committee striking out "three" and inserting "ten."

Carried.

Section 6, as amended, adopted.

Section 7 adopted.

Section 8 adopted.

Section 9 stricken out.

The question being upon the adoption of the amendment of Mr. Wilbur.

Lost.

The question being upon the adoption of the bill as amended. Adopted.

The question being upon ordering the engrossment of the bill. Carried.

Mr. Wilson of Cass, offered a resolution to make a special order for House Files Nos. 373, 374, 48, 19, 5, 57. 96, 173, 89 and 234.

Mr. Wilbur moved that the resolution be amended by substituting the House calander.

Mr. Thompson moved that the House adjourn.

Lost.

INTRODUCTION OF BILLS, BY LEAVE.

By Mr. Craig, House File No. 437, a bill for an act to secure a uniformity in text books in the schools, and to provide for their supply.

Read first and second times and referred to the Committee on Text Books.

By Mr. Custer, House File No. 438. a bill for an act to amend chapter 3, title 16 of the Code, and to authorize the settlement of estates without appointment of administrator.

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

By Mr Duus, House File No. 439, a bill for an act to secure recognition of certain private normal schools in the State.

Read first and second times and referred to the Committee on Normal Schools.

By Mr. Hall, House File No. 440, a bill for an act to repeal section 3868 of the Code of 1873, relative to seduction and to enact a statute therefor.

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

By Mr. Field, House File No. 441, a bill for an act to enable locomotive engineers to have better control of their engines.

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

By Mr. Townsend, House File No. 442, a bill for an act making

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provision for the more prompt and efficient enforcement of the criminal laws.

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

Mr. Nicholl was granted leave of absence indefinitely. The House adjourned.

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HALL OF THE HOUSE OF REPRESENTATIVES, DES MOINES, IOWA, February 15, 1888.

House met in regular session at 2 o'clock P. M. Speaker in the chair. Prayer by the Rev. J. A. Nash. Journal of yesterday read and approved.

BUSINESS PENDING AT LAST ADJOURNMENT.

Resolution by Mr. Wilson of Cass, that the following be assigned as special order for consideration by the House to be taken up in their order, such consideration to commence on Thursday, February 16th. at 2:30 P. M.:

House File No 373, a bill for an act to regulate railroads.

House File No. 374, a bill for an act establishing a reasonable maximum schedule of freight rates:

House Files 48, 19, 5, 57, 96, 173, 89 and 284.

The question being upon the amendment by Mr. Wilbur, to substitute the House Calendar for the special orders.

Substitute by Mr. Robb, for the amendment to change the time for special order to Tuesday, February 21st, 2:30 P. M.

Adopted.

The question being upon the adoption of the amendment as substituted.

Carried.

The question being upon the resolution as amended. Carried.

PETITIONS AND REMONSTRANCES.

By Mr. Lewis, from 121 citizens of Wayne County, in favor of 2 cent fare and reduction of freight rates.

Referred to Committee on Railroads.

By Mr. Slosson, from sitizens of Worth county, asking for the establishment of schedules of reasonable maximum freight rates, reduction of passenger fare to 2 cents, making the office of Railway Commissioners elective.

Same reference.

By Mr. Ball, from citizens of Jefferson county, in favor of reduction of passenger and freight rates, against the increase of state taxes and in favor of making the railroad commissioners elective.

Same reference.

By Mr. Byers, from the Grant Club, Chariton, Ia., favoring reduction of freight and passenger fare.

Same reference.

By Mr. Wilson, of Cass, a remonstrance from C. F. Lord. Same reference.

By Mr. Dobson, from citizens of Buena Vista county, asking for the establishment of schedules of freight rates, reduction of passenger fare, making office of railroad commissioners elective.

Same reference.

By Mr. Jolly, from the Washington Township Farmers' Alliance of Marion county, for fixing maximum rate of interest at six per cent. Referred to Committee on Ways and Means.

Also three statements from shippers showing voluntary reductions of freight rates.

Referred to Committee on Railroads.

By Mr. Estes, a similar statement.

Same reference.

Also petition from citizens of Fremont county for a maximum schedule of freight and passenger rates, and other railroad legislation.

By Mr. Russell, from citizens of Adams county for passage of House File No. 182.

Referred to Committee on Text-Books.

Also from citizens of Adams county in favor of the regulation of freight rates.

Referred to Committee on Railroads.

By Mr. Foley, from citizens of Chickasaw county for passage of House File No. 19 and Senate File No. 48.

Same reference.

By Mr. Evans, from citizens and business men of Muscatine against hurtful railroad legislation.

Referred to Committee on Railroads.

By Mr. Cummins, from 234 citizens of Polk county asking for a law extending suffrage to women in municipal elections.

Referred to Committee on Woman Suffrage.

Also resolutions of Des Moines city council against two cent fare bill and for legislation to remedy existing business depression.

Referred to Committee on Railroads.

By Mr. Davie, from citizens of Crawford county in favor of reduction of passenger and freight rates.

Same reference.

Also from same county in favor of House File No. 182.

Referred to Committee on Text Books.

By Mr. Paschal, from Farmers' Alliance No. 79, of Taylor county, for two-cent fare and a reduction of thirty-three per cent. in freight, etc.

Referred to Committee on Railroads.

Also from citizens of Taylor county in favor of reduction of passenger rates, and making Railroad Commissioners elective.

Same reference.

By Mr. Robb, resolution of Abraham Lincoln Assembly 2127, Knights of Labor, in favor of House File No. 135.

Referred to Committee on Labor.

By Mr. Brown, from business men of Tingley, Ringgold county, in favor of passage of House File No. 19 and Senate File No. 48.

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Referred to Committee on Railroads.

By Mr. Roundy, from citizens of Shelby county against legislation in regard to railroads.

Same reference.

By Mr. Teale, from shippers of Decatur county showing voluntary reduction of freight rates.

Same reference.

By Mr. Agnew, from citizens of Clark county in favor of House File No. 182 (except section 18).

Referred to Committee on Text Books.

By Mr. Hauser, from business men of Union against legislation concerning passenger fares and for legislation on freight rates.

Referred to Committee on Railroads.

By Mr. Clarke, a series of resolutions by Fenton Grange which were read and referred to the following committees:

Judiciary, Railroads, Text Books, Agriculture.

By Mr. Foley, from Chickasaw County Agricultural Society asking for cheaper text books.

Referred to Committee on Text Books.

By Mr. Nelson, from citizens of Story county for passage of House File No. 152.

Referred to Committee on Suppression of Intemperance.

By Mr. Thompson, from citizens of Linn county asking for reduction in passenger and freight rates.

Referred to Committee on Railroads.

REPORTS OF COMMITTEES.

Mr. Anderson of Warren from the Committee on Claims reported Hcuse File No. 280, recommending passage.

Passed on file.

Mr. Head, from the Committee on Ways and Means, reported House File No. 351, recommending passage.

Also, House File No. 366, recommending amendment and passage. Also, House File No. 303, recommending indefinite postponement. Also, House File No. 31, recommending amendment and passage. Passed on file.

Also, House File No. 137, recommending reference to Committee on Schools.

So ordered.

Mr. Rosch, from the Committee on Judiciary, reported House File No. 259, recommending indefinite postponement.

Also House File No. 294, recommending indefinite postponement. Also House File No 134, recommending indefinite postponement. Also House File No. 312, recommending indefinite postponement. Also House File No. 208, recommending indefinite postponement. Also House File No. 122, recommending amendment and passage. Also House File No. 161, recommending amendment and passage. Passed on file.

Also House File No. 146, recommending reference to Committee on Elections.

So ordered.

Mr. Robeson, from the Committee on Labor, reported House File No. 113, recommending amendment and passage.

Also House File No. 135, recommending amendment and passage. Passed on file.

Also House File 306, recommending reference to Committee on Penitentiaries.

So ordered.

Mr. Field, from the Committee on College for the Blind, reported House File 247, recommending amendment and passage.

Passed on file.

Mr. Byers, from the Committee on Hospital for Insane, reported House File No. 149, recommending reference to Committee on Appropriations.

So ordered.

Mr. Mack, from the Committee on Elections, reported House File No. 345, recommending indefinite postponement.

Passed on file.

Mr. Blythe, from Committee on Constitutional Amendments, reported joint resolution No. 8, recommending amendment and passage.

Passed on file.

Mr. Brown, from the Committee on Engrossed Bills, submitted the following report:

ME. SPEAKER-Your Committee on Engrossed Bills respectfully report that they have examined and find correctly engrossed:

House File No. 286, a bill for an act restraining non resident aliens in their right to acquire and hold real estate, and repealing sections 1908 and 1909 of the Code.

House File No. 251, a bill for an act to protect the makers of negotiable instruments obtained by fraud or circumvention.

WM. BROWN, Chairman.

Passed on file.

Mr. Wilson of Cass, from the Committee on Railroads and Commerce, reported House File No. 36, recommending passage.

Also, House File No. 37, recommending amendment and passage. Passed on file.

Mr. Custer, from the Committee on Suppression of Intemperance, reported House File No. 355, recommending reference to Committee on Horticulture and Forestry.

So ordered.

Mr. Riley, from the Committee on Municipal Corporations, reported House File No. 271, recommending indefinite postponement.

Passed on file.

INTRODUCTION OF BILLS.

By Mr. Cummins, House File No. 443, a bill for an act to make appropriation for the girls' department of the Industrial School at Mitchellville.

Read first and second times and referred to Committee on Appropriations.

By Mr. Slosson, House File No. 444, a bill for an act to legalize the

incorporation and ordinance of the town of Northwood, Worth county, Iowa.

Read first and second times and referred to the Committee on Municipal Corporations.

By Mr. Thompson, by request, House File No. 445, a bill for an act relating to the sale and disposition of the proceeds of unclaimed baggage in hotels and boarding houses.

Read first and second times and referred to the Committee on Public Lands and Public Buildings.

By Mr. Rowan, House File No. 446, a bill for an act toward defraying expenses of the centennial celebration at Dubuque.

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

By Mr. Curtis, by request, House File No. 447, a bill for an act to provide for the appointment of marshals in cities of the first class.

Read first and second times and referred to the Committee on Municipal Corporations.

By Mr. Wyman, House File No. 448, a bill for an act to legalize the condemnation of Williams second addition by the city of Council Bluffs, Iowa, for public park purposes.

Read first and second times and referred to the Committee on Municipal Corporations.

By Mr. Field, House File No. 449, a bill for an act to legalize ordinance of the city of Shenandoah.

Read first and second times and referred to the Committee on Municipal Corporations.

By Mr. Woods, House File No. 450, a bill for an act to repeal chapter 75 of the acts of the Eighteenth General Assembly; also, chapter 137 of the Nineteenth General Assembly; also, chapter 83 of the acts of the Twenty-first General Assembly.

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

By Mr. Kline, House File No. 451, a bill for an act to prevent fraud in the sale of Vinegar.

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

By Mr. Larson, House File No. 452, a bill for an act to amend chapter 134 of the acts of the Twenty-first General Assembly, in regard to salary of judges of the district courts.

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

By Mr. Estes, House File No. 453, a bill for an act to amend section 1739 of Code, relative to schools.

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

By Mr. Custer, by request, House File No 454, a bill for an act to provide for the repayment of insurance premiums in certain cases.

Read first and second times and referred to the Committee on Insurance.

By Mr. Custer, House File No. 455, a bill for an act to amend section 3179 of the Code.

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

By Mr. Craig, House File No. 456, a bill for an act making appropriation for the penitentiary at Ft. Madison.

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

SENATE MESSAGES CONSIDERED.

Senate File 193 read first and second times and referred to Committee on Ways and Means.

ENGROSSED BILLS.

Mr. Nelson moved that the rule be suspended, and that Senate File 198, a bill for an act giving legislative assent to the purposes of the congressional act of March 2, 1887, in regard to the establishment of agricultural stations in connection with agricultural colleges, be now taken up and considered.

Carried.

The question being shall the bill be read a third time?

Carried.

The bill was read a third time.

The question being shall the bill pass?

The yeas were:

Messrs. Agnew, Anderson of Hamilton, Anderson of Warren, Ball, Beem, Berryhill, Blythe, Brown, Buell, Burgess, Byers, Calvin, Chantry, Chapman, Clarke, Craig, Crooks, Cummins, Curtis, Custer, Darnall, Davie, Dayton, Dietz, Dobson, Doron, Draper, Duus, Eckles, Eilers, Estes, Evans, Field, Fillmore, Foley, Hall, Hamilton, Hauser, Hart, Hobbs, Horton, Homrighaus, Hospers, Hotchkiss, Hunter, Jolly, Jones, Kennan, Kline, Larson, Lewis, Limback, Lockin, Luke, Mack, Mahoney, McFarland, Mitchell, Moore, Nelson, Oakman, Owen, Parkhurst, Paschal, Piatt, Rice, Riley, Roach, Robb, Roberts, Robeson, Roe, Roundy, Rowan, Schleicher, Shipley, Steele, Slosson, Smith, Teale, Theophilus, Thompson, Thornburg, Thorniley, Tipton, Townsend, Wagner, Walker, Wilbur, Woods, Wyckoff, Wyman, Yergey and Mr. Speaker-94

The nays were none.

Absent or not voting:

Messrs. Head, Hipwell, Nicoll, Russell, Wilson of Butler and Wilson of Cass-6.

So the bill passed and the title was agreed to.

On motion of Mr. Roach, House File 259 was referred back to the Committee on Judiciary.

On motion of Mr. Larson, House File 258 was referred back to the Committee on Roads and Highways.

House File 251, a bill for an act to protect the makers of negotiable instruments obtained by fraud or circumvention.

The question being shall the bill be read a third time ? Carried.

The bill was read a third time.

The question being shall the bill pass? The yeas were :

Messrs. Agnew, Anderson of Warren, Ball, Beem, Berryhill, Blythe, Brown, Buell, Burgess, Byers, Calvin, Chantry, Chapman, Clarke, Craig, Crooks, Cummins, Curtis, Custer, Darnall, Davie, Dayton, Dietz, Dobson, Doron, Draper, Daus, Eckles, Eilers, Estes, Evans, Field, Fillmore, Foley, Hall, Hamilton, Hauser, Hart, Hobbs, Horton, Homrighaus, Hospers, Hotchkiss, Hunter, Jolly, Jones, Kennan, Kline, Larson, Lewis, Limback, Lockin, Luke, Mack, Mahoney, McFarland, Mitchell, Moore, Nelson, Oakman, Owen, Parkhurst, Paschal, Piatt, Rice, Riley, Roach, Robb, Roberts, Robeson, Roe, Roundy, Rowan, Schleicher, Shipley, Steele, Slosson, Smith, Teale, Theophilus, Thompson, Thornburg, Thorniley, Tipton, Townsend, Walker, Wilbur, Wilson of Butler, Wilson of Cass, Woods, Wyckoff, Wyman, Yergey and Mr. Speaker-95.

The nays were none.

Absent or not voting:

Messrs. Head, Hipwell, Nicoll, Russell and Wagner-5.

So the bill passed and the title was agreed to.

House File No. 286, a bill for an act restricting non-resident aliens in their right to acquire and hold real estate, and repealing sections 1908 and 1909 of the Code.

The question being shall the bill be read a third time. Carried.

The bill was read a third time.

The question being, shall the bill pass?

The yeas were:

Messrs. Agnew, Anderson of Hamilton, Anderson of Warren, Ball, Beem, Berryhill, Blythe, Brown, Buell, Burgess, Calvin, Chantry, Chapman, Clarke, Craig, Crooks, Cummins, Curtis, Custer, Darnall, Davie, Dayton, Dietz, Dobson, Doron, Draper, Duus, Eckles, Estes, Evans, Field, Fillmore, Foley, IIall, Hamilton, Hauser, Hart, Hobbe, Horton, Homrighaus, Hotchkiss, Hunter, Jolly, Jones, Kennan, Kline, Larson, Lewis, Limback, Lockin, Luke, Mack, Mahoney, McFarland, Mitchell, Moore, Nelson, Oakman, Owen, Parkhurst, Paschal, Piatt, Rice, Riley, Roach, Robb, Roberts, Robeson, Roe, Roundy, Rowan, Schleicher, Shipley, Steele, Slosson, Smith, Teale, Theophilus, Thompson, Thornburg, Thorniley, Tipton, Townsend, Walker, Wilbur, Wilson of Cass, Wilson of Butler, Woods, Wyckoff, Wyman, Yergey and Mr. Speaker-92.

The nays were:

Messrs. Eilers and Hospers-9.

Absent or not voting:

Messrs. Byers, Head, Hipwell, Nicoll, Russell and Wagner-6. So the bill passed and the title was agreed to.

BILLS ON CALENDAR.

House File No. 143, a bill for an act to amend the election laws and to more fully define the duties and powers of judges of election.

Amendments by the committee:



To section 2, adding after the word "determined," in line 7 of printed bill, the words "by lot." Adopted. To section 7, striking out all after the word "naturalization," in the 19th line, to and inclusive of line 24, and by adding after the word "naturalized" in line 19 the word "and." Adopted. Also, striking out last three words in line 19 and all of lines 20, 21, 22, 23 and 24. Lost. Mr. Beem moved to reconsider the amendment inserting "and" in line 19. Carried. Amendment lost. Also, by striking out lines 29, 30, 31 and 32 of section 7. Lost. Also, striking out line 84. Lost. Also, striking out line 39. Adopted. Also, striking out line 40. Adopted. Also, striking out lines 41 and 42. Lost. Also, striking out line 43. Adopted. Also, striking out the word "been" after the word "days" in line 44. Amendment to the amendment by Mr. Burgess to strike out lines 44 and 45. Adopted. Amendment as amended adopted. Also, striking out lines 46, 47 and 48. Lost. Also, striking out lines 49, 50, 51, 52 and 53. Lost. Also, striking out lines 66, 67, 68 and 69. Adopted. Also, striking out lines 70 and 71. Adopted. Also, striking out lines 72 and 78. Lost. Also striking out lines 74 and 75. Lost. Also, striking out lines 76 and 77. Adopted. Amendment by Mr. Brown to strike out the enacting clause. Upon this question Messre Wilbur and Nelson demanded the yeas and nays. The yeas were:

Messrs. Brown, Burgess, Craig, Davie, Dayton, Deitz, Duus, Eilers, Estes, Fillmore, Foley, Hamilton, Hart, Horton, Hospers, Hotohkiss, Jolly, Kline, Larson, Limback, Mitchell, Owen, Parkhurst, Piatt, Rice, Robb, Roundy, Rowan, Russell, Schleicher, Theophilus, Thompson and Wyman-32.

The nays were :

Messrs. Anderson of Hamilton, Anderson of Warren, Ball, Berryhill, Blythe, Buell, Byers, Calvin, Chautry, Chapman, Clarke, Crooks, Cummins, Curtis, Custer, Darnall, Dobson, Doron, Draper, Evans, Field, Hall, Hauser, Head, Hobbs, Homrighaus, Hunter, Jones, Kennan, Lewis, Lockin, Luke, Mack, Mahoney, McFarland, Moore, Nelson, Oakman, Paschal, Riley, Roach, Roberts, Robeson, Roe, Shipley, Slosson, Smith, Steele, Teale, Thornburg, Thorniley, Tipton, Townsend, Walker, Wilbur, Wilson of Butler, Wilson of Cass, Wyckoff, Yergey and Mr. Speaker-61.

Absent or not voting:

Messrs. Agnew, Beem, Eckles, Hipwell, Nicoll, Wagner, and Woods-7.

So the amendment to strike out the enacting clause was lost.

Amendment by committee to section 9, striking last two words of line 9, and all of lines 10, 11 and 12 and all of line 13 up to and including the word "vote."

Adopted.

To section 9, striking from line 12, the following: "ballot shall not be counted for the name so found" and inserting the following in lieu thereof: "name so found on said ballot shall not be counted."

Lost.

To section 10, striking out all after "months" in the 8th line to the word "provided" in the 10th line.

Adopted.

Amendment by Mr. Roach, to strike out of lines 22 and 23 of section 7, "and when or where his parent or parents were naturalized".

Amendment to the amendment by Mr. Eckles, to also strike out last three words of line 19, all of line 20, and syllable "tion" in line 21.

Adopted.

Amendment as amended adopted.

Amendment by Mr. Beem, inserting "and also" after the word "naturalized" in line 19 of section 7.

Adopted.

Mr. Wilbur moved that the bill be printed as amended and retain its place on the calendar.

Carried.

1

REPORT OF ENROLLING COMMITTEE.

Mr. Hunter, from the Committee on Enrolled Bills, submitted the following report:

ME. SPEAKER-Your Committee on Enrolled Bills respectfully report that they have examined and find correctly enrolled:

House File No. 8, an act limiting the time of making claims and

bringing suits against municipal corporations, including cities organized under special charters.

Senate File No. 213, an act relating to the supreme court and to the terms thereof.

Senate File No. 45, an act relating to the Hospital for the Insane at Clarinda, to the Board of Commissioners thereof and providing trustees therefor.

HUNTER, Chairman.

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The Speaker signed the bills in the presence of the House.

RESOLUTION.

Mr. Berryhill offered the following:

Resolved, That the rules be suspended, and that the House meet at 7:30 P. M. Thursday, February 16, 1888, for the consideration of House File No. 246.

Amendment by Mr. Head.

Provided, That only members of the General Assembly and their friends be admitted to the hall and galleries, and that the doorkeepers be instructed to enforce this resolution.

Lost.

Upon the adoption of the resolution Messrs. Craig and Smith demanded the yeas and nays.

The yeas were:

Messrs. Agnew, Anderson of Hamilton, Anderson of Warren, Ball, Berryhill, Blythe, Brown, Byers, Calvin, Chantry, Chapman, Clarke, Crooks, Cummins, Curtis, Darnall, Dayton, Dobson, Doron, Draper, Eckles, Eilers, Estes, Field, Fillmore, Foley, Hall, Hauser, Head, Hobbs, Horton, Homrighaus, Hospers, Hunter, Jones, Kennan, Lewis, Lockin, Mack, Mahoney, Moore, Nelson, Oakman, Parkhurst, Rice, Riley, Roach, Roberts, Robeson, Roe, Rowan, Schleicher, Shipley, Steele, Slosson, Smith, Theophilus, Thornburg, Thorniley, Tipton, Townsend, Walker, Wilbur, Wilson of Butler, Wilson of Cass, Wyckoff, Yergey and Mr. Speaker-68.

The nays were:

Messrs. Beem, Buell, Burgess, Craig, Davie, Duus, Evans, Hamilton, Hart, Hipwell, Hotchkiss, Jolly, Kline, Larson, Limback, Luke, Mo-Farland, Mitchell, Owen, Piatt, Roundy, Russell, Teale, Thompson, Woods and Wyman-26.

Absent or not voting:

Messrs. Custer, Dietz, Nicoll, Paschal, Robb and Wagner-6.

So the resolution prevailed by more than a two-thirds vote.

By Mr. Townsend:

Resolved, That the vote by which the Senate amendment to the House File No. 328 was concurred in be reconsidered and that the bill remain in the hands of the Enrolling Committee, subject to call at any time.

Adopted.

On motion of Mr. Hotchkiss the House adjourned.

1888.]

HALL OF THE HOUSE OF REPRESENTATIVES DES MOINES, IOWA, February 16, 1888.

House met in regular session at 2 P. M.

The Speaker in the chair.

Prayer by Rev. John Pennington.

Journal of yesterday read and approved.

Mr. Byers asked to have the record show that had he been present, he would have voted aye on House File 286.

Also, Mr. Nicoll, that he would have voted aye on House File 251 and House File 286, if he had been present.

Mr. Wilson of Cass moved to reconsider the vote making a special order for Tuesday, at 2:30 P. M.

Carried.

Mr. Berryhill moved to reconsider the vote adopting substitute by Mr. Wilbur.

Carried.

Mr. Berryhill moved to reconsider the substitute for the amendment by Mr. Robb.

Carried.

The amendments by Mr. Wilbur and Mr. Robb were withdrawn with unanimous consent.

Amendment by Mr. Robb to the resolution by Mr. Wilson of Cass, making the special orders, to fix the time of the special orders for Tuesday, February 21, 2:30 P. M.

The amendment was adopted.

Mr. Wilson's resolution as amended was adopted.

RESOLUTIONS.

Mr. Wilbur moved to suspend the rules and adopt the following:

Resolved, That when this House adjourns on Friday, February 17th, it be until 9 A. M., Saturday, February 18th; and that when it adjourns on Saturday, February 18th, it be until 2 P. M. on Tuesday, February 23d.

Substitute by Mr. McFarland:

Resolved, That this House adjourns, when it does adjourn Friday, February 17th, to meet again on Tuesday, February 21st, at 10 A. M. C Amendment by Mr. Robb to the resolution, to insert Saturday in place of Friday.

Mr. Head moved that the resolution, substitute and amendment be laid on the table.

Upon this question Messrs. Head and Darnall demanded the yeas and nays.

Mr. Anderson of Warren explained his vote.

Mr. Cummins explained his vote.

Mr. Riley explained his vote.

The yeas were:

Messrs. Agnew, Ball, Berryhill, Brown, Burgess, Byers, Calvin, Chantry, Clarke, Crooks, Custer, Darnall, Davie, Dayton, Dobson, Draper, Eckles, Estes, Field, Fillmore, Foley, Hall, Hamilton, Hauser, Hart, Head, Hobbs, Horton, Hotchkiss, Hunter, Jolly, Jones, Kennan, Kline, Lewis, Mahoney, Nelson, Nicoll, Oakman, Parkhurst, Paschal, Rice, Riley, Roach, Robeson, Roe, Roundy, Russell, Shipley, Slosson, Smith, Teale, Theophilus, Thompson, Thornburg, Thorniley, Walker, Wilson of Butler, Wilson of Cass, Wyckoff, Wyman and Mr. Speaker-62.

The nays were:

Messrs. Anderson of Hamilton, Anderson of Warren, Beem, Blythe, Buell, Chapman, Craig, Cummins, Curtis, Dietz, Doron, Duus, Eilers, Evans, Hipwell, Homrighaus, Hospers, Larson, Limback, Lockin, Luke, Mack, McFarland, Mitchell, Moore, Owen, Piatt, Robb, Roberts, Rowan, Schleicher, Steele, Tipton, Townsend, Wagner, Wilbur, Woods and Yergey-38.

So the resolution to adjourn was laid on the table.

LEAVE OF ABSENCE.

Leave of absence was granted Mr. Anderson of Warren until Monday.

MESSAGE FROM THE SENATE.

The following message was received from the Senate:

MR. SPEAKEE—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. 203, a bill for an act to provide for the appointment of policemen in cities organized under special charters.

Also, Senate File No. 42, a bill for an act to amend section 10, chapter 151, laws of the Eighteenth General Assembly.

C. H. BROCK, Secretary.

PETITIONS AND REMONSTRANCES.

By Mr. Hospers, from 138 citizens of Sioux county, in favor of a schedule of reasonable maximum freight rates.

Referred to Committee on Railroads.

By Mr. Eckles, from citizens of Marshall county, similar petition. Same reference.

By Mr. Hotchkiss, from citizens of Davis county, similar petition. Same reference.

By Mr. Doron, from citizens of Linn county, similar petition. Same reference.

By Mr. Schleicher, from citizens of Humboldt county, in regard to note or contract obtained through fraud.

Read and referred to Committee on Judiciary.

By Mr. Davie, two petitions from Farmers' Alliance of Crawford county, asking a reduction of freight and passenger rates.

Referred to Committee on Railroads.

By Mr. Byers, from Farmers' Alliance of Lucas county, similar petition.

Same reference.

By Mr. Wilson of Cass, from citizens of Cass county, similar petition.

Same reference.

By Mr. Roberts, from citizens of Harrison county, similar petition. Same reference.

By Mr. Teale, two petitions from 200 citizens of Decatur county, similar petition.

Same reference.

By Mr. Darnall, from business men of Fayette county, similar petition.

Same reference.

By Mr. Shipley, two petitions from 200 citizens of Guthrie county, similar petition.

Same reference.

Also, one from forty citizens against reduction of railway passenger tariff.

Same reference.

By Mr. Brown, from fifty-six farmers of Ringgold county, indorsing Governor Larrabee's inaugural.

Read and referred to Committee on Railroads.

By Mr. Buell, several petitions from farmers and citizens of Clinton county, against the reduction of freight and passenger fare.

Same reference.

By Mr. Ball, from 216 citizens of Jefferson county, in favor of a schedule of reasonable maximum freight rates and reduction of passenger fare.

Same reference.

By Mr. Kline, from citizens of Des Moines county in favor of fixing value of the homestead which will be exempt from execution.

Referred to Committee on Judiciary.

REPORTS OF COMMITTEES.

Mr. Tipton, from the Committee on Agriculture, reported House File No. 302, recommending reference to Committee on Animal Industry.

So ordered.

Also House File No. 299, recommending amendment and passage. Also House File No. 179, recommending amendment and passage. Passed on file.

Mr. Riley, from the Committee on Municipal Corporations, reported House File No. 85, recommending passage.

Passed on file.

Mr. Nelson, from the Committee on Telegraphs and Telephones, reported House File 207, recommending amendment and passage.

Passed on file.

Mr. Agnew, from the Committee on Insurance, reported House File No. 197, recommending passage.

Also House File No. 25, without recommendation.

Passed on file.

Mr. Doron, from the Committee on Medicine, Surgery and Pharmacy, reported House File No. 365, recommending indefinite postponement.

Passed on file.

Mr. Moore, from the Committee on Federal Relations, reported substitute for joint resolution by Woolson, recommending concurrence.

Also Joint Resolution No. 2, recommending indefinite postponement.

Also Joint Resolution No. 3, recommending indefinite postponement.

Also Memorial and Joint Resolution No. 3, recommending indefinite postponement.

Also Joint Resolution No. 1, recommending indefinite postponement.

Passed on file.

Mr. Curtis, from the Committee on Banks and Banking, reported Senate File No. 83, recommending amendments and passage.

Also, House File No. 221, recommending passage.

Passed on file.

Mr. Wilson of Cass, from the Committee on Railroads and Commerce, reported House File No. 175, recommending indefinite postponement.

Also, House File No. 276, recommending indefinite postponement. Also, House File No. 121, recommending indefinite postponement. Also, House File No. 162, recommending amendment and passage. Passed on file.

Mr. Hall, from the Committee on Private Corporations, reported House File No. 22, recommending passage.

Passed on file.

Mr. Blythe submitted a report from Committee to visit the fish hatching house at Spirit Lake.

Passed on file.

SPECIAL ORDER.

Mr. Horton moved that the vote by which the resolution offered by Mr. Berryhill to take up House File No. 246 at a session to be held to-night at 7:80 o'clock, be reconsidered.

Carried.

Mr. Smith moved the following substitute:

Resolved, That the use of the hall of the House of Representatives be granted to the Committee on Woman Suffrage for Thursday, February 16, 1888, at 7:30 P. M.

Amendment by Mr. Lewis:

And that Rule 62 of the House shall apply to the meeting of the Committee.

Mr. Russell moved that the resolution be laid on the table. Lost. Amendment by Mr. Lewis adopted.

The question being upon the adoption of the substitute as amended. Messrs. Craig and Smith demanded the yeas and nays.

Mr. Wilbur explained his vote.

The yeas were:

Messrs. Anderson of Hamilton, Ball, Berryhill, Blythe, Brown, Byers, Calvin, Chantry, Chapman, Clarke, Crooks, Cummins, Curtis, Darnall, Dayton, Dobson, Doron, Draper, Eckles, Eilers, Estes, Field, Fillmore, Hall, Hauser, Head, Hobbs, Hospers, Hotchkiss, Hunter, Kennan, Lewis, Lockin, Mack, Mahoney, McFarland, Nelson, Oakman, Riley, Roach, Robb, Roberts, Robeson, Roe, Rowan, Schleicher, Steele, Slosson, Smith, Theophilus, Thornburg, Tipton, Townsend, Walker, Wilson of Butler, Wilson of Cass, Wyckoff, Yergey and Mr. Speaker-59.

The nays were:

Messrs. Beem, Buell, Burgess, Craig, Custer, Davie, Dietz, Duns, Evans, Foley, Hamilton, Hart, Hipwell, Horton, Jolly, Kline, Larson, Limback, Luke, Mitchell, Moore, Nicoll, Owen, Parkhurst, Paschal, Piatt, Roundy, Russell, Shipley, Teale, Thompson, Wagner, Wilbur, Woods and Wyman-85.

Absent or not voting:

Messrs. Agnew, Anderson of Warren, Homrighaus, Jones, Rice and Thorniley-6.

So the substitute was adopted.

The question being upon the adoption of the resolution as amended.

Adopted.

Mr. Riley moved that the vote by which the resolution was adopted be reconsidered and that the motion to reconsider be laid upon the table.

Carried.

ENGROSSED BILLS.

Mr. Townsend moved to concur in the Senate amendment to House File No. 328, striking out the word "semi-annual" in 9th line of the printed bill.

The question being shall the Honse concur in the Senate amendment.

The yeas were:

Messrs. Agnew, Anderson of Hamilton, Ball, Beem, Berryhill, Blythe, Brown, Buell, Burgess, Byers, Calvin, Chantry, Chapman, Clarke, Craig, Crooks, Curtis, Darnall, Davie, Dayton, Dietz, Dobson, Doron, Draper, Duus, Eckles, Eilers, Estes, Evans, Field, Fillmore, Foley, Hamilton, Hauser, Hart, Head, Hipwell, Hobbs, Horton, Homrighaus, Hospers, Hotchkiss, Hunter, Jolly, Jones, Kennan, Kline, Larson, Lewis, Luke, Mack, Mahoney, Mitchell, Moore, Nicoll, Oakman, Owen, Parkhurst, Paschal, Piatt, Roach, Robb, Roberts, Robeson, Roe, Roundy, Rowan, Russell, Schleicher, Shipley, Slosson, Smith, Teale, Theophilus, Thompson, Thornburg, Thorniley, Tipton, Townsend, Walker, Wilson of Butler, Wilson of Cass, Woods, Wyckoff, Wyman, Yergey and Mr. Speaker-87.

The nays were none.

Absent or not voting:

So the Senate amendment was concurred in.

INTRODUCTION OF BILLS.

By Mr. Kline by request, House File No. 457, a bill for an act to mend section 1996 of the Code, relating to homesteads.

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

By. Mr. Kline, by request, House File No. 458, a bill for an act to amend section 8074 of the Code of Iowa, relating to exemption.

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

By Mr. Hospers by request, House File No. 459, a bill for an act to provide for the incorporation of the reformed Dutch churches in Iowa.

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

By Mr. Berryhill by request, House File No. 460, a bill for an act to legalize deed of Polk county, Iowa, to Judson P. Taylor for SE $\frac{1}{4}$, NE $\frac{1}{4}$, section 24, T. 78, R. 28, west 5 P. M.

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

By Mr. Custer by request, House File No. 461, a bill for an act to amend section 3639 of the Code, relating to evidence.

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

By Mr. Foley by request, House File No. 462, a bill for an act providing for the purchase or printing by the State of text books for use in the public schools and their distribution and sale.

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

By Mr. Crooks, House File No. 463, a bill for an act to promote the improvement of the highways and providing for the levy of taxes therefor.

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

By Mr. Thompson, House File No. 464, a bill for act relating to the use of the Senate Chamber and Hall of the House of Representatives of the State Capitol of the State of Iowa.

Read first and second times and referred to the Committee on Public Lands and Public Buildings.

REPORT OF ENROLLING COMMITTEE.

Mr. Hunter, from the Committee on Enrolled Bills, submitted the following report:

ME. SPEAKEE-Your Committee on Enrolled Bills respectfully report that they have examined and find correctly enrolled, House File

.

No. 328, an act providing for the issue of water-works bonds by cities of the second class.

HUNTER, Chairman.

The Speaker signed the bill in the presence of the House.

SENATE MESSAGE CONSIDERED.

Senate File 203 read a first and second time and referred to the Committee on Municipal Corporations.

Senate File 42 read a first and second time and referred to the Committee on Compensation of Public Officers.

BILLS ON CALENDAR.

House File 31, a bill for an act for the exemption from taxation of the property of needy and dependent ex volunteer Union soldiers, sailors, and widows of any such, who survived in the late civil war.

Amendment by committee to change word "five," in line 4 of section 1, of printed bill, to "three."

Adopted.

Mr. Berryhill in the chair.

Amendment by Mr. Russell, to strike out of section 2, lines 2 and 3, the words, "of a duly authenticated copy thereof issued by the War Department of the United States," and insert in lieu thereof the words, "satisfactory proof."

Adopted.

Amendment by Mr. Russell, to insert before the word "widows," in line 1 of section 1, the words, "dependent father or mother or."

Adopted.

Amendment by Mr. Head, to add at end of line 5, section 1, the words, "provided such soldier is not an inmate of the Soldiers' Home."

Amendment to the amendment, by Mr. Hotchkiss, "or drawing a pension from the general government."

Lost.

Amendment by Mr. Head lost.

Amendment by Mr. Roe, to strike out all of the 5th line and insert in lieu thereof, "amount of three hundred dollars."

Mr. Chantry moved that further consideration of the bill be postponed until after the consideration by the Senate of House File 41.

Upon this question Messre. Russell and Mitchell demanded the veas and nays.

The yeas were:

Messrs. Agnew, Anderson of Hamilton, Berryhill, Blythe, Burgess, Byers, Calvin, Chan-try, Chapman, Clarke, Curtis, Darnall, Dayton, Dietz, Doron, Draper, Evans, Fillmore, Foley, Hall, Hauser, Head, Hipwell, Hobbs, Hospers, Hotchkiss, Jones, Kennan, Larson, Lewis, Limback, Lockin, Luke, Mack, Mahoney, McFarland, Moore, Nelson, Oakman, Owen, Parkhurst, Paschal, Robeson, Rowan, Schleicher, Shipley, Steele, Slosson, Smith, Teale, Theophilus, Thompson, Thornburg, Thorniley, Tipton, Townsend, Wagner and Wilson of Butler-59.

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The nays were:

Messrs. Ball, Beem, Brown, Buell, Crooks, Custer, Dobson, Kckles, Field, Hart, Horton, Homrighaus, Hunter, Jolly, Kline, Mitchell, Nicoll, Piatt, Rice, Riley, Roach, Robb, Roberts, Roe, Roundy, Russell, Walker, Wilbur, Wilson of Cass, Wyckoff, Wyman and Yergey-34.

Absent or not voting:

Messrs. Anderson of Warren, Craig, Cummins, Daus, Eilers, Hamilton and Mr. Speaker-7.

So the motion to postpone was carried.

House File No. 202, indefinitely postponed.

House File No. 161, a bill for an act to repeal sections 1, 2, 3 and 4 of chapter 12 of the acts of the Eighteenth General Assembly, relative to the management of the permanent school funds, and to enact a substitute therefor.

Amendments by committee:

To insert the word "hereafter" after the word "funds" in line 1 of the printed bill.

Adopted.

To strike out in lines 1 and 2 of section 1 the words "after January, A. D. 1888."

Adopted.

To insert in line 2 of section 1 the words "nor to be less than six." Adopted.

To strike out all of section 3.

Adopted.

To strike out of the publication clause "Iowa State" before "Leader" and insert in lieu thereof "Des Moines."

Adopted.

To re-number sections 4, 5 and 6 to read 3, 4 and 5.

Adopted.

The bill as amended was ordered engrossed.

House File No. 201, a bill for an act to amend section 1802 of the Code, in relation to the board of directors of independent school districts.

The bill was ordered engrossed.

House File No. 29, indefinitely postponed.

House File No. 266, a bill for an act amending section 1757, chapter 9, title 12 of the Code, in relation to the filing of teachers' contracts.

Amendment by committee:

To insert word "of" after word "copy" in second line of section 1. Adopted.

Mr. Luke moved the previous question.

.Carried.

The question being shall the bill be engrossed.

Messrs. Robb and Anderson of Hamilton demanded the yeas and nays.

The yeas were:

Messrs. Agnew, Anderson of Hamilton, Beem, Berryhill, Blythe, Brown, Buell, Burgess, Byers, Calvin, Chantry, Chapman, Clarke, Craig, Crooks, Cummins, Darnall, Davie, Dayton, Dietz, Draper, Duus, Estes, Evans, Hamilton, Hart, Horton, Homrighaus, Hotchkiss, Hunter, Jolly, Kennan, Kline, Mack, Nelson, Nicoll, Oakman, Owen, Paschal, Piatt, Rice, Riley, Roach, Robb, Roberts, Robeson, Roundy, Russell, Slosson, Theophilus, Thompson, Tipton, Townsend, Walker, Wilbur, Wilson of Butler and Yergey-57.

The nays were:

Messrs. Ball, Curtis, Custer, Dobson, Doron, Eckles, Field, Fillmore, Hall, Hauser, Head, Hobbs, Hospers, Jones, Larson, Lewis, Limback, Lockin, Luke, Moore, Parkhurst, Roe, Schleicher, Shipley, Steele, Teale, Thornburg, Thorniley, Woods, Wyckoff and Wyman—81.

Absent or not voting:

Messrs. Anderson of Warren, Eilers, Foley, Hipwell, Mahoney, Mo-Farland, Mitchell, Rowan, Smith, Wagner, Wilson of Cass and Mr. Speaker-12.

So the bill was ordered engrossed.

MESSAGE FROM THE SENATE.

The following message was received from the Senate:

Mr. SPEAKEE-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. 56, a bill for an act to amend sections 4418 and 4414, relating to peremtory challenges of jurors in oriminal cases.

Senate File No. 78, a bill for an act to amend section 1146 of the Code of 1873, relating to insurance notes.

Also, 1 am directed to inform your honorable body that the Senate has refused to concur in the amendment to—

Senate File No. 257, a bill for an act amending chapter 83, laws of the Twenty first General Assembly, relative to the sale of poisons.

E. D. CHASSELL, Second Assistant Secretary.

Bills on calendar continued.

House File No. 169, a bill for an act to amend chapter 151, acts of the Eighteenth General Assembly, relating to the State Board of Health.

The question being, shall the bill be engrossed.

Lost.

House File No. 260, a bill for an act to amend section 3861 of the Code, as amended by chapter 114, section 1, of the laws of 1886.

Amendment by the committee.

To amend the title by striking out "1886" after the word "of" and adding the words, The Twenty first General Assembly. Amend section 1 by striking out "1886" in line 1 of the printed bill, and inserting the words, "The Twenty first General Assembly," in lieu thereof. Amend section 2, by striking out the word "Eldora" in line 3 of printed bill.

Adopted.

The bill was ordered engrossed.

House File No. 159, a bill for an act to legalize the ordinances of the incorporated town of Peterson in Clay county, Iows.

Mr. Fillmore moved that the rules be suspended, and the bill considered engrossed and read a third time now.

Carried.

The bill was read a third time.

The question being, shall the bill pass?

The yeas were:

Messrs. Agnew, Anderson of Hamilton, Ball, Beem, Berryhill, Blythe, Brown, Buell, Burgess, Byers, Calvin, Chantry, Chapman, Clarke, Craig, Crooks, Cummins, Curtis, Custer, Darnall, Davie, Dayton, Dietz, Dobson, Doron, Draper, Duus, Eckles, Eilers, Estes, Evans, Field, Fillmore, Foley, Hall, Hamilton, Hauser, Hart, Head, Hipwell, Horton, Homrighaus, Hospers, Hotohkiss, Hunter, Jolly, Jones, Kennan, Kline, Larson, Lewis, Limback, Lookin, Luke, Mack, Mahoney, McFarland, Mitchell, Moore, Nelson, Nicoll, Oakman, Owen, Parkhurst, Paschal, Piatt, Rice, Riley, Roach, Robb, Roberts, Roe, Roundy, Russell, Schleicher, Shipley, Steele, Slosson, Smith, Teale, Theophilus, Thompson, Thornburg, Thorniley, Tipton, Townsend, Wagner, Walker, Wilson of Butler, Woods and Wyman-91.

The nays were none.

Absent or not voting: Messrs. Anderson of Warren, Hobbs, Robeson, Rowan, Wilbur, Wilson of Cass, Wyckoff, Yergey and Mr. Speaker-9.

So the bill passed and the title was agreed to.

House File No. 225, a bill for an act to amend section 4691 of the Code of Iowa, relating to appeals from justices of the peace in criminal cases.

Amendment by committee to strike out the publication clause. Adopted.

The bill was ordered engrossed.

House File No. 153, a bill for an act to legalize the annexation of certain territory to the town of North Des Moines.

Mr. Cummins was excused from voting on this bill.

Amendments by committee:

To section 1, by inserting before words "hereby legalized," in line 2 the words, "with regard to the omissions above set out."

Adopted.

Also inserting after the word "law" in line 3, "in respect to such omission".

Adopted.

To section 2, by striking out "daily State" in line 2, and inserting "Iowa State" in lieu thereof. Also adding at end of section - words "without expense to the State".

Adopted.

Amendment by Mr. Brown, to add to section 1 the following: "provided that the passage of this act shall not affect pending litigation".

Adopted.

The bill was lost on engrossment.

Mr. Beem moved that the House adjourn.

Lost.

House File No. 295, a bill for an act to authorize cities of the first class to require the erection of viaducts over or under railroads on

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public streets, and to provide compensation to owners of property abutting on such streets.

Amendments by committee.

Insert in title after word "class" in line 1, the words "and cities organized under special charter".

Adopted.

Also, insert in section 1, line 1, after word "class" the words "and cities organized under special charter".

Adopted.

Also, add to the bill:

"Section 7. 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 the Des Moines Leader, newspapers published in Des Moines, Iowa."

Amendment by Mr. Cummins to add as section 6:

SEC. 6. If any railroad company neglects or refuses for more than thirty days after such notice as may be prescribed by ordinance to comply with the requirements of any ordinance passed under the provisions hereof, the city may construct or repair the viaduct or approach, or portions of viaduct or approach which said ordinance may require such viaduct company to construct or maintain, and recover the cost of such construction and maintainance from such railroad company in any court of competent jurisdiction.

Adopted.

Section 7 offered by the committee adopted.

Amendment by Mr. Burgess to insert in the title after the word "charter" the following: "Or cities of the second class having a population of (10,000) ten thousand or over;" also to insert in line 1 of section 1 after the word "charter" the following: "Or cities of the second class having a population of (10,000) ten thousand or over."

Adopted.

The bill was ordered engrossed.

House File No. 38, a bill for an act to amend chapter 93 of the laws of the Twenty-first General Assembly.

The bill was ordered engrossed.

House File No. 232, a bill for an act to amend sections 1695 and 1696, chapter 7, title 12 of the Code, relating to the Institution for the Deaf and Dumb.

LEAVE OF ABSENCE GRANTED.

Mr. Dietz until Monday.

Mr. Horton until Monday.

Mr. Hospers until Thursday.

Mr. Lookin indefinitely.

On motion of Mr. Smith the House adjourned.

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HALL OF THE HOUSE OF BEPBESENTATIVES,) DES MOINES, IOWA, February 17, 1888. }

House met in regular session at 2 P. M. The Speaker in the chair. Prayer by Rev. H. H. Oneal. On motion of Mr. Berryhill, the reading of the journal was post-

LEAVE OF ABSENCE GRANTED.

Mr. Piatt indefinitely.

poned until distributed.

Mr. Roberts until Tuesday.

Mr. Steele until Tuesday.

Mr. Eckles until Tuesday.

Mr. Limback until Thursday.

Mr. Tipton until Tuesday.

Mr. Luke until Tuesday.

Mr. Duus until Tuesday.

Mr. Eilers until Tuesday.

Mr. McFarland until Tuesday.

Mr. Maok until Tuesday.

CONCURBENT RESOLUTION.

By Mr. Robb:

Resolved, by the House, the Senate concurring, That when this House adjourns Saturday evening, February 18, it adjourn to meet on Thursday, February 23, at 2 P. M.

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

Upon this question Messrs. Smith and Wyckoff demanded the yeas and nays.

The yeas were:

Messre. Agnew, Ball, Berryhill, Chantry, Clarke, Crooks, Custer, Davie, Dayton, Dobson, Draper, Estes, Fillmore, Hall, Hamilton, Hart, Head, Hobbs, Hotohkiss, Hunter, Jolly, Jones, Kennan, Kline, Lewis, Mahoney, Nicoll, Oakman, Parkhurst, Paschal, Rice, Roach, Roe, Roundy, Rowan, Russell, Slosson, Smith, Teale, Theophilus, Thompson, Thornburg, Thorniley, Walker, Wilson of Butler, Wilson of Cass and Wyckoff-47.

The nays were:

Messrs. Anderson of Hamilton, Beem, Blythe, Brown, Buell, Burgess, Byers, Calvin, Craig, Cummins, Curtis, Darnall, Doron, Duus, Eckles, Eilers, Evans, Field, Foley, Hauser, Hipwell, Homrighaus, Larson, Limback, Luke, Mack, McFarland, Mitchell, Moore, Nelson, Owen, Riley, Robb, Schleicher, Shipley, Townsend, Wagner, Wilbur, Woods, Wyman, Yergey and Mr. Speaker-49. 334

Absent or not voting: Messrs. Anderson of Warren, Chapman, Dietz, Horton, Hospers, Lookin, Piatt, Roberts, Robeson, Steele and Tipton-11.

So the resolution was laid on the table.

The journal of yesterday was read and approved.

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. 17, a bill for an act to repeal section 2521, of chapter 1, of title 17, of the Code, relating to actions upon judgments rendered in this State, and enact a substitute therefor.

C. H. BROCK, Secretary.

BUSINESS PENDING AT LAST ADJOUENMENT.

House File No. 232, a bill for an act to amend sections 1695 and 1696, chapter 7, title 12 of the Code, relating to the Institution for the Deaf and Dumb.

Amendment by Mr. Cummins to add at end of section 1 the words "to and from their homes," also the same words at end of section 2. Lost.

The question being, shall the bill be engrossed, Messrs. Hart and Riley demanded the yeas and nays.

The yeas were:

Messrs. Buell, Craig, Cummins, Curtis, Davie, Draper, Duus, Evans, Field, Foley, Hart, Hipwell, Hotchkiss, Kline, Owen, Rice, Riley, Robb, Robeson, Roundy, Rowan, Theophilus, Thornburg, Wagner, Wilson of Butler, Woods and Wyman-28.

The nays were:

Messrs. Agnew, Anderson of Hamilton, Ball, Beem, Berryhill, Blythe, Brown, Burgess, Byers, Calvin, Chantry, Clarke, Crooks, Custer, Darnall, Dayton, Dobson, Doron, Eilers, Estes, Hall, Hamilton, Hauser, Head, Hobbs, Homrighaus, Hunter, Jolly, Jones, Kennan, Larson, Lewis, Limback, Mahoney, McFarland, Mitchell, Moore, Nelson, Nicoll, Oakman, Parkhurst, Paschal, Roach, Roe, Rowan, Schleicher, Shipley, Slosson, Smith, Teale, Thompson, Tipton, Townsend, Walker, Wilbur, Wilson of Cass, Wyckoff, Yergey and Mr. Speaker-57.

Absent or not voting: Messrs. Anderson of Warren, Chapman, Dietz, Eckles, Fillmore, Horton, Hospers, Lockin, Luke, Mack, Piatt, Roberts, Russell, Steele and Thorniley-15.

So the bill was lost on engrossment.

PETITIONS AND REMONSTRANCES.

By Mr. Cummins, from 14 citizens, against uniformity of textbooks.

Referred to Committee on Text-Books.

By Mr. Yergey, from the druggists of Red Oak, Montgomery county, asking that the sale of intoxicating liquors, be taken out of the hands of the druggists.

Referred to the Committee on Suppression of Intemperance.

Also, from citizens of Montgomery county, in favor of a schedule of maximum freight rates.

Referred to Committee on Railroads.

By Mr. Dayton, from citizens of Lansing, Allamakee county, protesting against railroad legislation.

Referred to Committee on Railroads.

By Mr. Darnall, four petitions from citizens of Fayette county, asking for a schedule of maximum freight rates, etc.

Referred to Committee on Railroads.

By Mr. Davie, from citizens of Crawford county, similar petition. Same reference.

Also from citizens of Sac county, similar petition.

Same reference.

By Mr. Evans, from wholesale and business men, of Muscatine, in favor of House File 130.

Read and referred to Committee on Insurance.

By Mr. Wyman, from citizens of Pottawattamie county, for regulation of railroads and reduction of rates.

Read and referred to Committee on Railways.

By Mr. Chantry, from Farmers' Alliance and citizens of Mills county, on several subjects.

Referred to Committee on Agriculture.

By Mr. Paschal, from Knights of Labor, asking for schedule of maximum freight rates, etc.

Referred to Committee on Railways.

Also two others, from citizens of Taylor and Page counties, similar petitions.

Same reference.

By Mr. Chantry, a statement of the voluntary reduction of freight rates at Emerson, Iowa.

Same reference.

By. Mr. Buell, from citizens of Clinton county, remonstrance against any reduction of railroad rates.

Same reference.

By Mr. Riley:

Resolved by the House, the Senate concurring, That when this Assembly shall meet in joint convention on Thursday, February 23, 1888, for the election of Regents of the State University, Directors and Trustees of the various State Institutions, that this General Assembly do then elect the Wardens of the penitentiaries of the State.

Adopted.

By Mr. Craig: A concurrent resolution for final adjournment March 20th.

1868.]

Mr. Teale moved to lay the resolution on the table. Amendment by Mr. Riley that the tabling be subject to call. Lost.

The question being shall the resolution lie on the table?

Messre. Craig and Riley demanded the yeas and nays.

Mr. Thompson explained his vote.

The yeas were:

Messrs. Agnew, Anderson of Hamilton, Ball, Berryhill, Brown, Burgess, Byers, Chantry, Cummins, Curtis, Custer, Darnall, Davie, Dobson, Doron, Draper, Evans, Field, Fillmore, Foley, Hall, Hamilton, Hauser, Hart, Hobbs, Hunter, Jolly, Lewis, Mahoney, McFarland, Nicholl, Oakman, Parkhurst, Paschal, Roach, Robeson, Russell, Schleicher, Slosson, Smith, Teale, Theophilus, Thompson, Thornburg, Townsend, Walker, Wilbur, Wilson of Butler, Wilson of Cass, Wyckoff, Wyman, Yergey and Mr. Speaker-53.

The nays were:

Messrs. Beem, Blythe, Calvin, Clarke, Craig, Dayton, Duus, Eilers, Estes, Head, Hipwell, Homrighaus, Hotchkiss, Jones, Kennan, Kline, Larson, Limback, Mack, Mitchell, Nelson, Owen, Rice, Riley, Robb, Roe, Roundy, Rowan, Shipley, Thorniley, Tipton, Wagner and Woods--33.

Absent or not voting:

Messrs. Anderson of Warren, Buell, Chapman, Crooks, Dietz, Eckles, Horton, Hospers, Lockin, Luke, Moore, Piatt, Roberts and Steele-14.

So the resolution was laid on the table.

RESOLUTION.

By Mr. Rowan:

WHERERAS, An assignment of chaplains for the Iowa legislature has been made by the Des Moines Ministerial Association, and the days and places designated respectively for the exercise of their ministerial functions; and,

WHEREAS, Said ministerial association appears to have appointed some not of the christian faith and to have overlooked or excluded the representatives of the Roman Catholic church, with its membership of six thousand in the city of Des Moines alone; and,

WHEREAS, Both the Federal and the State governments recognize the freedom of worship, guaranteed to all churches, without however admitting the right of any particular denomination to become the recipient of public bounty, to the exclusion of any other christian church; therefore be it

Resolved, That this House now in session, be and the same is hereby requested to inquire and report, first, whether the assignment of chaplains was made by the said Des Moines Ministerial Association, and if not by what authority, and on what principles of equity, chaplains are chosen from certain churches, christian and non-christian to the exclusion of the Roman Catholic olergymen.

Amendment by Mr. Russell:

Resolved, That the Speaker of this House be requested to invite ministers of the Roman Catholic church to open this House with prayer at such times as he may select, in order that said denomination of christians may be equally recognized with all other christian denominations by this House.

Amendment accepted.

The question being upon the adoption of the resolution as amended, Messrs. Rowan and Riley demanded the yeas and nays.

The yeas were:

Messrs. Agnew, Ball, Beem, Berryhill, Blythe, Brown, Buell, Burgess, Byers, Calvin, Chantry, Clarke, Craig, Cummins, Curtis, Custer, Darnall, Davie, Dayton, Dobson, Doron, Draper, Duus, Eilers, Estes, Evans, Field, Foley, Hall, Hamilton, Hauser, Hart, Head, Hipwell, Hobbs, Homrighaus, Hotohkiss, Hunter, Jolly, Jones, Kennan, Kline, Larson, Lewis, Limback, Luke, Mahoney, McFarland, Mitchell, Nelson, Nicoll, Oakman, Owen, Parkhurst, Paschal, Rice, Riley, Roach, Robb, Robeson, Roe, Roundy, Rowan, Russell, Schleicher, Shipley, Slosson, Smith, Teale, Theophilus, Thompson, Thornburg, Thorniley, Tipton, Towneend, Walker, Wilbur, Wilson of Cass, Wilson of Butler, Woods, Wyckoff, Wyman, Yergey and Mr. Speaker-84.

The nays were none.

Absent or not voting:

Messers. Anderson of Hamilton, Anderson of Warren, Chapman, Crooks, Dietz, Eckles, Fillmore, Horton, Hospers, Lockin, Mack, Moore, Piatt, Roberts, Steele and Wagner-16.

So the resolution was adopted.

REPORTS OF COMMITTEES.

Mr. Tipton, from the Committee on Agriculture, reported Senate File No. 47, recommending amendment and passage.

Also, House File No. 333, recommending indefinite postponement. Passed on file.

Mr. Berryhill, from the Committee on Appropriations, reported House File 352, recommending amendment and passage.

Mr. Berryhill moved that the rules be suspended and House File 352, a bill for an act appropriating money to defray the expenses of the inauguration ceremonies, be taken up and considered.

Amendments by the committee.

Strike out the word "Daily," between the words "the" and "Iowa," in the second line of second section, and the word "Daily," between the words "and" and "Des Moines," in the same line of the same section of the printed bill.

Adopted.

Mr. Berryhill moved that the rules be suspended, the bill considered engrossed and read a third time now.

Carried.

The bill was read a third time.

The question being shall the bill pass?

The yeas were:

Messrs. Agnew, Anderson of Hamilton, Ball, Beem, Berryhill, Blythe, Brown, Buell, Burgess, Byers, Calvin, Chantry, Clarke, Craig, Cummins, Curtis, Custer, Darnall, Davie, Dayton, Dobson, Draper, Duus, Eilers, Estes, Evans, Field, Fillmore, Foley, Hall, Hamilton, Hauser, Hart, Head, Hobbs, Homrighaus, Hotchkiss, Hunter, Jolly, Jones, Kennan, Kline, Larson, Lewis, Limback, Luke, Mahoney, McFarland, Mitchell, Nelson, Nicoll, Oakman, Owen, Parkhurst, Paschal, Rice, Riley, Roach, Robb, Robeson, Roe, Rowan, Russell, Schleicher, Shipley, Slosson, Smith, Teale, Theophilus, Thompson, Thornburg, Thorniley, Tipton, Townsend, Walker, Wilson of But-ler, Woods, Wyckoff, Wyman, Yergey and Mr. Speaker-81.

The nays were none.

Absent or not voting:

Messrs. Anderson of Warren, Chapman, Crooks, Dietz, Doron, Eckles, Hipwell, Horton, Hospers, Lockin, Mack, Moore, Piatt, Roberts, Roundy, Steele, Wagner, Wilbur and Wilson of Cass-19.

So the bill passed and the title was agreed to.

On motion of Mr. Riley, House File No. 247 was referred to the Committee on Appropriations, but to retain its place on the calendar.

Mr. Riley introduced a motion to reconsider the vote by which House File No. 153 was lost on engrossment.

REPORTS OF COMMITTEES.

Mr. Custer, from the Committee on Suppression of Intemperance, reported House File No. 208, recommending its amendment and passage.

Passed on file.

Also, House File No. 375, recommending its reference to the Committee on Judiciary.

So ordered.

Also, House File No. 398, recommending its indefinite postponement.

Ordered passed on file.

Mr. Anderson of Hamilton, from the Committee on Roads and Highways, reported House File No. 398, recommending its amendment and passage.

Passed on file.

Mr. Wyckoff, from the Committee on Mines and Mining, reported House File No. 35, recommending amendment and passage.

Also, House File No. 58, recommending amendment and passage. Also, House File No. 50, recommending indefinite postponement.

Also, House File No. 136, recommending indefinite postponement. Also, House File No. 292, recommending amendment and passage.

Passed on file.

Also, House File No. 24, recommending amendment and passage. Referred to Committee on Judiciary.

So referred.

Mr. Dobson submitted a report from the committee to visit the Penitentiary at Anamosa.

Passed on file.

Mr. Thornburg, from the Committee on Animal Industries, reported House File No. 385, recommending its amendment and passage.

Passed on file.

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REPORT OF ENROLLING COMMITTEE.

Mr. Hunter, from the Committee on Enrolled Bills, submitted the following report:

Mr. SPEAKER—Your Committee on Enrolled Bills respectfully report that they have examined and find enrolled, House File No. 8, an act limiting the making of claims and bringing suits against municipal corporations, including cities organized under special charters.

The Speaker signed the bill in the presence of the House.

REPORT OF ENGROSSING COMMITTEE.

Mr. Brown, from the Committee on Engrossed Bills, submitted the following report:

ME. SPEAKEE—Your Committee on Engrossed Bills, respectfully report that they have examined and find correctly engrossed, House File No. 201, a bill for an act to amend section 1802 of the Code, in relation to the board of directors of independent school districts.

House File No. 260, a bill for an act to amend section 3861 of the Code, as amended by chapter 114, section 1 of the laws of the Twentyfirst General Assembly.

House File No. 38, a bill for an act to amend chapter 93 of the laws of the Twenty first General Assembly.

House File No. 295, a bill for an act to authorize cities of the first class and cities organized under special charters or cities of second class, having a population of (10,000) ten thousand or over, to require the erection and construction of viaducts over or under railroads on public streets, and to provide compensation to owners of property on such streets.

House File No. 266, a bill for an act amending section 1757, chapter 9, title 12 of the Code, in relation to the filing of teachers' contracts.

House File No. 161, a bill for an act to repeal sections 1, 2, 3 and 4, of chapter 12 of the acts of the Eighteenth General Assembly, relative to the management of permanent school fund and to enact substitute therefor.

House File No. 225, a bill for an act to amend sections 4691 and 4697 of the Code of Iowa, relating to appeals from justices of peace in criminal cases.

WM. BROWN, Chairman.

INTRODUCTION OF BILLS.

By Mr. Craig, House File No. 465, a bill for an act to repeal sections 1922 and 1923 of the Code of 1873, relative to chattel mortgages, and to enact a substitute therefor.

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

By Mr Eilers, House File No. 466, a bill for an act to appropriate funds to carry on the work at the penitentiary at Anamosa and for other purposes. Read first and second times and referred to the Committee on Appropriations.

By Mr. Estes, House File No. 467, a bill for an act repealing section 3810 of the Code, in relation to the compensation of assessors.

Read first and second times and referred to the Committee on Compensation of Public Officers

By Mr. Shipley, House File No. 468, a bill for an act to legalize the ordinances and resolutions of the town of Panora, Guthrie county, Iowa.

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

By Mr. Hobbs, House File No. 469, a bill for an act to amend section 4780 of the Code.

Read first and second times and referred to the Committee on Penitentiaries.

By Mr. Evans, House File No. 470, a bill for an act to amend section 3865 of Code of 1873, in relation to the crime of enticing females under fifteen years of age and affixing penalty therefor.

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

Also, presented a memorial on the same subject to be referred with the bill.

By Mr. Burgess, House File No. 471, a bill for an act to amend section 1268 of the Code, relating to crossings over railroad lands.

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

On motion of Mr. Foley, the reference of House File 462, was changed from Committee on Schools to Committee on Text Books.

Mr. Thompson, by request, presented a petition from Joseph Eiboeck, for the use of the Hall of Representatives, on next Tuesday, to answer Mrs. Gougar.

Read and referred to Committee on Woman's Suffrage.

MESSAGE FROM THE GOVERNOR.

MR. SPEAKER—I am directed by the Governor to imform you that he has approved, signed and deposited in the office of the Secretary of State, House File No. 8, an act limiting the time of making claims and bringing suits against municipal corporations, including cities organized under special charters.

FRED'K W. HOSSFELD, Private Secretary.

SENATE MESSAGES CONSIDERED.

Senate File No. 78, read first and second times and referred to Committee on Insurance.

Senate File No. 257, was taken up.

Mr. Berryhill moved that the House insist upon its amendment. Carried.

Mr. Berryhill moved that a Committee on Conference be appointed. Carried.

The Speaker appointed Messrs. Berryhill, Thompson and Riley.

Senate File No. 56, read first and second times and referred to the Committee on Judiciary.

Senate File No. 17, read first and second times and referred to the Committee on Judiciary.

ENGROSSED BILLS.

House File No. 295, a bill for an act authorizing cities of the first class and cities organized under special charters to require the erection of viaducts over or under railroads on public streets, and to provide compensation to owners of property abutting on such streets.

The question being shall the bill be read a third time?

Carried.

The bill was read a third time.

The question being shall the bill pass?

The yeas were:

Messrs. Agnew, Anderson of Hamilton, Ball, Beem, Berryhill, Blythe, Brown, Burgess, Byers, Calvin, Chantry, Clarke, Craig, Crooks, Cummins, Curtis, Custer, Darnall, Davie, Dayton, Dobson, Doron, Draper, Duus, Eilers, Estes, Evans, Fillmore, Foley, Hall, Hamilton, Hauser, Hart, Head, Hipwell, Hobbs, Homrighaus, Hotchkiss, Hunter, Jolly, Jones, Kennan, Kline, Larson, Lewis, Limback, Mahoney, McFarland, Nelson, Nicoll, Oakman, Owen, Parkhurst, Paschal, Rice, Riley, Roach, Robb, Robeson, Roe, Roundy, Rowan, Russell, Schleicher, Shipley, Slosson, Theophilus, Thompson, Thornburg, Thorniley, Tipton, Townsend, Walker, Wilbur, Wilson of Butler, Wilson of Cass, Wyckoff, Wyman, Yergey and Mr. Speaker --80.

The nays were none.

Absent or not voting:

Messre. Anderson of Warren, Buell, Chapman, Dietz, Eckles, Field, Horton, Hospers, Lockin, Luke, Mack, Mitchell, Moore, Piatt, Roberts, Steele, Smith, Teale, Wagner and Woods-20.

So the bill passed and the title was agreed to.

Mr. Wilson of Cass in the chair.

House File No. 225, a bill for an act to amend section 4691 of the Code of Iowa, relating to appeals from Justice of the Peace in oriminal cases.

The question being, shall the bill be read a third time? Carried.

The bill was read a third time.

The question being shall the bill pass?

The yeas were:

Messrs. Agnew, Anderson of Hamilton, Ball, Beem, Berryhill, Blythe, Burgess, Byers, Calvin, Chantry, Clarke, Craig, Crooks, Cummins, Curtis, Custer, Darnall, Davie, Dayton, Doron, Draper, Duus, Kilers, Estes, Evans, Field, Fillmore, Foley, Hall, Hamilton, Hauser, Hart, Head, Hipwell, Hobbs, Homrighaus, Hunter, Jolly, Jones, Kennan, Kline, Larson, Lewis, Luke, Mahoney, McFarland, Mitchell, Nelson, Nicoll, Oakman, Parkhurst, Paschal, Rice, Riley, Roach, Robb, Robeson, Roe, Roundy, Rowan, Russell, Schleicher, Shipley, Slosson, Smith, Teale, Theophilus, Thompson, Thorniley, Tipton,

Walker, Wilson of Butler, Wilson of Cass, Woods, Wyckoff, Wyman, and Yergey-77.

The nays were none.

Absent or not voting: Messrs. Anderson of Warren, Brown, Buell, Chapman, Dietz, Dobson, Eckles, Horton, Hospers, Hotckiss, Limback, Lockin, Mack, Moore, Owen, Piatt, Roberts, Steele, Thornburg, Townsend, Wagner, Wilbur and Mr. Speaker-23.

So the bill passed and the title was agreed to.

House File No. 266, a bill for an act amending section 1757 of chapter 9, title 12, of the Code, in relation to the filing of teachers' contracts.

The question being shall the bill be read a third time.

Carried.

The bill was read a third time.

The question being shall the bill pass?

The yeas were:

Messrs. Agnew, Anderson of Hamilton, Berryhill, Ball, Beem, Blythe, Burgess, Byers, Calvin, Chantry, Clarke, Craig, Crooks, Cummins, Curtis, Custer, Darnall, Davie, Dayton, Dobson, Doron, Draper, Duus, Eilers, Estes, Evans, Field, Fillmore, Hall, Hamilton, Hauser, Hart, Hipwell, Homrighaus, Hunter, Jolly, Kennan, Kline, Limback, Luke, Mahoney, McFarland, Mitchell, Nelson, Nicoll, Oakman, Paschal, Rice, Roach, Robb, Robeson, Roundy, Rowan, Russell, Schleicher, Slosson, Smith, Teale, Theophilus, Thompson, Thornburg, Tipton, Townsend, Walker, Wilbur, Wilson of Butler, Wilson of Cass, Woods, Wyman and Yergey-70.

The nays were:

Messrs. Larson, Lewis, Parkhurst, Roe, Shipley, Thorniley and Wyckoff-7.

Absent or not voting:

Messrs. Anderson of Warren, Brown, Buell, Chapman, Dietz, Eckles, Foley, Head, Hobbs, Horton, Hospers, Hotchkiss, Jones, Lockin, Mack, Moore, Owen, Piatt, Riley, Roberts, Steele, Wagner and Mr. Speaker-23.

So the bill passed and the title was agreed to.

House File No. 201, a bill for an act to amend section 1809 of the Code in relation to the board of directors of independent school districts.

The question being shall the bill be read a third time? Carried.

The bill was read a third time.

The question being shall the bill pass?

The yeas were:

Messers. Agnew, Anderson of Hamilton, Ball, Beem, Berryhill, Blythe, Brown, Buell, Burgess, Byers, Calvin, Chantry, Cummins, Curtis, Darnall, Davie, Dayton Draper, Eilers, Estes, Evans, Field, Fillmore, Hall, Hamilton, Hauser, Hart, Head, Hipwell, Hobbs, Homrighaus, Hunter, Jolly, Kline, Larson, Lewis, Luke, McFarland, Nelson, Nicoll, Oakman, Parkhurst, Riley, Rowan, Russell, Schleicher, Slosson, Smith, Teale, Theophilus, Thompson, Thornburg, Tipton, Wilbur, Wilson of Butler, Wilson of Cass and Wyckoff-56.

The nays were:

Messrs. Clarke, Craig, Crooks, Dobson, Doron, Duus, Jones, Kennan, Mahoney, Mitchell, Roach, Robb, Robeson, Roe, Roundy, Shipley, Thorniley, Walker, Woods, Wyman and Yergey-21.

Absent or not voting:

Messrs. Anderson of Warren, Buell, Chapman, Custer, Dietz, Eckles, Foley, Horton, Hospers, Hotchkiss, Limback, Lockin, Mack, Moore, Owen, Paschal, Piatt, Rice, Roberts, Steele, Townsend, Wagner and Mr. Speaker—23.

So the bill passed and the title was agreed to.

MESSAGE FROM THE SENATE.

The following message was received from the Senate:

ME. SPEAKEE.---I am directed to inform your honorable body that the Senate has passed the following, in which the concurrence of the House is asked:

Concurrent resolution recommending that the Governor pardon Edward B. Wildman, now confined in the Fort Madison penitentiary under life sentence.

The accompanying evidence is herewith transmitted.

Also 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. 105, a bill for an act to amend section 3, chapter 211, laws of the Eighteenth General Assembly of Iowa.

E. D. CHASSELL, Second Assistant Secretary.

By unanimous consent the Senate concurrent resolution with reference to Edwin B. Wildman, was taken up and referred to the Committee on Pardons.

Engrossed bills continued.

House File No. 260, a bill for an act to amend section 3861 of the Code, as amended by chapter 114, section 1, of the laws of the Twenty-first General Assembly.

The question being shall the bill be read a third time? Carried.

The bill was read a third time.

The question being shall the bill pass?

The yeas were:

Messrs. Agnew, Anderson of Hamilton, Ball, Beem, Berryhill, Blythe, Brown, Byers, Calvin, Chantry, Clarke, Craig, Crooks, Cummins, Custer, Darnall, Davie, Dayton, Dobson, Doron, Draper, Duus, Eilers. Estes, Field, Fillmore, Hall, Hamilton, Hauser, Hart, Head, Hipwell, Hobbs, Homrighaus, Hotchkiss, Jolly, Jones, Kennan, Kline, Larson, Lewis, Mahoney, McFarland, Mitchell, Nelson, Nicoll, Oakman, Parkhurst, Riley, Roach, Robeson, Roe, Roundy, Russell, Schleicher, Shipley, Slosson, Smith, Theophilus, Thornburg, Thorniley, Tipton, Townsend, Walker, Wilbur, Wilson of Butler, Wilson Cass, Woods, Wyckoff, Wyman and Yergey.-71.

The nays were:

Messrs. Rowan and Thompson.-2.

Absent or not voting:

Messrs. Anderson of Warren, Buell, Burgess, Curtis, Chapman, Dietz, Eckles, Evans, Foley, Horton, Hospers, Hunter, Limback, Lockin, Luke, Mack, Moore, Owen, Paschal, Piatt, Rice, Robb, Roberts, Steele, Teale, Wagner and Mr. Speaker-27.

So the bill passed and the title was agreed to.

House File No. 161, a bill for an act to repeal sections 1, 2, 3 and 4 of chapter 12, of the acts of the Eighteenth General Assembly, relating to the management of the permanent school fund, and to enact a substitute therefor.

The question being shall the bill be read a third time ?

Carried.

The bill was read a third time.

The question being shall the bill pass?

The yeas were:

Messrs. Agnew, Anderson of Hamilton, Ball, Beem, Berryhill, Blythe, Brown, Burgess, Byers, Calvin, Chantry, Clarke, Craig, Crooks, Cummins, Curtis, Custer, Darnall, Davie, Dayton, Dobson, Doron, Draper, Duus, Eilers, Estes, Evans, Field, Fillmore, Foley, IIall, Hamilton, Hauser, Head, Hobbs, Homrighaus, Hotchkiss, Jolly, Jones, Kennan, Kline, Larson, Lewis, Mahoney, McFarland, Mitchell, Nelson, Nicoll, Oakman, Owen, Parkhurst, Paschal, Riley, Roach, Robb, Robeson, Roe, Roundy, Rowan, Russell, Schleicher, Shipley, Slosson, Smith, Teale, Theophilus, Thompson, Thornburg, Thorniley, Tipton, Townsend, Walker, Wilbur, Wilson of Butler, Wilson of Cass, Woods, Wyckoff, Wyman and Yergey-79.

The nays were none.

Absent or not voting:

Messrs. Anderson of Warren, Buell, Chapman, Dietz, Eokles, Hart, Hipwell, Horton, Hospers, Hunter, Limback, Lockin, Luke, Mack,

Moore, Piatt, Rice, Roberts, Steele, Wagner and Mr. Speaker-21.

So the bill passed and the title was agreed to.

House File No. 38, a bill for an act to amend chapter 93 of the laws of the Twenty-first General Assembly.

The question being shall the bill be read a third time? Carried.

The bill was read a third time.

The question being, shall the bill pass?

The yeas were:

Messrs. Agnew, Ball, Beem, Berryhill, Blythe, Brown, Burgess, Byers, Calvin, Chantry, Clark, Craig, Cummins, Custer, Darnall, Davie, Dayton, Dobson, Doron, Draper, Duus, Eilers, Estes, Evans, Fillmore, Foley, Hall, Hamilton, Hauser, Hart, Head, Homrighaus, Hotchkiss, Hunter, Jolly, Jones, Kennan, Kline, Lewis, Mahoney, McFarland, Nelson, Nicoll, Oakman, Owen, Parkhurst, Paschal, Ri-ley, Roach, Robb, Robeson, Roe, Roundy, Russell, Schleicher, Shipley, Slosson, Smith, Teale, Theophilus, Thompson, Thornburg, Thorniley, Tipton, Townsend, Walker, Wilbur, Wilson of Butler, Wilson of Cass, Woods, Wyckoff, Wyman, Yergey and Mr. Speaker-73.

The nays were:

Mr. Rowan-1.

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Absent or not voting:

Messrs. Anderson of Warren, Anderson of Hamilton, Buell, Chapman, Crooks, Curtis, Dietz, Eckles, Field, Hipwell, Hobbs, Horton, Hospers, Larson, Limback, Lockin, Luke, Mack, Mitchell, Moore, Piatt, Rice, Roberts, Steele, Wagner and Mr. Speaker-26.

So the bill passed and the title was agreed to.

MESSAGE FROM THE SENATE.

The following message was received from the Senate:

ME. SPEAKEE:—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. 99, a bill for an act conferring certain powers upon cities- of the first class, including cities organized under special charters, and amending such charters, pertaining to live stock and meat inspection.

I am also directed by the Senate to request the return to the Senate of Senate File No. 105, a bill for an act to amend section 3, chapter \$11, laws of the Eighteenth General Assembly of Iowa.

E. D. CHASSELL, Second Ass't Secretary.

RESOLUTION.

By Mr. Riley:

Resolved, That when this House adjourns to day it adjourn until Tuesday, February 21, at 2 P. M.

Mr. Wilson of Butler, moved the previous question.

Mr. Beem seconded the motion.

Carried.

Upon the adoption of the resolution Messrs. Smith and Teale demanded the yeas and nays.

Messrs. Brown, Russell and Wilson of Cass explained their votes. The yeas were:

Messrs. Anderson, of Hamilton, Ball, Beem, Blythe, Brown, Burgess, Byers, Calvin, Clarke, Craig, Cummins, Curtis, Darnall, Davie, Doron, Draper, Duus, Eilers, Evans, Field, Foley, Hall, Hauser, Hart, Head, Hipwell, Hobbs, Homrighaus, Larson, Lewis, Mahoney, McFarland, Mitchell, Nelson, Nicoll, Owen, Paschal, Riley, Robb, Roundy, Russell, Schleicher, Shipley, Theophilus, Thompson, Thorniley, Tipton, Townsend, Wilson of Cass, Woods, Wyman, Yergey and Mr. Speaker-54.

The nays were:

Messrs. Agnew, Chantry, Crooks, Custer, Dayton, Dobson, Estes, Fillmore, Hotchkiss, Hunter, Jolly, Jones, Kennan, Kline, Oakman, Parkhurst, Roach, Robeson, Roe, Slosson, Smith, Teale, Thornburg, Walker, Wilson of Butler and Wyckoff-26.

Absent or not voting:

Messrs. Anderson, of Warren, Berryhill, Buell, Chapman, Deitz, Eckles, Hamilton, Horton, Hospers, Limback, Lockin, Luke, Mack, Moore, Piatt, Rice, Roberts, Rowan, Steele and Wagner-20.

So the resolution was adopted.

On motion of Mr. Smith the House adjourned.

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HALL OF THE HOUSE OF REPRESENTATIVES DES MOINES, IOWA, February 21, 1888.

House met in regular session at 2 P. M. The Speaker in the chair. Prayer by Rev. Dr. C. F. Strickland. Journal of Friday read and approved.

BUSINESS PENDING AT LAST ADJOURNMENT.

House File No. 25, a bill for an act to prevent improper combination by insurance companies.

Amendment by committee: That second section 4 of the printed bill be changed and numbered section 5, and section 5 be numbered section 6.

Adopted.

Also, in second section 4, line 5 of printed bill, strike out the words "transact business" and insert in lieu thereof the words "write insurance."

Adopted.

Amendment by Mr. Craig: To strike out section 1 and substitute therefor the following:

Section 1. It shall be unlawful for two or more persons or corporations organized under the laws of this State, or any other State and doing business within this State to so combine, or pool so as to prevent competition directly or indirectly, in the sale of goods, merchandise, machinery, indemnity for loss by fire or lightning, transportation of goods, stocks, lumber and other commodities, prices to be paid for stock and grain and other farm products.

SPECIAL ORDER.

Mr.^{*}Berryhill moved that the consideration of House File No. 373 and other railroad bills be continued until the opening of next legislative session.

Mr. Robb moved an amendment to continue the special order until 10 o'clock Thursday morning.

Lost.

Motion of Mr. Berryhill carried.

Consideration of House File No. 25, continued.

The question being upon the amendment by Mr. Craig, Messrs. Custer and Jones demanded the yeas and nays.

Mr. Clarke explained his vote.

The yeas were:

Messrs. Buell, Clarke, Craig, Curtis, Dayton, Dietz, Dobson, Eilers,

Fillmore, Hart, Hipwell, Horton, Hotchkiss, Jolly, Theophilus,. Thompson, Wagner and Wyman-18.

The nays were:

Messrs. Agnew, Anderson of Warren, Ball, Berryhill, Blythe, Brown, Burgess, Byers, Calvin, Chantry, Chapman, Crooks, Cummins, Custer, Darnall, Davie, Eckles, Field, Hall, Hamilton, Hauser, Head, Homrighaus, Hunter, Jones, Kline, Lewis, Luke, Mahoney, Mc-Farland, Moore, Nelson, Nicoll, Oakman, Parkhurst, Paschal, Piatt, Riley, Roach, Robb, Roberts, Robeson, Roe, Roundy, Russell, Schleioher, Shipley, Slosson, Smith, Steele, Teale, Thornburg, Tipton, Walker, Wilson of Butler, Wilson of Cass, Wyckoff, Yergey and Mr. Speaker-59.

Absent or not voting:

Messrs. Anderson of Hamilton, Beem, Doron, Draper, Duus, Estes, Evans, Foley, Hobbs, Hospers, Kennan, Larson, Limback, Lockin, Mack, Mitchell, Owen, Rice, Rowan, Thorniley, Townsend, Wilbur and Woods-23.

So the amendment was lost.

Further amendment by Mr. Craig, to strike out the word "five," in line 4 of section 3, and insert "two." Also, strike out "one thousand," in line 5, and insert "five hundred."

Amendment to the amendment, by Mr. Hamilton, to strike out all of line 2 after the word "misdemeanor," and all of line 3. Also, strike out "five," in line 4, and insert "one." Also, strike out "one thousand" and insert "three hundred."

Lost.

Amendment by Mr. Craig adopted.

Amendment by Mr. Thompson, to strike out section 5 of the bill, "it shall be the duty of the clerk of court," etc.

Amendment by Mr. Russell, to strike out of section 5 all after the word "state," in line 5 of printed bill, and insert the following in lieu: "unless said company shall pay in full all fines and costs imposed under the provisions of this act."

Amendment by Mr. Anderson of Warren, to strike out all of section 4 after the word "conviction," in lines 3 and 4, and insert the following: "shall pay a fine of not less than one hundred dollars nor more than three hundred dollars."

Amendment by Mr. Cummins, to strike out section 2 and substitute therefor the following:

"SEC. 2. It shall be unlawful for any such insurance company to so unite or combine with any other insurance company as not to be perfectly free to insure property within this State against loss from accidents caused by fire or lightning or cyclones, at such rates as the parties may fairly agree upon, without restraint and uninfluenced by any promise or agreement by such insurance company with any other insurance company as to what rate shall be charged."

Mr. Roe moved the previous question upon the consideration of section 5.

Mr. Riley seconded the motion.

Lost.

Amendment by Mr. Roach, to add to section 5 the following: "Provided, that if upon conviction the defendant shall give notice of appeal, such copy of conviction shall not be filed with said auditor until the time for perfecting the appeal shall expire, and provided further, that if such appeal shall be perfected, then such copy shall not be filed until the cause is finally determined by the supreme court.

Adopted.

Amendment by Mr. Thompson lost.

Amendment by Mr. Russell lost.

Amendment by Mr. Cammins, to insert the word "second" between the words "any" and "conviction," in line 1 of section 5.

Lost.

Amendment by Mr. Cummins to insert in section 5, before the amendment by Mr. Roach: "Upon conviction of any agent or officer of any foreign insurance company under section 4, the clerk of the court shall certify to the auditor a copy of such conviction, and thereupon the auditor shall revoke the certificate or license of such foreign company to do business within this State, and no renewal thereof shall be granted for two years thereafter, unless such conviction is reversed by the supreme court of this state."

Adopted.

Amendment by Mr. Smith to insert in section 5, after the word "conviction" in line 1 the words "of a company or one of its agents".

Adopted.

Amendment by Mr. Anderson of Warren to section 4.

Adopted.

Amendment by Mr. Cummins to adopt a substitute for section 2. Lost.

Amendment by Mr. Craig to strike out section 6.

Lost.

Amendment by Mr. Smith to strike out the word "and" in line 6 of section 2, between the words "fire" and "lightning" and to insert "or tornadoes" between the words "lightning" and "at" in same line.

Adopted.

Amendment by Mr. Cummins to insert in section 5 after the word "conviction;" in amendment by Mr. Roach, the words "in either of the cases above mentioned."

Adopted.

Amendment by Mr. Craig, to strike out of section 6, after the word "effect," the words "and be in force from and" and insert "thirty days."

Lost.

Amendment by Mr. Custer, to insert after the words "any other state" in line 2 of section 1, the words "territory or country."

Adopted.

Amendment by Mr. Custer, to strike out "or" in line 4 of section 1, and insert in lieu thereof a comma "," and to add at the end of the section, the words "or tornadoes."

Adopted.

Amendment by Mr. Craig to strike out of line 1 of section 6 the words " and be in force from and," and insert "20 days."

Lost.

Amendment by Mr. Dayton to insert in section 4, between the words "represents" and "shall," in line 3, the words "and any agent who shall write any insurance for any company engaged in any combination made unlawful by sections 1 and 2."

Mr. Byers moved the previous question.

Mr. Chapman seconded the motion.

Carried.

Amendment by Mr. Dayton.

Adopted.

The bill was ordered engrossed.

MESSAGE FROM THE SENATE.

The following message was received from the Senate:

Mr. SPEAKEE-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. 97, a bill for an act to amend chapter 1 of title 11 of the Code, in reference to the relief of the poor and the manner of obtaining the same, and providing criminal punishment for the violation of this act.

Senate File No. 144, a bill for an act in regard to the publication of proceedings of boards of supervisors, and amending section 2, chapter 197, acts of Twentieth General Assembly.

Senate File No. 157, a bill for an act to amend sections 1695 and 1696, chapter 7, title 12 of the Code, relating to the Institution for the Deaf and Dumb.

Senate File No. 156, a bill for an act to amend sections 1401 and 1403 of the Code, relative to the confinement of persons alleged to be insane.

Senate File No. 303, a bill for an act to amend section 1, of chapter 174, acts of the Twenty-first General Assembly in relation to canned food.

Also House concurrent resolution relative to the election of officers of the various State institutions.

E. D. CHASSELL, Second Assistant Secretary.

INTRODUCTION OF BILLS.

By Mr. Riley, House File No. 472, a bill for an act to provide for the revision and codification of the Statutes of Iowa, creating a commission therefor and defining their duties; providing for the publication and distribution of their report.

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

By Mr. Roe, House File No. 473, a bill for an act to regulate the sale of personal property by virtue of chattel mortgages and defining duties and liabilities of both parties.

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

On motion of Mr. Roach the House adjourned.

HALL OF THE HOUSE OF REPRESENTATIVES, Des Moines, Iowa, February 22, 1888.

House met in regular session at 2 P. M. The Speaker in the chair. Prayer by Rev. D. Nicoll. Journal of yesterday read and approved.

LEAVE OF ABSENCE GRANTED.

Mr. Wilbur, to date from yesterday until this evening.

Mr. Evans until Thursday.

Mr. Duus, to date from yesterday until Thursday.

Mr. Estes until Thursday.

REPORT OF COMMITTEE.

Mr. Parkhurst, from the Committee on Pardons, reported the following Senate concurrent resolution, with the recommendation that it be concurred in:

Resolved by the Senate, the House concurring, That the Governor is hereby recommended to pardon Edward B. Wildman, who is now confined in the Ft. Madison Penitentiary under life sentence, although the requirements of section 4712 have not been fully complied with.

The resolution was concurred in.

MEMOBIAL.

Resolutions of the Des Moines Ministerial Association were read, explaining the non-appointment of Roman Catholic clergymen as chaplains of the House, and asking the House to make immediate appointment of chaplains.

Passed on file.

REPORTS OF COMMITTEES.

Mr. Riley, from the Committee on Municipal Corporations, reported House File No. 395, recommending passage.

Also, House File No. 396, recommending passage.

Also, House File No. 387, recommending amendment and passage. Also, House File No. 394, recommending passage.

Also, House File No. 388, recommending passage.

Passed on file.

Mr. Smith, from the Committee on Printing, reported House File No. 77, recommending amendment.

Passed on file.

Mr. Byers, from the Committee on Hospitals for Insane, reported House File No. 195, recommending indefinite postponement. Passed on file.

Mr. Roach, from the Committee on Judiciary, reported House File No. 460, recommending passage.

Also, House File No. 340, recommending amendment and passage. Also, House File No. 273, recommending amendment and passage. Also, House File No. 45, recommending amendment and passage. Also, House File No. 401, recommending passage. Also, House File No. 402, recommending passage. Also, House File No. 227, recommending passage. Also, House File No. 224, recommending amendment and passage. Also, House File No. 224, recommending amendment and passage. Also, House File No. 54, recommending indefinite postponement. Also, House File No. 309, recommending indefinite postponement. Also, House File No. 248, recommending indefinite postponement. Also, House File No. 272, recommending indefinite postponement. Also, House File No. 325, recommending indefinite postponement. Also, House File No. 371, recommending indefinite postponement. Also, House File No. 371, recommending indefinite postponement. Also, House File No. 370, recommending indefinite postponement.

Passed on file.

Also, petition from North Grove Farmers' Alliance, recommending reference to Committee on Text Books.

So ordered.

ME. SPEAKEE—Your Committee on Judiciary, to whom was referred House File No. 216, a bill for an act to amend section 4546 of the Code, in relation to impeachment, beg leave to report that they have had the same under consideration, and have instructed me to report that on February 4, 1888, they considered and acted upon said bill and recommended certain amendments which accompany this report, and that a report was duly prepared, but that such report and the bill have been mislaid. The committee therefore asks that a copy of the printed bill be substituted for the original bill, and that this report be substituted for the original report, and that the bill be placed on the calendar as No. $45\frac{1}{2}$.

The committee also recommends that when amended in accordance with the report, that the bill do pass.

E. C. ROACH, Chairman.

Report adopted and bill passed on file.

Mr. Roach, from the Committee on Judiciary, also reported House File 218, recommending indefinite postponement.

Also, House File 263, recommending indefinite postponement.

Also, House File 156, recommending indefinite postponement.

Also, House File 468, recommending passage.

Also, House File 359, recommending passage.

Also, House File 376, recommending passage.

Also, House File No. 259, recommending amendment and passage. Passed on file.

Mr. Head, from the Committee on Ways and Means, reported House File No. 132, recommending indefinite postponement.

Passed on file.

Also, House File No. 20, recommending passage of substitute en-

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titled a bill for an act to repeal sections 818 and 819 of the Code of Iowa, relating to the assessment of property for taxation, and to enact a substitute therefor.

The substitute was read a first and second time, ordered printed and passed on file.

Mr. Lewis submitted a report from Committee to visit the Benedict Home:

Passed on file.

Mr. Hunter, from the Committee on Enrolled Bills, submitted the following report:

ME. SPEAKEE—Your Committee on Enrolled Bills, respectfully report that they have examined and find enrolled House File No. 228, an act providing for the issue of water works bonds of cities of the second class.

HUNTER, Chairman.

Mr. Brown, from the Committee on Engrossed Bills, submitted the following report:

ME. SPEAKEE -Your Committee on Engrossed Bills, respectfully report that they have examined and find engrossed House File No. 25, a bill for an act to prevent improper combinations by insurance companies, their officers and agents.

WM. BROWN, Chairman.

Mr. Berryhill moved that House File No. 25 be printed as engrossed.

Carried.

PETITION.

By Mr. Rowan, from citizens of Dubuque county, for passage of Senate File in relation to inspection of cattle and meats.

Referred to Committee on Municipal Corporations.

INTRODUCTION OF BILLS.

By Mr. Riley, House File No. 474, a bill for an act to enable administrators, guardians, trustees and referees to deposit funds and securities due or to become due to heirs, legatees, devisees or other persons, with the clerk of the district court, and to facilitate settlements of estates.

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

By Mr. Wagner, House File No. 475, a bill for an act to reimburse James O'Hanlon for the loss of glandered horses.

Read first and second times and referred to the Committee on Claims.

By Mr. Hipwell, House File No. 476, a bill for an act to amend an act approved March 20, 1882, entitled an act authorizing the Executive Council to sell and convey an island formed by accretion in the Mississippi river, located in sections 34 and 35, township 78, range 3 east of the fifth Principal Meridian, in Scott county, Iowa.

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

By Mr. Rowan, House File No. 477, a bill for an act regulating and taxing the sale of intoxicating liquors.

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

By Mr. Nicoll, House File No. 478, a bill for an act to legalize the incorporation of the town of Holstein.

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

By Mr. Nicoll, House File No. 479, a bill for an act relating to applications for insurance.

Read first and second times and referred to the Committee on Insurance.

By Mr. Jones, House File No. 480, a bill for an act to regulate the practice in action at law in cases involving the question of negligence, or of contributory negligence or both.

Read first and second times and referred to the Committee on Railways.

By Mr. Chapman, House File No. 481, a bill for an act to amend section 3741 of the Code of 1873, relating to depositions.

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

By Mr. Chapman, House File No. 482, a bill for an act to regulate sleeping car companies doing business in the State of Iowa.

Read first and second times and referred to the Committee on Railways.

By Mr. Hall, House File No. 483, a bill for an act to change the name of the county seat of Boone county from Boonesboro to Boone-

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

By Mr. Parkhurst, House File No. 484, a bill for an act to legalize the incorporation of the town of Primghar.

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

By Mr. Curtis, House File No. 485, a bill for an act to provide for the custody and safe keeping of wills, prior to the death of the testator.

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

By Mr. Berryhill, House File No. 486, a bill for an act to amend chapter 124, laws of the Twentieth General Assembly, relating to the distributing of funds of insolvents.

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

By Mr. Lockin, House File No. 487, a bill for an act to legalize certain acts and ordinances of the incorporated town of Aurelia, in Cherokee county, Iowa.

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

By Mr. Dobson, House File No. 488, a bill for an act to establish and maintain the Northwestern Normal School for the instruction and training of teachers, and to provide for the selection of sites for the normal schools.

Read first and second times and referred to the Committee on Normal Schools.

MESSAGE FROM THE GOVERNOR.

The following message was received from the Governor:

MR. SPEAKER—I am directed by the Governor to report that he has approved, signed and deposited in the office of the Secretary of State, House File No. 328, an act providing for the issue of water works bonds by cities of the second class.

FEED'K W. HOSSFELD, Private Secretary.

SPECIAL ORDER.

House File No. 373, a bill for an act to regulate railroad corporations and other common carriers, etc.

Mr. Berryhill moved that the bill be considered by sections. Carried.

Mr. Luke moved the adoption of section 1.

Amendment by Mr. Berryhill to insert the word "an" before the word "adjoining," in line 8 of printed bill.

Adopted.

Amendment by Mr. Craig to insert after the word "railways," in line 18 of the printed bill, the words "livery and bus lines."

Lost.

Section 1 passed.

Section 2 passed.

Section 3 considered.

Amendment by Burgess to strike out of line 7, of the printed bill, the words "under substantially similar circumstances and conditions."

Upon the adoption of this amendment, Messrs. Burgess and Roach demanded the yeas and nays.

The yeas were:

Messers. Ball, Brown, Burgess, Chantry, Chapman, Clarke, Craig, Custer, Davie, Dayton, Dietz, Eilers, Foley, Hall, Head, Hotchkiss, Hunter, Kline, Lewis, Mitchell, Owen, Paschal, Rice, Roach, Roberts, Roe, Rowan, Russell, Theophilus, Thompson and Wagner-30.

The nays were:

Messrs. Agnew, Anderson of Warren, Berryhill, Blythe, Byers, Calvin, Crooks, Cummins, Curtis, Darnall, Dobson, Doron, Eckles, Field, Fillmore, Hamilton, Hauser, Hart, Hobbs, Horton, Homrighaus, Jolly, Jones, Kennan, Larson, Lockin, Luke, Mack, Mahoney, McFarland, Nelson, Nicoll, Oakman, Parkhurst, Piatt, Riley, Robeson, Roundy, Schleicher, Shipley, Steele, Slosson, Smith, Teale, Thornburg, Thorniley, Tipton, Townsend, Walker, Wilson of Butler, Wilson of Cass, Woods, Wyckoff, Wyman, Yergey and Mr. Speaker—57. Absent or not voting:

Messrs. Anderson of Hamilton, Beem, Buell, Draper, Duns, Estes, Evans, Hipwell, Hospers, Limback, Moore, Robb and Wilbur-13. So the amendment was lost.

Amendment by Mr. Berryhill, to strike out of line 7 of the printed bill the words, "under substantially similar circumstances and conditions," and to add at the end of the section the words: "This section, however, is not to be construed as prohibiting a less rate per hundred pounds in a carload lot than is charged, collected or received from the same kind of freight in less than a carload lot."

Upon the adoption of this amendment Messrs. Berryhill and Teale demanded the yeas and nays.

The yeas were:

Messrs. Agnew, Anderson of Warren, Ball, Berryhill, Blythe, Brown, Burgess, Byers, Calvin, Chantry, Chapman, Clarke, Craig, Crooks, Cummins, Curtis, Custer, Darnall, Davie, Dayton, Dietz, Dobson, Doron, Eilers, Field, Fillmore, Foley, Hall, Hamilton, Hauser, Hart, Head, Hipwell, Hobbs, Horton, Homrighaus, Hotchkiss, Hunter, Jolly, Jones, Kennan, Kline, Larson, Lewis, Lockin, Mahoney, McFarland, Mitchell, Moore, Nelson, Nicoll, Oakman, Owen, Parkhurst, Paschal, Piatt, Rice, Riley, Roach, Roberts, Robeson, Roe, Roundy, Rowan, Russell, Schleicher, Shipley, Steele, Slosson, Smith, Teale, Theophilus, Thompson, Thornburg, Thorniley, Tipton, Townsend, Wagner, Wilson of Butler, Wilson of Cass, Wyckoff, Wyman, Yergey and Mr. Speaker-84.

The nays were:

Mesers. Eckles, Luke, Mack, Walker, Woods-5.

Absent or not voting:

Messrs. Anderson of Hamilton, Beem, Buell, Draper, Duns, Estes, Evans, Hospers, Limback, Robb, and Wilbur-11.

So the amendment was adopted.

Section 3 passed.

Section 4 considered.

Amendment by Mr. Craig to strike out of line 2 of the printed bill, the words "undue and unreasonable," and also to strike out the same words in line 4.

Adopted.

Amendment by Mr. Luke to add at the end of the section the following: "But one carrier may be required to switch or transfer cars for another for the purpose of being loaded or unloaded upon such terms and conditions as may be prescribed by the Board of Railroad Commissioners."

Adopted.

Section 4 passed.

Section 5 considered.

Amendment by Mr. Berryhill, to insert after the words, "transporting freight," in line 5 of the printed bill, the words, "to or," and to insert in line 6, after the words, "freight transportation," the words, "to or." Adopted. Section 5 passed. Section 6 passed. On motion of Mr. Berryhill the House adjourned.

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HALL OF THE HOUSE OF REPRESENTATIVES, DES MOINES, IOWA, February 23, 1888. }

House met in regular session at 2 P. M. The Speaker in the chair. Prayer by Rev. Joel A. Smith. Journal of yesterday read and approved.

PETITIONS AND REMONSTRANCES.

Mr. Anderson of Warren presented a petition from citizens of Warren county, in favor of the regulation of freight and passenger fares which was referred to committee on railroads. Similar petitions were presented and referred to same committee.

By Mr. Nelson, from citizens of Story county.

By Mr. Hall, from citizens of Boone county.

By Mr. Head, from citizens of Green county.

By Mr. Wilson, from citizens of Cass county.

By Mr. Moore, from citizens of Tama county.

By Mr. Eckles, from citizens of Marshall county.

By Mr. Darnall, from citizens of Fayette county.

By Mr. Dobson, from citizens of Buena Vista county.

By Mr. Davie, from citizens of Crawford county.

By Mr. Jolly, from citizens of Marion county.

By Mr. Wyman, from citizens of Pattawattamie county.

By Mr. Steele, from citizens of Henry county.

By Mr. Custer, from citizens of Jasper county.

By Mr. Wyckoff, from citizens of Appanoose county.

By Mr. Shipley, from citizens of Guthrie county.

By Mr. Paschal, from citizens of Page county.

By Mr. Walker, from citizens of Audubon county.

By Mr. Roach, from citizens of Lyon county.

By Mr. Estes, from citizens of Fremont county.

By Mr. Thorniley, from citizens of Van Buren county.

By Mr. Hobbs, from citizens of Calhoun county.

By Mr. McFarland, from citizens of Emmet sounty.

By Mr. Piatt, from citizens of Cedar county.

Mr. Roberts presented a petition from citizens of Harrison county, protesting against any reduction in freight or passenger rates, and it was referred to the Committee on Railroads.

Similar remonstrances were presented and referred to same committee-

By Mr. Hall, from citizens of Boone county.

By Mr. Beem, from citizens of Keokuk county.

By Mr. Kennan, from citizens of Benton county.

By Mr. Hunter, from citizens of Sac county.

By Mr. Head, from citizens of Greene county.

By Mr. Nelson, from citizens of Story county.

By Mr. Dobson, from citizens of Buena Vista county.

By Mr. Anderson, from citizens of Warren county.

By Mr. Roundy, from citizens of Shelby county.

By Mr. Schleicher, from citizens of Humboldt county.

By Mr. Craig, from citizens of Lee county.

By Mr. Curtis, from citizens of Clinton county.

By Mr. Steele, from citizens of Henry county.

By Mr. Moore, from citizens of Tama county.

By Mr. Hauser, from citizens of Hardin county.

By Mr. Clarke, from citizens of Kossuth county.

By Mr. Rowan, from employes of Dubuque & Sioux City and Iowa Falls & Sioux City Railroads.

Mr. Berryhill presented petitions from the Grand Army Posts of Polk county, asking an appropriation for the erection of an equestrian statue, and it was referred to the Military Committee.

Petitions on the same subject were presented and referred to the same committee-

By Mr. Dayton, from the Posts of Allamakee county.

By Mr. Ball, from the Posts of Jefferson county.

By Mr. Hunter, from the Posts of Sac county.

By Mr. Agnew, from the Posts of Clarke county.

By Mr. Brown, from the Posts of Ringgold county.

By Mr. Custer, from the Posts of Jasper county.

By Mr. Estes, from the Posts of Fremont county.

By Mr. Cummins, from the Posts of Polk county.

By Mr. Curtis, from the Posts of Clinton county.

By Mr. Craig, from the Posts of Lee county.

By Mr. Slosson, from the Posts of Worth county.

By Mr. Paschal, from the Posts of Taylor county.

By Mr. Fillmore, from the Posts of Clay county.

By Mr. Byers, from the Posts of Lucas county.

By Mr. Mack, from the Posts of Madison county.

By Mr. Hart, from the Posts of Pottawattamie county.

By Mr. Horton, from the Posts of Carroll county.

By Mr. Robb, from the Posts of Union county.

By Mr. Robeson, from the Posts of Monroe county.

By Mr. Theophilus, from the Posts of Howard county.

By Mr. Rowan, from the Posts of Dubuque county.

By Mr. Kline, from the Posts of Des Moines county.

By Mr. Lewis, from the Posts of Wayne county.

By Mr. Nicoll, from the Posts of Ids county.

By Mr. Hotchkiss, from the Posts of Davis county.

By Mr. Darnall, from the Posts of Fayette county.

By Mr. Tipton, from the Posts of Washington county.

By Mr. Shipley, from the Posts of Guthrie county.

By Mr. Eilers, from the Posts of Jones county.

By Mr. Eckles, from the Posts of Marshall county.

By Mr. Draper, from the Posts of Grundy county.

By Mr. Roberts, from the Posts of Harrison county.

- By Mr. Wood, from the Posts of Webster county.
- By Mr. Thornburg, from the Posts of Dallas county.
- By Mr. Steele, from the Posts of Henry county.
- By Mr. Wyman, from the Posts of Pottawattamie county.
- By Mr. Wilson, from the Posts of Butler county.
- By Mr. Oakman, from the Posts of Delaware county.
- By Mr. Roe, from the Posts of Monona county.
- By Mr. Owen, from the Posts of Iowa county.
- By Mr. Schleicher, from the Posts of Humboldt county.
- By Mr. Dobson, from the Posts of Buena Vista county.
- By Mr. Roundy, from the Posts of Shelby county.
- By Mr. Mitchell, from the Posts of Jackson county.
- By Mr. Thompson, from the Posts of Clayton county.
- By Mr. Burgess, from the Posts of Wapello county.
- By Mr. Roach, from the Posts of Osceola county.
- By Mr. Crooks, from the Posts of Adair county.
- By Mr. Thorniley, from the Posts of Van Buren county.
- By Mr. Hauser, from the Posts of Hardin county.
- By Mr. Wyckoff, from the Posts of Appanoose county.
- By Mr. Field, from Posts of Page county.
- By Mr. McFarland, from Posts of Dickinson county.
- By Mr. Hobbs, from Posts of Calhoun county.
- By Mr. Riley, from Posts of Louisa county.
- By Mr. Anderson, from Posts of Warren county.
- By Mr. Nelson, from Posts of Story county.
- By Mr. Jones, from Posts of Mahaska county.
- By Mr. Jones, from Society of Friends, of Winneshlek county, asking that no appropriation be made for military purposes.

Same reference as above.

Also, by Mr. Jones, from Society of Friends of Mahaska county, Lee county, Poweshiek county, Hardin county, Greene county, Jasper

county, Cedar county, Henry county, Mills county.

Same reference as above.

Mr. Hamilton presented a petition by citizens of Linn county, asking that section 3074 be amended, making fifty per cent of the wages of employes subject to attachment.

Referred to Committee on Ways and Means.

By Mr. Blythe, resolution of Farmers' Alliance of Crawford county, commending Governor Larrabee's position on the transportation question.

Same reference as above,

By Mr. Hunter, a petition by citizens of Sac county, in relation to exemption laws.

Referred to Judiciary Committee.

By Mr. Russell, from citizens of Adams county, asking for a law compelling insurance companies to pay full amount of loss.

Referred to Committee on Insurance.

By Mr. Kline, from citizens of Des Moines county, in relation to exemption laws.

Referred to Judiciary Committee.

By Mr. Thornburg, from citizens of Dallas county, asking that the

law in relation to defacing public buildings may be made more stringent.

Referred to Committee on Public Lands and Public Buildings.

By Mr. Hotchkiss, from citizens of Davis county, in regard to reducing the salary of county superintendents.

Referred to Committee on Schools.

By Mr. Hamilton, a petition on various subjects, from citizens of Linn county.

Referred to Committee on Ways and Means.

By Mr. Wyckoff, from citizens of Appanoose county, in relation te exemption laws.

Same reference.

By Mr. Thompson, from citizens of Clayton county; same as above. Referred to Committee on Labor.

By Mr. Townsend, petition from druggists of Black Hawk county, in regard to pharmacy law.

Referred to Committee on Suppression of Intemperance.

By Mr. Anderson of Warren, petition from quarterly meeting of the Society of Friends in Warren, Clark and Polk counties against permission to manufacture intoxicating liquors for exportation.

Referred to Committee on Suppression of Intemperance.

By Mr. Woods, from citizens of Webster County, demanding relief from the school book monopoly.

Referred to Committee on Text-Books.

By Mr. Brown, from citizens of Ringgold county, on same subject. Same reference.

By Mr. Anderson of Hamilton, from citizens of Hamilton county, favoring the passage of House File No. 9.

Same reference.

By Mr. Thompson, from citizens of Clayton county, favoring passage of House File No. 182.

Same reference.

By Mr. Nicoll, from citizens of Ids county, asking for a law providing for free text books.

Same reference.

By Mr. Cummins, from citizens of Polk county, on the school-book question.

Same reference.

By Mr. Teale, resolution of Farmer's Institute in favor of railroad legislation.

Read and withdrawn to send to Senate.

INTRODUCTION OF BILLS.

By Mr. Berryhill, House File No. 489, a bill for an act to commemorate the patriotism of Iowa Union soldiers and sailors by the erection of a monument and work of art on the public grounds at the capitol.

Read first and second times and referred to the Committee on Military.

Mr. Larson, until Friday.

Mr. Wilbur, until Saturday.

Mr. Hospers, until Monday.

On motion of Mr. Roach, House File No. 371 was re referred to Committee on Judiciary.

On motion of Mr. Berryhill, House File No. 313 was referred back to the Committee on Claims.

SPECIAL ORDER.

House File No. 373, a bill for an act to regulate railroad corporations and other common carriers, etc.

Section 7 considered.

Amendments by Mr. Luke, to change the word "changes" in line 19 of the printed bill to "charges." Also the same change in line 24; also the same change in line 28.

Adopted.

Also to insert in line 53 of the printed bill after the ending of the word "corporation," the words "then such writ may be issued by any district court." Also insert after the word "State" in line 58 the words "or to any judge thereof in vacation."

Adopted.

Amendment by Mr. Riley to insert in line 11 after the word "every" the words "freight office."

Adopted.

Amendment by Mr. Russell to insert in line 11 after the word "kept" the words "conspicuously posted in at least two places."

Adopted.

Amendment by Mr. Robb to strike out all after the word "force" in line 28, and to insert the following:

Any person or persons violating the provisions of this act, either by doing that which is prohibited or by omitting that which is required by this act, shall forfeit and pay to the person or persons who may sustain damages thereby a sum equal to three times the amount of damages so sustained, and a reasonable attorney fee to be fixed by the court, to be recovered in any court having jurisdiction, and any officer, agent, or employe, or receiver of such company or corporation may be compelled to appear and testify and give evidence and produce the books and papers of the company as evidence in the suit, and no claim that any such evidence will tend to oriminate the person testifying shall be of any avail, but such evidence or testimony shall not be used against any such person on the trial of any indictment against him, and any director or officer of any corporation or company doing business in this State, or any reseiver, trustee, agent or employe of said company who shall wilfully do or permit to be done any act prohibited or forbidden, or shall fail to do any act required to be done, or shall be guilty of any infraction of this act shall be guilty of a misdemeanor and upon conviction thereof may be fined not exceeding one thousand dollars (\$1,000) for each offense, stand committed until such fine and costs are fully paid. and

Section 8, chapter 77, laws of 1878, establishing a board of railroad commissioners is hereby repealed.

Upon the adoption of the amendment Messrs. Robb and Burgess demanded the yeas and nays.

Mr. Brown explained his vote.

Mr. Hotchkiss explained his vote.

Mr. Russell explained his vote.

Mr. Roe explained his vote.

The yeas were:

Messrs. Burgess, Craig, Davie, Hotchkiss, Rice and Robb-6.

The nays were:

Messrs. Agnew, Anderson of Hamilton, Anderson of Warren, Ball, Beem, Berryhill, Blythe, Brown, Byers, Calvin, Chantry, Chapman, Clarke, Crooks, Cummins, Curtis, Custer, Darnall, Dayton, Dietz, Dobson, Doron, Draper, Duus, Eckles, Eilers, Estes, Evans, Field, Fillmore, Foley, IIall, Hamilton, Hauser, Hart, Hipwell, Hobbs, Horton, Homrighaus, Hospers, Hunter, Jolly, Jones, Kennan, Kline, Lewis, Limback, Lockin, Luke, Mack, Mahoney, McFarland, Mitchell, Moore, Nelson, Nicoll, Oakman, Owen, Parkhurst, Paschal, Piatt, Riley, Roach, Roberts, Robeson, Roe, Roundy, Rowan, Russell, Schleicher, Shipley, Slosson, Smith, Steele, Teale, Theophilus, Thompson, Thornburg, Thorniley, Tipton, Townsend, Wagner, Walker, Wilson of Butler, Wilson of Cass, Woods, Wyckoff, Wyman, Yergey and Mr. Speaker-90.

Absent or not voting:

Messrs. Buell, Head, Larson and Wilbur-4.

So the amendment was lost.

MESSAGE FROM THE GOVERNOR.

The following message was received from the Governor: To the House of Representatives:

GENTLEMEN-I have the honor to herewith transmit to you a copy of the resignation of R. P. Spear as a Trustee of the State Agricultural College.

Very respectfully,

WM. LARRABEE.

Passed on file.

MESSAGE FROM THE SENATE.

The following message was received from the Senate:

ME. SPEAKEE:—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. 116, a bill for an act to extend the time for paying the indebtedness of the Orphan Asylum at Andrew, Iowa.

Also, that the following conference committee has been appointed on the part of the Senate for consideration of Senate File No. 257:

Senators Doud, McCoy and Kegler.

E. D. CHASSELL, Second Ass't Secretary.

Consideration of House File No. 378 continued.

Section 7 pending.

Amendments by Mr. Cummins to insert before the word "terminal" in line 8 the word "any".

Adopted.

Section 7 passed.

Mr. Roach moved that the rules be suspended and that House File No. 401 and House File No. 402 be now taken up.

Carried.

Mr. Roach moved that the rules be suspended and that House File No. 401, a bill for an act to legalize the organization of the township of Logan in Sioux county, State of Iowa, and the election and acts of its officers be considered engrossed, and read a third time now.

Carried.

The bill was read a third time.

The question being shall the bill pass?

The yeas were:

Messrs. Agnew, Anderson of Hamilton, Anderson of Warren, Ball, Beem, Berryhill, Blythe, Brown, Buell, Burgess, Byers, Calvin, Chantry, Chapman, Craig, Crooks, Cummins, Curtis, Custer, Darnall, Davie, Dayton, Dietz, Doron, Draper, Duus, Eckles, Eilers, Estes, Evans, Field, Fillmore, Foley, Hall, Hamilton, Hauser, Hart, Head, Hipwell, Horton, Homrighaus, Hospers, Hunter, Jolly, Jones, Kennan, Kline, Lewis, Limback, Lockin, Luke, Mack, Mahoney, McFarland, Mitchell, Nelson, Nicoll, Oakman, Owen, Parkhurst, Paschal, Piatt, Rice, Riley, Roach, Robb, Roberts, Roe, Roundy, Rowan, Schleicher, Shipley, Steele, Slosson, Smith, Teale, Theophilus, Thompson, Thornburg, Thorniley, Tipton, Townsend, Wagner, Walker, Wilson of, Butler, Wilson of Cass, Woods, Wyckoff, Wyman and Yergey-90.

The nays were none.

Absent or not voting:

Messrs. Clarke, Dobson, Hobbs, Hotchkiss, Larson, Moore, Robeson, Russell, Wilbur and Mr. Speaker--10.

So the bill passed and the title was agreed to.

House File No. 402, a bill for an act to legalize the incorporation of the town of Hawarden, in Sioux county, Iowa, and the acts of the officers thereof.

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

Carried.

The bill was read a third time.

The question being shall the bill pass?

The yeas were:

Messrs. Agnew, Anderson of Hamilton, Anderson of Warren, Ball, Beem, Berryhill, Blythe, Brown, Buell, Burgess, Byers, Calvin, Chantry, Chapman, Clarke, Craig, Crooks, Cummins, Curtis, Custer, Darnall, Davie, Dayton, Dietz, Doron, Draper, Duus, Eckles, Eilers, Estes, Field, Fillmore, Foley, Hall, Hauser, Hart, Head, Hipwell, Horton, Homrighaus, Hospers, Hunter, Jolly, Jones, Kennan, Kline, Lewis, Limback, Lookin, Luke, Mack, Mahoney, McFarland, Mitchell, Nelson, Nicoll, Oakman, Owen, Paschal, Piatt, Rice, Riley, Roach, Robb, Roberts, Roe, Roundy, Rowan, Russell, Schleicher, Shipley, Steele, Slosson, Smith, Teale, Theophilus, Thompson, Thornburg, Thorniley Tipton, Townsend, Wagner, Walker, Wilson of Butler, Wilson of Cass, Woods, Wyman and Yergey—88.

The nays were none.

Absent or not voting:

So the bill passed and the title was agreed to.

Consideration of House File No. 878 continued.

Section 8 considered.

Amendment by Mr. McFarland:

To strike out all after the word "destination," in line 7, and insert in lieu thereof the following: Unless such break, stoppage or interruption shall be permitted by written authority of the Board of Railroad Commissioners.

Lost.

Amendment by Mr. Anderson of Warren:

To strike out the words "being and", in line 6, between the words "from" and "being."

Lost.

Section 8 passed.

Section 9 considered.

Amendment by Mr. Luke:

To strike out the word "where," in line 7, of printed bill, and insert the words "in which."

Adopted.

Section 9 passed.

Section 10 considered.

Amendment by Mr. Riley:

To add to the section the following: *Provided*, That proof that a person has adopted one of the remedies shall operate as a bar to the other proceeding.

Lost.

Section 10 passed.

Section 11 considered.

Amendment by Mr. Cummins:

To insert between the words "in" and "this", in line 1, the words "in sections 23, 24, 24¹/₂, 25 and 26 of"; also, insert after the word "act", in line 1, the words "and unless relieved from the consequences of a violation of the law, as provided in section 15 of this act."

Amendment passed.

Section 11 passed.

Section 12 considered.

Amendment by Mr. Luke, to insert in line 1 after the first word "that" the words "it shall be the duty of and."

Adopted.

Section 12 passed.

Section 13 considered.

Amendments by Mr. Luke, to insert in line 15 of printed bill after

the word "may" the following, "and whenever they have any sufficitest reason to believe that any common carrier is engaged in violating any of the provisions of this act it shall be their duty at once" after to insert in line 16 after the words "had been" the word "made", also to strike out of lines 17 and 18 the words "complaint or complaints or petitions" and insert the following: "complainant or complainants or petitioners."

Adopted.

Section 18 passed.

Section 14 passed.

Section 15 passed.

Section 16 considered.

Amendment by Mr. Dayton, to strike out from lines 35 and 36 the words "as the court shall direct either to the party complaining or." Adopted.

Amendment by Mr. Luke, to insert after the word "treasury" in line 37 the words "as the court shall direct."

Adopted.

Section 16 passed.

Section 17 considered.

Amendment by Mr. Cummins to strike out the first eight lines and substitute therefor the following:

"SECTION 17. The Board of Railroad Commissioners of this State are hereby empowered and directed to make for each of the railroad companies doing business in this State, as soon as practicable, a schedule of reasonable maximum rates or charges for the transportation of freight and cars within this State on each of said railroads and a classification of such freight. Provided that said rates or charges so to be fixed by said Board, shall not in any case exceed the rates or charges which are or may hereafter be established by law. Prior to the making of such schedules and classification the said Board shall publish a notice for ten days in twelve different newspapers published in twelve of the largest cities in the State, which notice shall state when and where the making of such schedules and classifications is to begin. At the time and place appointed in such notice a hearing shall be given to those interested in such schedule and classifications, under such reasonable rules and regulations as may be prescribed by said Board. In making such schedules the said Board may take into consideration any published schedule of rates of any railroad company or evidence of rates actually charged by any railroad company whether in this or any other State for substantially the kind and extent of service under investigation, and in determining what is a reasonable rate for any such railroad company to charge, demand or receive within this State, the Board may accept as prima facie evidence of a reasonable rate the lowest rate published or charged for a like service by such railroad company whether in this or any other State. If any such railroad company be operating a line of railway beyond this State or if it has traffic arrangements with a company so operating a line of railway, said Board shall also take into consideration the rate published or charged for the transportation of freight from points beyond the State to points within the State, and from points within the State to points beyond the State: and so far as possible the rates shall be made so that discrimination against points within this State shall be prevented: and said schedules so made by said Commissioners shall in all suits brought against."

Upon the amendment Messrs. Cummins and Craig demanded the yeas and nays.

The yeas were:

Messrs. Craig, Cummins, Curtis, Dietz, Evans, Hipwell, Rice, Theophilus and Thompson-10.

The nays were:

Messrs. Agnew, Anderson of Hamilton, Anderson of Warren, Ball, Beem, Berryhill, Blythe, Brown, Burgess, Byers, Calvin, Chantry, Chapman, Clark, Crooks, Custer, Darnall, Davie, Dayton, Dobson, Doron, Draper, Duus, Eckles, Kilers, Estes, Field, Fillmore, Hall, Hamilton, Hauser, Head, Hobbs, Horton, Homrighaus, Hunter, Jolly, Jones, Kennan, Kline, Lewis, Limback, Lockin, Luke, Maok, Mahoney, McFarland, Mitchell, Moore, Nelson, Nicoll, Oakman, Owen, Parkhurst, Paschal, Piatt, Riley, Roach, Robb, Roberts, Robeson, Roe, Roundy, Russell, Schleicher, Shipley, Slosson, Smith, Steele, Teale, Thornburg, Thorniley, Tipton, Townsend, Wagner, Walker, Wilson, of Butler, Wilson of Cass, Woods, Wyckoff, Wyman, Yergey and Mr. Speaker-83.

Absent or not voting:

Messrs. Buell, Hart, Hospers, Hotohkiss, Larson, Rowan and Wilbur-7.

So the amendment was lost.

On motion of Mr. Craig the House adjourned until 7:80 P. M.

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EVENING SESSION.

7:45 P. M.

On motion of Mr. Craig a committee of three was appointed to notify the Senate that the House is ready to receive it in joint convention.

The Speaker appointed Messrs. Nelson, Nicoll and Piatt.

Mr. Wilson of Cass, called up the resolution on the table for two sessions a day.

Amendment by Mr. Roach, to fix the time for Monday, February 27, at 10 A. M.

Carried.

Resolution as amended adopted.

The committee to notify the Senate reported the performance of its duty.

The Senate was announced and received for joint convention.

JOINT CONVENTION.

The joint convention was called to order by Lieutenant-Governor J. A. T. Hull, who announced the business of the joint convention to be the election of Regents of the State University, Trustees of the other State institutions, and Wardens for the Penitentiaries, respectively, at Fort Madison and Anamosa.

The Lieutenant-Governor announced Senator Ed. P. Seeds as Teller on the part of the Senate.

The Speaker announced Mr. A. B. Cummins as Teller on the part of the House.

RESOLUTION.

Senator Young offered the following:

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 to be duly elected Regents of the State University and Trustees and Directors of the various State Institutions, to-wit:

REGENTS OF THE STATE UNIVERSITY.

First District, H. A. Burrell	years.
Second District, D. N. Bichardson	years.
Sixth District, Albert'H. Swalm	years.
Seventh District, Thomas S. Wright	years.

TRUSTERS OF THE IOWA AGBICULTURAL COLLEGE AND FARM.

Third District, G. W. Dunham, Delaware county, 2 years, to fill va-

DIRECTORS OF THE SCHOOL FOR THE INSTRUCTION AND TRAINING OF TEACHERS AT CEDAR FALLS.

TRUSTEES OF THE IOWA COLLEGE FOR THE BLIND.

C. O. Harrington, Benton county	years.
G. M. Miller, Buchanan county4	years.
John Killen, Clayton county4	years.

TRUSTRES OF THE IOWA INSTITUTION FOR THE DEAF AND DUMB.

TRUSTEES OF THE IOWA SOLDIERS' ORPHANS' HOME.

Geo. P. McClellan, Scott county	years.
J. G. Brown, Marshall county	years.
J. J. Wohlwend, Des Moines county 2	years.

TRUSTEES OF THE IOWA HOSPITAL FOR THE INSANE AT MT. PLEASANT.

D. H. Hurst, Mahaska county4 Geo. H. Spahr, Henry county, to fill vacancy2	years.
Geo. H. Spahr, Henry county, to fill vacancy	years.
J. H. Kulp, Scott county4	years.

TRUSTEES OF THE IOWA HOSPITAL FOR THE INSAME AT INDEPENDENCE.

W. C. Roseman, Buchanan county 4	years.
J. L. Whitley, Mitchell county4	years.
B. A. Dunkelburg, Bremer county	vears.

TRUSTERS OF THE IOWA HOSPITAL FOR THE INSANE AT CLARINDA.

J. D. M. Hamilton, Lee county	years. vears.
Ed. H. Hunter, Adams county	vears.
E. J. Hartshorn, Palo Alto county	years. years.

TRUSTEES OF THE ASYLUM FOR FEEBLE MINDED CHILDREN.

F. M. Schriver, Mills county...... 6 years.

TRUSTEES OF THE IOWA INDUSTRIAL SCHOOLS.

Margaret E. Appleton, Woodbury county (to fill vacancy)4 Thos. Mitchell, Polk county	years.
Thos. Mitchell, Polk county	years.
H. L. Getz, Marshall county	years.

Upon the adoption of the resolution the yeas were:

Messers. Agnew, Anderson of Hamilton, Anderson of Warren, Ball, Barrett, Bayless, Beem, Berryhill, Bills, Blythe, Brower, Buell, Byers, Caldwell, Calvin, Cassatt, Chantry, Chapman, Clark, Con-verse, Craig, Crooks, Cummins, Curtis, Darnall, Davidson, Davie, Deal, Dietz, Dodge, Dooley, Doron, Draper, Dungan, Duus, Kckles, Kilers, Estes, Evans, Field, Fillmore, Finn, Foley, Gatch, Groneweg, Hall, Hamilton, Hanchett, Hart, Hauser, Head, Hipwell, Hobbs, Homrighaus, Horton, Hunter, Jolly, Jones, Kegler, Kelly, Kennan, Kent, Kline, Lewis, Limback, Lockin, Luke, Mack, Mahoney, Mattoon, McCoy, McFarland, McVay, Mills, Mitchell, Nelson, Nicoll, Oakman, Owen, Parrott, Paschal, Piatt, Poyneer, Price, Redman, Rice, Riley, Roach, Robb, Roberts, Robeson, Roe, Roundy, Rowan, Russell, Schleicher, Schmidt, Seeds, Shipley, Slosson, Steele, Taylor, Teale, Theophilus, Thompson, Thornburg, Thorniley, Tipton, Town-send, Vale, Wagner, Walker, Weber, Weidman, Wilson of Cass, Wolfe, Woods, Woolson, Wyckoff, Wyman, Yergey and Young-122. The nays were none.

Absent or not voting:

Messrs. Barnett, Bolter, Brown, Burgess, Chesebro, Clarke, Custer, Dayton, Dobson, Doud, Funk, Garlock, Harsh, Hospers, Hotchkiss, Hutchison, Knight, Larson, Lawrence, Meservey, Moore, Parkhurst, Reiniger, Smith of Mitchell, Smith of Linn, Sweney, Wilbur and Wilson of Butler-28.

So the resolution was adopted.

Senator Young offered the following:

Resolved, That the Clerk be instructed to wait upon the Governor and present the oredentials of the newly-elected officers of the State Institutions.

Adopted.

ELECTION OF WARDENS.

The Chair announced as the next order, the election of a Warden for the Penitentiary at Ft. Madison.

Mr. Riley nominated Geo. W. Crosley.

Senator Dodge nominated John H. Gillespie.

The roll was called, with the following result:

Those voting for Geo. W. Crosley were:

Messrs. Agnew, Anderson of Hamilton, Anderson of Warren, Ball, Berryhill, Blythe, Brower, Brown, Byers, Caldwell, Calvin, Chantry, Chapman, Clark, Converse, Crooks, Cummins, Curtis, Darnall, Davidson, Deal, Doron, Draper, Dungan, Eckles, Evans, Field, Fillmore, Finn, Gatch, Hall, Hanchett, Harsh, Hauser, Head, Hobbs, Homrighaus, Hunter, Jones, Kennan, Lewis, Lockin, Luke, Mack, Mahoney, McCoy, McFarland, McVay, Mills, Nelson, Nicoll, Oakman, Parrott, Paschal, Poyneer, Price, Redman, Reiniger, Riley, Roach, Roberts, Robeson, Schleicher, Seeds, Shipley, Smith of Mitchell, Steele, Teale, Thornburg, Thorniley, Tipton, Townsend, Vale, Walker, Weber, Weidman, Wilson of Butler, Wilson of Cass, Woolson, Wyckoff, Yergey and Young-82.

Those voting for John H. Gillispie were:

Messrs. Beem, Bills, Buell, Cassatt, Craig, Davie, Dodge, Dooley, Duns, Eilers, Estes, Foley, Groneweg, Hamilton, Hart, Hipwell, Hor-ton, Jolly, Kelly, Kent, Kline, Limback, Mattoon, Mitchell, Owen, Piatt, Rice, Robb, Roe, Roundy, Rowan, Russell, Schmidt, The-ophilus, Thompson, Wagner, Wolfe, Woods and Wyman-39. Those voting for Mr. Jenkins were:

Messrs. Kegler and Taylor-2.

Absent or not voting:

Messrs. Barnett, Barrett, Bayless, Bolter, Burgess, Chesebro, Clarke, Custer, Dayton, Dietz, Dobson, Doud, Funk, Garlock, Hospers, Hotchkiss, Hutchison, Knight, Larson, Lawrence, Meservey, Moore, Parkhurst, Slosson, Smith of Linn, Sweney and Wilbur-27.

The vote was announced as follows:

Whole number votes cast	3
Geo. W Crosley	8
Jenkins	2

Geo. W. Crosley having received a majority of all the votes cast, was deelared duly elected Warden of the Penitentiary at Ft. Madison.

For Warden of the Penicentiary at Anamosa, Mr. Jones nominated Marquis Barr.

Mr. Thompson nominated J. H. Vantasel.

The roll was called, with the following result:

Those voting for Marquis Barr, were:

Messrs. Agnew, Anderson of Hamilton, Anderson of Warren, Ball, Barrett, Berryhill, Blythe, Brower, Brown, Byers, Caldwell, Calvin, Chantry, Chapman, Converse, Crooks, Cummins, Curtis, Darnall, Davidson, Deal, Doron, Draper, Dungan, Eckles, Evans, Fillmore, Gatch, Hanchett, Harsh, Hauser, Head, Hobbs, Homrighaus, Hunter, Jones, Kennan, Lewis, Lockin, Luke, Mack, Mahoney, McCoy, Mo-Farland, McVay, Mills, Nelson, Nicoll, Oakman, Parrott, Paschal, Poyneer, Price, Redman, Reiniger, Riley, Roach, Roberts, Robeson, Schleicher, Seeds, Shipley, Smith of Mitchell, Steele, Teale, Thornburg, Thorniley, Tipton, Townsend, Vale, Walker, Weber, Weidman, Wilson of Butler, Woolson, Wyckoff, Yergey and Young-78.

Those voting for J. H. Vantassel were:

Messre. Beem, Bills, Buell, Craig, Davie, Dooley, Daus, Eilers, Estes, Foley, Horton, Jolly, Kegler, Kelly, Kline, Mattoon, Owen, Piatt, Rice, Roe, Roundy, Rowan, Schmidt, Taylor, Theophilus, Thompson, Wolfe, Woods and Wyman-29.

Absent or not voting:

Messrs. Barnett, Bayless, Bolter, Burgess, Cassatt, Chesebro, Clarke, Clark, Custer, Dayton, Dietz, Dobson, Dodge, Doud, Field, Finn, Funk, Garlock, Groneweg, Hall, Hamilton, Hart, Hipwell, Hospers, Hotchkiss, Hutchison, Kent, Knight, Larson, Lawrence, Limback,

Meservey, Mitchell, Moore, Parkhurst, Robb, Russell, Slosson, Smith of Linn, Sweney, Wagner, Wilbur and Wilson of Cass-43. The vote was announced as follows:

Whole number of votes cast	107
Marquis Barr	78
J. H. Vantassil	29

Marquis Barr having received a majority of all the votes cast was decided duly elected Warden of the Penitentiary at Anamosa.

The following certificates were signed in the presence of the joint convention:

HALL OF THE HOUSE OF BEPRESENTATIVES, Des Moines, Iowa, February 23, 1888.

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 Thursday, the twenty third day of February, A. D 1898, for the purpose of electing Regents of the State University, H. A. Burrell having received a majority of all the votes cast for said office, was declared duly elected a Regent of 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 twenty-third day of February, A. D. 1888.

JOHN A. T. HULL, President of the Senate.

W. H. REDMAN, Speaker of the House of Representatives.

ATTEST:

ED. P. SEEDS, Teller of the Senate.

A. B. CUMMINS,

Teller of the House of Representatives.

1888.

HALL OF THE HOUSE OF REPRESENTATIVES, DES MOINES, IOWA, February 23, 1888.

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 Thursday, the twenty-third day of February, A. D. 1888, for the purpose of electing Regents of the State University, D. N. Richardson having received a majority of all the votes cast for said office, was declared duly elected a Regent of 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 twenty third day of February, A. D. 1888.

JOHN A. T. HULL, President of the Senate.

W. H. REDMAN, Speaker of the House of Representatives.

ATTEST:

ED. P. SEEDS, Teller of the Senate.

A. B. CUMMINS,

Teller of the House of Representatives.

HALL OF THE HOUSE OF REPRESENTATIVES, Des Moinel, Iowa, February 23, 1888. }

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 Thursday, the twenty-third day of February, A. D. 1888, for the purpose of electing Regents of the State University, Albert W. Swalm having received a majority of all the votes cast for said office, was declared duly elected a Regent of 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 twenty-third day of February, A. D. 1888.

JOHN A. T. HULL, President of the Senate.

W. H. REDMAN, Speaker of the House of Representatives.

ATTEST:

ED. P. SEEDS, *Ieller* of the Senate.

HALL OF THE HOUSE OF REPRESENTATIVES, DES MOINES, IOWA, February 23, 1898. }

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 Thursday, the twenty-third day of February, A. D. 1888, for the purpose of electing Regents of the State University, T. S. Wright having received a majority of all the votes cast for said office, was declared duly elected a Regent of 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 twenty-third day of February, A. D. 1888.

JOHN A. T. HULL, President of the Senate.

W. H. REDMAN, Speaker of the House of Representatives.

ATTEST:

ED. P. SEEDS, Teller of the Senate.

A. B. CUMMINS, Teller of the House of Representatives.

HALL OF THE HOUSE OF REPRESENTATIVES, DES MOINES, IOWA, February 23, 1888. }

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 Thursday, the twenty-third day of February, A. D. 1888, for the purpose of electing Trustees of the Iowa Agricultural College and Farm, G. W. Dunham having received a majority of all the votes cast for said office, was declared duly elected a Trustee to fill vacancy for the term two years, and until his successor is elected and qualified.

Signed in the presence of the joint convention, this twhenty-third day of February, A. D. 1888.

> JOHN A. T. HULL, President of the Senate.

W. H. REDMAN, Speaker of the House of Representatives.

ATTEST:

ED. P. SEEDS, Teller of the Senate.

A. B. CUMMINS, Teller of the House of Representatives.

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HALL OF THE HOUSE OF BEPBESENTATIVES, DES MOINES, IOWA, February 23, 1868.

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 Thursday, the twenty-third day of February, A. D. 1888, for the purpose of electing Trustees of the Iowa Agricultural College and Farm, Joseph Dysart having received a majority of all the votes cast for said office, was duly elected a Trustee for the term of six years from and after the expiration of the term of present incumbent, and until his successor is elected and qualified.

Signed in the presence of the joint convention, this twenty third day of February, A. D. 1888.

JOHN A. T. HULL, President of the Senate.

W. H. REDMAN,

Speaker of the House of Representatives.

ATTEST:

ED. P. SEEDS,

Teller of the Senate. A. B. CUMMINS, Teller of the House of Representatives.

HALL OF THE HOUSE OF REPRESENTATIVES, DES MOINES, IOWA, February 23, 1888.

This is to certify that an election by the two houses of the General Assembly of the State of Iows, in joint convention, on Thursday, the twenty-third day of February, A. D. 1888, for the purpose of electing Trustees of the Iowa Agricultural College and farm. J. S. Clarkson having received a majority of all the votes cast for said office, was declared duly elected a Trustee 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 twenty-third day of February, A. D. 1888.

JOHN A. T. HULL, President of the Senate.

W. H. REDMAN, Speaker of the House of Representatives.

ATTEST:

ED. P. SEEDS, Teller of the Senate.



JOURNAL OF THE HOUSE.

HALL OF THE HOUSE OF REPRESENTATIVES,) DES MOINES, IOWA, February 23, 1888. }

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 Thursday, the twenty third day of February, A. D. 1888, for the purpose of electing Trustees of the Iowa Agricultural College and Farm, Geo. Van Houten, having received a majority of all the votes cast for said office, was declared duly elected a Trustee, to fill vacancy, for the term of four years, and until his successors is elected and qualified.

Signed in the presence of the joint convention, this twenty third day of February, A. D. 1888.

JOHN A. T. HULL, President of the Senate.

W. H. REDMAN, Speaker of the House of Representatives.

ATTEST:

ED. P. SEEDS, Teller of the Senate.

A. B. CUMMINS,

Teller of the House of Representatives.

HALL OF THE HOUSE OF REPRESENTATIVES, DES MOINES, IOWA, February 23, 1888. }

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 Thursday, the twenty-third day of February, A. D. 1888, for the purpose of electing Trustees of the Iowa Agricultural College and Farm, Eugene Secor, having received a majority of all the votes cast for said office, was declared duly elected a Trustee 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 twenty third day of February, A. D. 1888.

JOHN A. T. HULL, President of the Senate.

W. H. REDMAN, Speaker of the House of Representatives.

ATTEST:

ED. P. SEEDS, Teller of the Senate.

A. B. CUMMINS, Teller of the House of Representatives.

1888.]

HALL OF THE HOUSE OF BEPBESENTATIVES,) DES MOINES, IOWA, February 23, 1888. }

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 Thursday, the twenty third day of February, A. D. 1888, for the purpose of electing Trustees of the Iowa Agricultural College and Farm, C. D. Boardman, having received a majority of all the votes cast for said office, was declared duly elected a Trustee 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 twenty-third day of February, A. D. 1888.

JOHN A. T. HULL, President of the Senate.

W. H. REDMAN, Speaker of the House of Representatives.

ATTEST:

ED. P. SEEDS,

Teller of the Senate.

A. B. CUMMINS,

Teller of the House of Representatives.

HALL OF THE HOUSE OF REPRESENTATIVES, DES MOINES, IOWA, February 23, 1888. }

This is to certify, that at an election by the two houses of the General Assembly of the State of Iowa, in joint convention, cn Thursday, the Twenty third day of February, A. D. 1888, for the purpose of electing Directors of the School for the Instruction and Training of Teachers at Cedar Falls, Frank W. Mahin having received a majority of all the votes cast for said office, was declared duly elected a director to fill vacancy for the term of two years, and until his successor is elected and qualified.

Signed in the presence of the joint convention, this twenty-third day of February, A. D. 1888.

JOHN A. T. HULL, President of the Senate.

W. H. REDMAN, Speaker of the House of Representatives.

ATTEST:

ED. P. SEEDS, *I eller of the Senate.*

HALL OF THE HOUSE OF REPRESENTATIVES, DES MOINES, IOWA, February 23, 1888. }

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 Thursday the twenty third day of February, A. D. 1888, for the purpose of electing Directors of the Schools for the Institution, and training of teachers at Cedar Falls, W. T. Smith having received a majority of all the votes cast for said office, was declared duly elected a Director 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 twenty-third day of Febrary, A. D. 1888.

JOHN A. T. HULL, President of the Senate.

W. H. REDMAN, Speaker of the House of Representatives.

ATTEST:

ED. P. SEEDS, *Ieller* of the Senate.

A. B. CUMMINS,

Teller of the House of Representatives.

HALL OF THE HOUSE OF BEPBESENTATIVES, DES MOINES, IOWA, February 23, 1888. }

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 Thursday the twenty-third day of February, A. D. 1888, for the purpose of electing directors of the School for the Instruction and Training of Teachers at Cedar Falls, Wm. M. Fields having received a majority of all the votes cast for said office, was declared duly elected a Director 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 twenty-third day of February, A. D. 1888.

> JOHN A. T. HULL, President of the Senate.

W. H. REDMAN, Speaker of the House of Representatives.

ATTEST:

ED. P. SEEDS, Teller of the Senate.

A. B. CUMMINS, Teller of the House of Representatives.

48

HALL OF THE HOUSE OF BEPBESENTATIVES, Des Moines, Iowa, February 18, 1888. }

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 Thursday, the twenty-third day of February A. D. 1888, for the purpose of electing Trustees of 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 a Trustee 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 twenty-third day of February, A. D. 1888.

JOHN A. T. HULL, President of the Senate.

W. H. REDMAN, Speaker of the House of Representatives.

ATTEST:

ED. P. SEEDS, Teller of the State.

A. B. CUMMINS,

Teller of the House of Representatives.

HALL OF THE HOUSE OF BEPRESENTATIVES, DES MOINES, IOWA, February 23, 1888. }

This is to certify that at an election by the two houses of the General Assembly of the State of Iows, in joint convention, on Thursday, the twenty third day of February, ▲ D. 1888, for the purpose of electing Trustees of the Iowa College for the Blind, G. M. Miller having received a majority of all the votes cast for said office, was declared duly elected a Trustee for the term of four years from and after the expiration of the term of the present incumbent, and until his suscessor is duly elected and qualified.

Signed in the presence of the joint convention, this twenty-third day of February, A. D. 1888.

JOHN A. T. HULL, President of the Senate.

W. H. REDMAN, Speaker of the House of Representatives.

ATTEST:

ED. P. SEEDS, Teller of the Senate.

A. B. CUMMINS,

Teller of the House of Representatives.

HALL OF THE HOUSE OF BEPBESENTATIVES,) DES MOINES, IOWA, February 23, 1888.

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 Thursday, the twenty-third day of February A. D. 1888, for the purpose of electing Trustees of the Iowa College for the Blind, John Killen having received a majority of all the votes cast for said office, was declared duly elected a Trustee 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 twenty-third day of February A. D. 1888.

JOHN A. T. HULL, President of the Senate.

W. H. REDMAN, Speaker of the House of Representatives.

ATTEST:

ED. P. SEEDS, Teller of the Senate.

A. B. CUMMINS.

Teller of the House of Representatives.

HALL OF THE HOUSE OF REPRESENTATIVES, Des Moines, Iowa, February 23, 1888.

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 Thursday, the twenty third day of February, A. D. 1888, for the purpose of electing Trustees of 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 a Trustee for the term of six years from and after the expiration of the present incumbent, and until his successor is elected and qualified.

Signed in the presence of the joint convention, this twenty third day of February, A. D.

JOHN A. T. HULL, President of the Senate.

W. H. REDMAN, Speaker of the House of Representatives.

ATTEST:

ED. P. SEEDS, Teller of the Senate.

HALL OF THE HOUSE OF REPRESENTATIVES, DES MOINES, IOWA, February 23, 1888.

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 Thursday the twenty third day of February, A. D. 1888, for the purpose of electing Trustees of the Soldiers' Orphans' Home, Geo. P. McClelland having received a majority of all the votes cast for said office, was declared duly elected a Trustee 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 twenty-third day of February, A. D. 1888.

JOHN A. T. HULL, Pressdent of the Senate.

W. H. REDMAN, Speaker of the House of Representatives.

ATTEST:

ED. P. SEEDS,

Teller of the Senate.

A. B. CUMMINS,

Teller of the House of Representatives.

HALL OF THE HOUSE OF REPRESENTATIVES, Des Moines, Iowa, February 23, 1888.

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 Thursday, the twenty-third day of February, A. D. 1888, for the purpose of electing Trustees of the Soldiers' Orphans' Home, J. G. Brown, having received a majority of all the votes cast for said office, was declared duly elected a Trustee 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 twenty third day of February, A. D. 1888.

> JOHN A. T. HULL, President of the Senate.

W. H. REDMAN, Speaker of the House of Representatives.

ATTEST:

ED. P. SEEDS, Teller of the Senate.

A. B. CUMMINS, Teller of the House of Representatives.

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HALL OF THE HOUSE OF BEPRESENTATIVES, | DES MOINES, IOWA, February 28, 1888.

This is to certify that at an election by the two houses the of General Assembly of the State of Iowa, in joint convention, on Thursday the twenty third day of February, A. D. 1888, for the purpose of electing Trustees of the Soldiers' Orphans' Home, J. J. Wohlwend having received a majority of all the votes cast for said office, was declared duly elected a Trustee 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 twenty-third day of February, A. D. 1888.

> JOHN A. T. HULL, President of the Senate.

W. H. REDMAN, Speaker of the House of Representatives.

ATTEST:

ED. P. SEEDS, Teller of the Senate.

A. B. CUMMINS,

Teller of the House of Representatives.

HALL OF THE HOUSE OF BEPRESENTATIVES, } DES MOINES, IOWA, February 23, 1888.

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 Thursday, the twenty third day of February, A. D. 1888, for the purpose of electing Trustees of the Iowa Hospital for the Insane at Mt. Pleasant, D. H. Hurst having received a majority of all the votes cast for said office, was declared duly elected a Trustee 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 twenty-third day of February, A. D. 1888.

> JOHN A. T. HULL, President of the Senate.

W. H. REDMAN, Speaker of the House of Representatives.

Attest:

ED. P. SEEDS, Teller of the Senate.

HALL OF THE HOUSE OF REPRESENTATIVES DES MOINES, IOWA, February 23, 1888.

This is to certify that at an election by the two houses of the Gen eral Assembly of the State of Iowa, in joint convention, on Thursday, the twenty third day of February, A. D. 1888, for the purpose of electing Trustees of the Iowa Hospital for the Insane at Mt. Pleasant, Geo. H. Spahr having received a majority of all the votes cast for said office, was declared daly elected a Trustee to fill vacancy for the term of two years and until his successor is elected and qualified.

Signed in the presence of the joint convention, this twenty third day of February, A. D. 1888.

JOHN A. T. HULL, President of the Senate.

W. H. REDMAN, Speaker of the House of Representatives.

ATTEST:

ED. P. SEEDS, Teller of the Senate.

A. B. CUMMINS,

Teller of the House of Representatives.

HALL OF THE HOUSE OF BEPRESENTATIVES, Des Moines, Iowa, February 28, 1888.

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 Thursday, the twenty-third day of February, A. D. 1888, for the purpose of electing Trustees of 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 a Trustee 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 twenty-third day of February, A. D. 1888.

> JOHN A. T. HULL, President of the Senate.

W. H. REDMAN, Speaker of the House of Representatives.

Attest:

ED. P. SEEDS, Teller of the Senate.



HALL OF THE HOUSE OF REPRESENTATIVES, Des Moines, Iowa, February 23, 1888. }

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 Thursday, the twenty-third day of February, A. D. 1888, for the purpose of electing Trustees of the Iowa Hospital for the Insane at Independence, W. E. Roseman having received a majority of all the votes cast for said office, was declared duly elected a Trustee 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 twenty-third day of February, A. D. 1888.

JOHN A. T. HULL, President of the Senate.

W. H. REDMAN, Speaker of the House of Representatives.

ATTEST:

ED. P. SEEDS,

Teller of the Senate.

A. B. CUMMINS,

Teller of the House of Representatives.

HALL OF THE HOUSE OF REPRESENTATIVES, Des Moines, Iowa, February 23, 1888.

This is to certify that at an election by the two houses of the General Assembly of the State of lows, in joint convention, on Thursday, the twenty third day of February, A. D. 1888, for the purpose of electing Trustees of the Iowa Hospital for the Insane at Independence, J. L. Whitley having received a majority of all the votes cast for said office, was declared duly elected a Trustee 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 twenty-third day of February, A. D. 1888.

JOHN A. T. HULL, President of the Senate.

W. H. REDMAN, Speaker of the House of Representatives.

ATTEST:

ED. P. SEEDS, Teller of the Senate.



HALL OF THE HOUSE OF BEPBESENTATIVES,) DES MOINES, IOWA, February 23, 1888. }

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 Thursday, the twenty third day of February, A. D. 1888, for the purpose of electing Trustees of the Iowa Hospital for the Insane at Independence, R. A. Dunkelberg having received a majority of all the votes cast for said office, was declared duly elected a Trustee 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 twenty third day of February, A. D. 1888.

JOHN A. T. HULL, President of the Senate.

W. H. REDMAN, Speaker of the House of Representatives.

ATTEST:

ED. P. SEEDS,

Teller of the Senate.

A. B. CUMMINS,

Teller of the House of Representatives.

HALL OF THE HOUSE OF REPRESENTATIVES, Des Moines, Iowa, February 23, 1888.

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 Thursday, the twenty-third day of February, A. D. 1888, for the purpose of electing Trustees for the Hospital for the Insane at Clarinda, J. D. M. Hamilton, having received a majority of the votes cast for said office, was declared duly elected a Trustee 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 twenty third day of February, A. D. 1888.

> JOHN A. T. HULL, President of the Senate.

W. H. REDMAN, Speaker of the House of Representatives.

ATTEST:

ED. P. SEEDS, Teller of the Senate.

HALL OF THE HOUSE OF REPRESENTATIVES, DES MOINES, IOWA, February 23, 1888.

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 Thursday, the twenty third day of February, A. D. 1888, for the purpose of electing Trustees for the Hospital for the Insane at Clarinda, L. B. Raymond having received a majority of all the votes cast for said office, was declared duly elected a Trustee 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 twenty-third day of February, A. D. 1888.

JOHN A. T. HULL, President of the Senate.

W. H. REDMAN, Speaker of the House of Representatives.

ATTEST:

ED. P. SEEDS, Teller of the Senate.

A. B. CUMMINS,

Teller of the House of Representatives.

HALL OF THE HOUSE OF REPRESENTATIVES, DES MOINES, IOWA, February 23, 1888. {

This is to cortify that at an election by the two houses of the General Assembly of the State of Iowa, in joint convention, on Thursday, the twenty-third day of February, A. D. 1888, for the purpose of electing Trustees of the Hospital for the Insane at Clarinda, Ed. H. Hunter having received a majority of all the votes cast for said office, was declared duly elected a Trustee 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 twenty-third day of February, A. D. 1888.

JOHN A. T. HULL, President of the Senate.

W. H. REDMAN, Speaker of the House of Representatives.

ATTEST:

ED. P. SEEDS, Teller of the Senate.

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A. B. CUMMINS, Teller of the House of Representatives.

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HALL OF THE HOUSE OF REPRESENTATIVES, DES MOINES, IOWA, February 23, 1888. }

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 Thursday, the twenty-third day of February, A. D. 1888, for the purpose of electing Trustees for the Hospital for the Insane at Clarinda, E. J. Hartshorn having received a majority of all the votes cast for said office, was declared duly elected a Trustee 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 twenty-third day of February, A. D. 1888.

JOHN A. T. HULL, President of the Senate.

W. H. REDMAN, Speaker of the House of Representatives.

ATTEST:

ED. P. SEEDS,

Teller of the Senate.

A. B. CUMMINS,

Teller of the House of Representatives.

HALL OF THE HOUSE OF REPRESENTATIVES, DES MOINES, IOWA, February 23, 1888.

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 Thursday, the twenty-third day of February, A. D. 1888, for the purpose of electing Trustees for the Hospital for the Insane at Clarinda, J. H. Dunlap having received a majority of all the votes cast for said office, was declared duly elected a Trustee 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 twenty third day of February, A. D. 1888.

JOHN A. T. HULL, President of the Senate.

W. H. REDMAN, Speaker of the House of Representatives.

ATTEST:

ED. P. SEEDS,

Teller of the Senate.

A. B. CUMMINS,

Teller of the House of Representatives.

HALL OF THE HOUSE OF REPRESENTATIVES, DES MOINES, IOWA, February 23, 1888.

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 Thursday, the twenty-third day of February, A. D. 1888, for the purpose of electing Trustees of the Institution for the Feeble Minded Children, F. M. Schriver having received a majority of all the votes cast for said office, was declared duly elected a Trustee 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 twenty-third day of February, A. D. 1888.

JOHN A. T. HULL, President of the Senate.

W. H. REDMAN, Speaker of the House of Representatives.

ATTEST:

ED. P. SEEDS, Teller of the Senate.

A. B. CUMMINS, Teller of the House of Representatives.

HALL OF THE HOUSE OF REPRESENTATIVES, DES MOINES, IOWA, February 28, 1888.

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 Thursday, the twenty-third day of February, A. D. 1888, for the purpose of electing Trustees of the Iowa Industrial Schools, Margaret E. Appleton having received a majority of all the votes cast for said office, was declared duly elected a Trustee to fill vacancy for the term of four years, and until her successor is elected and qualified.

Signed in the presence of the joint convention this twenty-third day of February, A. D. 1888.

JOHN A. T. HULL, President of the Senate.

W. H. REDMAN, Speaker of the House of Representatives.

ATTEST:

ED. P. SEEDS, Teller of the Senate.

A. B. CUMMINS,

Teller of the House of Representatives.

HALL OF THE HOUSE OF REPRESENTATIVES, DES MOINES, IOWA, February 23, 1888.

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 Thursday, the twenty-third day of February, A. D. 1888, for the purpose of electing Trustees of the Iowa Industrial Schools, Thomas Mitchell having received a majority of all the votes cast for said office, was declared duly elected a Trustee 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 twenty-third day of February, A. D. 1888.

JOHN A. T. HULL, President of the Senate.

W. H. REDMAN, Speaker of the House of Representatives.

ATTEST:

ED. P. SEEDS, Teller of the Senate.

A. B. CUMMINS,

Teller of the House of Representatives.

HALL OF THE HOUSE OF REPRESENTATIVES, DES MOINES, IOWA, February 23, 1888. }

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 Thursday, the twenty-third day of February, A. D. 1888, for the purpose of electing Trustees of the Iowa Industrial Schools, H. L. Getz having received a majority of all the votes cast for said office, was declared duly elected a Trustee 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 twenty-third day of February, A. D. 1888.

JOHN A. T. HULL, President of the Senate.

W. H. REDMAN, Speaker of the House of Representatives.

ATTEST:

ED. P. SEEDS, I eller of the Senate.

A. B. CUMMINS,

Teller of the House of Representatives.

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JOURNAL OF THE HOUSE.

HALL OF THE HOUSE OF REPRESENTATIVES, DES MOINES, IOWA, February, 28, 1888. }

This is to certify that at an election by the two houses of the General Assembly of the State of Iows, in joint convention on Thursday the twenty-third day of February, A. D. 1888, for the purpose of electing Warden of the Penitentiary at Fort Madison, Iowa, George W. Crossley having received a majority of all the votes cast for said office, was declared duly elected Warden of the Penitentiary at Fort 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 the presence of the joint convention this twenty-third day of February, A. D. 1888.

> JOHN A. T. HULL, Presidedt of the Senate.

W. H. REDMAN, Speaker of the House of Representatives.

ATTEST:

ED. P. SEEDS, Teller of the Senate.

A. B. CUMMINS,

Teller of the House of Representatives.

HALL OF THE HOUSE OF REPRESENTATIVES, DES MOINES, IOWA, February 23, 1888.

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 Thursday, the twenty third day of February A. D. 1888, for the purpose of electing Warden of the Penitentary at Anamosa, Iowa, Marquis Barr, 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 prescence of the joint convention, this twenty-third day of February A, D. 1888.

JOHN A. T. HULL, * President of the Senate.

W. H. REDMAN. Speaker of the House of Representatives.

ATTEST:

ED. P. SEEDS, Teller of the Senate.

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The minutes of the joint convention were read and approved. On motion of Mr. Riley the joint convention dissolved. House called to order by the Speaker. On motion of Mr. Riley the House adjourned.

HALL OF THE HOUSE OF REPRESENTATIVES, DES MOINES, IOWA, February 24, 1888. }

House met in regular session at 2 P. M. The Speaker in the chair. Prayer by Rev. Fred Harris. Reading of the journal postponed.

SENATE MESSAGES CONSIDERED.

Senate File No. 99.

Read first and second times and referred to the Committee on Municipal Corporations.

Senate File No. 97.

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

Senate File No. 303.

Read first and second times and referred to the Committee on Agriculture.

Senate File No. 157.

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

Senate File No. 156.

Read a first and second times and passed on file.

Senate File No. 116.

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

Senate File No. 144.

Read first and second times and referred to the Committee on Printing.

SPECIAL ORDER.

House File No. 373, a bill for an act to regulate railroad corporations and other common carriers in the State, etc.

Section 17 passed.

Section 18 considered.

Amendment by Mr. Robb to strike out of line 7 the words "unreasonably high," and insert the word "unreasonable" in lieu thereof. Lost.

Section 18 passed.

Section 19 passed.

Section 20 considered.

Amendment by Mr. Luke to add at end of section the following: "and the rates and classifications so established after such hearing and investigation shall from time to time thereafter, upon complaint duly made, be subject to revision by said commissioners the same as any other rates and classifications."

Adopted.

Amendment by Mr. Cummins to insert after the word "State," in line 16, the words "or of the United States."

Adopted.

Section 20 passed.

Section 21 considered.

Amendment by Mr. Riley, to insert in line 9 after the word "party" the words "to any proceeding pending before said Board."

Lost.

Amendment by Mr. Luke, to add at end of section the words "in any proceeding pending before said Board."

Adopted.

Section 21 passed.

Section 22 considered.

Amendment by Mr. Hall to insert after the word "how" in line 10 the words "and where."

Adopted.

Amendment by Mr. Berryhill, to insert in line 19 after word "accounts" the words "may fix or prescribe."

Lost.

Amendment by Mr. Berryhill, to insert in line 19 after the word "accounts" the word "prescribe."

Adopted.

Section 22 passed.

MESSAGE FROM THE SENATE.

The following message was received from the Senate:

ME. SPEAKEE:—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 provide for the levy of one-half $(\frac{1}{2})$ mill state tax for the years 1888 and 1889 to pay the outstanding indebtedness of the State.

C. H. BROCK, Secretary.

Consideration of House File No. 373 continued.

Section 23 passed.

Section 24 considered.

Amendment by Mr. Luke, to strike out of line 24 the word "then" and insert in lieu thereof the word "than;" also to strike out of line 9 the word "and" and insert in lieu thereof the word "or;" also to strike out of line 48 the last word "as" and strike out all of line 24.

Adopted.

Amendment by Mr. Luke, to insert in line 32 after the words "from the same" the word "original."

Adopted.

Section 24 passed.

Section 244 considered.

Amendment by Mr. Roach:

To strike out of lines four and five the words, "under substantially similar circumstances and conditions;" also, to strike the same words out of lines eight and twelve, respectively.

Adopted.

Amendment by Mr. Ball:

To strike out the words "in the same direction" wherever they occur in the section.

Upon the adoption of the amendment, Messrs. Theophilus and Wilson of Butler, demanded the yeas and nays.

The yeas were:

Messrs. Ball, Clarke, Craig, Darnall, Dayton, Eilers, Foley, Hipwell, Hunter, Rice, Steele, Smith, Theophilus, Thompson and Wilson of Butler-15.

The nays were:

Messrs. Agnew, Anderson of Hamilton, Anderson of Warren, Beem, Berryhill, Blythe, Brown, Burgess, Byers, Calvin, Chantry, Chapman, Crooks, Cummins, Curtis, Custer, Davie, Dobson, Doron, Draper, Duus, Eckles, Estes, Evans, Field, Fillmore, Hall, Hamilton, Hauser, Hart, Hobbs, Horton, Homrighaus, Hotchkiss, Jolly, Jones, Kennan, Kline, Lewis, Limback, Lockin, Luke, Mack, Mahoney, McFarland, Mitchell, Moore, Nelson, Nicoll, Oakman, Owen, Parkhurst, Paschal, Piatt, Riley, Rosch, Robb, Roberts, Roe, Roundy, Rowan, Russell, Schleicher, Shipley, Slosson, Teale, Thornburg, Thorniley, Tipton, Townsend, Walker, Wilson of Cass, Woods, Wyckoff, Wyman and Yergey-76.

Absent or not voting:

Messrs. Buell, Deitz, Head, Hospers, Larson, Robeson, Wagner, Wilbur and Mr. Speaker-9.

So the amendment was lost.

Mr. Cummins in the chair.

Section 241 passed.

Section 25 passed.

Section 26 considered.

Amendment by Mr. Luke:

To strike the word "accounts" out of line 2 and insert in lieu thereof the word "counts;" also strike the word "people" out of line 24 and insert in lieu thereof the word "state," also to make the same change in line 25.

Adopted.

Section 26 passed.

Section 27 considered.

Amendment by Mr. Lewis:

To strike out the word "have" in line 3 and insert in lieu thereof the word "has."

Adopted.

Amendment by Mr. Anderson, of Warren:

To change the word "become" to "becomes," in same line. Lost.

Amendment by Mr. Thompson:

To insert in line 3, before the word "become," the word "has."

Lost.

Section 27 passed.

Section 28 considered.

Amendment by Mr. Custer:

To strike out the word "and" after the word "officers," in lines 6 and 8, and to insert after the word "employes" in same lines, the words, "and their families."

Substitute for the amendment by Mr. Riley:

To insert after the word "employes," in lines 6 and 8, the words, "and their families and to persons in charge of live stock being shipped, from the point of shipment to destination and return."

Adopted.

Amendment by Mr. Craig:

To insert after the word "purposes," in line 3, the words, "or for their employes and their families."

Adopted.

Amendment by Mr. Luke:

To add the letter "s" at end of the word, "government" in line 2. Adopted.

Amendment by Mr. Roe:

To strike out of line 5 the words, "any common carrier from giving," and insert "the Board of Railroad Commissioners from fixing a schedule of."

Lost.

Mr. Berryhill moved a reconsideration of the amendment by Mr. Craig.

Carried.

Mr. Craig withdrew his amendment and offered the following: To insert after the word "thereat" in line 8 the words "or for the employes of such common carriers or their families or private property or goods for the family use of the employes of such common carrier."

Adopted.

Amendment by Mr. Chantry, to strike out of line 2 after the word "State" the words "or municipal government."

Lost.

Amendment by Mr. Thornburg, to insert after the words "live stock" in the amendment by Mr. Riley the words "or shippers of grain shipping grain on roads on which they are shipping over."

Lost.

Section 28 passed.

Section 29 considered.

Amendment by Mr. Luke, to strike out of line 4 the ords "deem to be temporarily of importance" and insert in lieu thereof the word "requires;" also to strike out of line 1 the word "company" and insert in lieu thereof the word "commissioners."

Adopted.

Amendment by Mr. Russell, to strike out the word "passing" in line 1 and to insert in lieu thereof the words "free transportation." Adopted.

Amendment by Mr. Ball to strike out the word "who" in line 4 and insert in lieu thereof the word "they."

Lost.

Section 29 passed.

Section 30 considered.

Amendment by Mr. Riley, to insert after the figures "\$10,000" in line 4 the words "or so much thereof as may be necessary."

Adopted.

Section 30 passed.

Section 31 passed.

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. 284, a bill for an act to authorize the Governor to lease lot 7 in block 33, in the city of Des Moines, to the Governor's Guards, designated in the military organization of the State as Company A, Third Regiment, Iowa National Guards.

Also, Senate File No. 119, a bill for an act to amend chapter 151, acts of the Eighteenth General Assembly, relating to the State Board of Health.

Also, Senate File No. 146, a bill for an act repealing section 1065 of the Code of 1873, and enacting a substitute therefore.

Also, Senate File No. 133, a bill for an act to repeal chapter 189, acts of the Twentieth General Assembly, relating to the appointment of a State Veterinary Surgeon, and to provide a substitute therefor. E. D. CHASSELL, Second Ass't Secretary.

Consideration of House File No. 373 continued.

Amendment to section 17 by Mr. Riley, to insert in line 19 after the word "State" the words "and a printed copy of such revised schedule shall be conspicuously posted by each common carrier in each freight office and passenger depot upon its line or lines".

Adopted.

Amendment by Mr. Roach to section 16, to insert in line 5 after the word "court" the words "in any county", and also to insert in line 6 after the word "office" the words "or in any county through which its line or road passes or is operated".

Adopted.

Amendment by Mr. Estes to section 16, to strike out the word "any" in line 5 and insert in lieu thereof the word "the".

Adopted.

Amendment by Mr. Berryhill to section 24:

To strike out of line 32 of the printed bill the words "or number," following the words "of the same class."

Adopted.

Amendment by Mr. Smith:

To strike out section 29.

READING OF JOURNAL.

The journal of yesterday was read and approved.

INTRODUCTION OF BILLS.

Under suspension of the rules, on motion of Mr. Roach.

By Mr. Wyman, House File No. 490, a bill for an act to compel railroads to raise or lower their tracks at highway crossings or establish flagmen at such crossings.

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

By Mr. Thompson, House File No. 491, a bill for an act to amend section 2, chapter 129, acts of the Seventeenth General Assembly, making the State Superintendent a member of the board of directors of the State Normal School.

Read first and second times and referred to the Committee on Normal Schools.

By Mr. Wyckoff, House File No. 492, a bill for an act to legalize the acts of Joseph A. Elliott, of Appanoose county, as notary public.

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

By Mr. Robeson, House File No. 493, a bill for an act to require foreign insurance companies doing business in this State to deposit bonds or securities with the Treasurer of State for protection of policy-holders.

Read first and second times and referred to the Committee on Insurance.

REPORTS OF COMMITTEES.

Mr. Riley, from the Committee on Municipal Corporations, reported House File No. 6, recommending passage of substitute entitled a bill for an act to regulate the manner of issuing or paying city warrants in certain cities of the first class, and cities organized under special charter.

The substitute was read a first and second time and passed on file. Also, House File No. 203, recommending passage.

Also, House File No. 381, recommending amendment and passage. Also, House File No. 384, recommending amendment and passage.

Also, House File No. 444, recommending passage.

Also, House File No. 449, recommending passage.

Passed on file.

Mr. Curtis, from the Committee on Banks and Banking, reported House File No. 244, recommending passage of substitute entitled a bill for an act providing for the examination of banks and fixing the fee for the same.

The substitute was read a first and second time and passed on file. Also, House File No. 279, recommending amendment and passage. Passed on file.

Mr. Smith, from the committee on mileage and expenses of visiting committees submitted the following report:

ME. SPEAKEE—Your committee appointed under House concurrent resolution of February 6, to ascertain and report mileage and expenses due to the several visiting committees would respectfully report that we have carefully examined the items of mileage and expenses as handed

D. D. Y M.C	0.00
D. Nicoll	5.00
L. D. Hotchkiss	5.00
	15 00

Committee to visit Institute for Deaf and Dumb, Council Bluffs:

J. S. Lawrence\$	14.20
S. E. Field	19 10 19.10
;	52.40

Committee to visit College for the Blind, Vinton:

W. D. Mills	22 40 22.40 22.40
	67.20

Committee to visit the Soldiers' Orphans' Home and Home for Indigent Children, Davenport:

J. H. Sweeney	22.85 25.00
8	47.85

Committee to visit Hospital for Insane, Mt. Pleasant:

T. J. Caldwell	20.00 20.00 20.00
5 4 5	60.00

Committee to visit Hospital for Insane, Clarinda:

F. D. Bayless	28.50 28.50 26.50
•	79.50

Committee to visit Normal School, Cedar Falls:

D. B. Davidson\$	12 00
E. W. Wilbur	12.00
J. C. Beem	12.00
	86.00

Committee to visit Penitentiary, Ft. Madison:

A. B. Funk	80.00 25.00
Edgar L. Hobbs	25.00
	80.00

Committee to visit Penitentiary, Anamosa:

Ben. McCoy	14.00 14.00 14.00
	42 00

Committee to visit Asylum for Feeble-minded Children, Glenwood:

J. D. McVay	21.70 15.00 15.00
	51.70

Committee to visit Fish Hatching House, Spirit Lake:

L. S. Hanchett	38.85 38.85 38.85
	100.05

Committee to visit Industrials Schools for Boys at Eldora:

Thos Weideman\$	
John E. Craig John Homighaus	23.86 18.62
5005. Di	60.48

Committee to visit Industrial Schools for Girls' at Mitchellville:

Richard Price	2.95
W. A. Davie. A. D. Clarke.	2.95 2.95
	8.85

Committee to visit Soldiers' Home, Marshalltown:

Lafe Young\$	11.80
A. J. Chantry. Ed. C. Russell.	9.90
	81.60

The Senate Journal of Jan. 17, 1888, shows that Senator Kelly was appointed on the part of the Senate to visit Asylum at Clarinda. He being absent, the name of Senator F. D. Bayless was substituted,

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but the secretary of the Senate failed to note the change, this explains what might appear as an error in this report.

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8. A. CONVERSE, On the part of the Senate.

JAS. A. Smith, J. F. DATTON, On the part of the House.

On motion of Mr. Woods the House adjourned.

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HALL OF THE HOUSE OF REPRESENTATIVES, DES MOINES, IOWA, February 25, 1888. }

House met in regular session at 2 P. M. Prayer by Rev. David McPherson. Reading of journal postponed.

SENATE MESSAGES CONSIDERED.

Senate File No. 290, read first and second times and referred to Committee on Ways and Means.

Senate File No. 146, read first and second times and referred to Committee on Judiciary.

Senate File No. 133, read first and second times and referred to Committee on Agriculture.

Senate File No. 284, read first and second times.

Mr. Berryhill moved that the rules be suspended and the bill be now considered.

Carried unanimously.

Mr. Berryhill moved the rules be suspended and the bill read a third time now.

Carried.

Mr. Riley moved that the vote by which the bill was advanced to its third reading be reconsidered.

Carried.

Mr. Berryhill moved that the bill be returned to the Senate, there being no enacting clause.

Carried.

Substitute for Senate File No. 119, read first and second times and referred to Committee on Medicine, Surgery and Pharmacy.

INTRODUCTION OF BILLS.

By Mr Robb, House File No. 494, a bill for an act to amend section 5, chapter 75, of the acts of the Eighteenth General Assembly.

Read first and second times and referred to the Committee on Medicine, Surgery and Pharmacy.

By Mr. Cummins, House File Fo. 495, a bill for an act to prevent fraud in the sale of lard.

Read first and second times and referred to the Committee on Agriculture.

By Mr. Wilson of Cass, House File No. 496, a bill for an act to legalize certain ordinances of the incorporated town of Griswold, Cass county, Iowa, and to legalize acts done thereunder.

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

By Mr. Field, House File No. 497, a bill for an act to extend the privileges of high schools to puils from rural districts in certain cases.

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

By Mr. Berryhill, House File No. 498, a bill for an act to authorize the Governor to lease lot seven (7), block thirty-three (33), in the city of Des Moines, to Governor's Guards.

The bill was read first and second times.

Mr. Berryhill moved that the rules be suspended, the bill considered engrossed and read a third time now.

Lost.

The bill was referred to Committee on Public Lands and Public Buildings, without printing.

By Mr. Crooks, House File No. 499, a bill for an act to amend section 1320 of Code, as amended by chapter 153, laws of Sixteenth General Assembly, relating to assessment and taxation of property of railroad corporations.

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

By Mr. Eckles, House File No. 500, a bill for an act authorizing cities and incorporred towns to construct electric light plants.

Read first and second times and referred to the Committee on Municipal Corporations.

Mr. Lockin moved that House File No. 385 be referred to Committee on Appropriations, and retain its place on the calendar.

So ordered.

Mr. Larson asked that House File No. 347 be referred back to Committee on Public Lands and Public Buildings.

So ordered.

PETITIONS AND REMONSTRANCES.

By Mr. Riley, resolution of Louisa county Farmers' Alliance on amendment of the law to prohibit the importation of Texas cattle. Also amendment of the assessment laws.

Read and referred to Committees on Animal Industry and Ways and Means.

By Mr. Doron, from the Manufacturers' and Jobbers' Association of Cedar Rapids for passage of House File No. 374.

Read and referred to Committee on Railroads.

By Mr. Larson, from citizens of Winneshiek county against the 8-cent rate on railroads.

Referred to Committee on Railroads.

By Mr. Draper, three remonstrances from citizens of Grundy county against railroad legislation.

Referred to Committee on Railroads.

By Mr. Yergey, from 125 citizens of Jackson township, Montgomery county, for legislation on the subject of the price of abstracts of title.

Read and referred to Committee on Judiciary with permission to withdraw. Also two petitions from citizens of Montgomery county, asking for a reduction of passenger and freight rates.

Referred to Committee on Railroads.

By Mr. Hauser, from 180 citizens of Hardin county, for repeal of section 9 of chapter 104, of Twenty first General Assembly.

Referred to Committee on Judiciary.

By Mr. Steele, from 48 citizens of Henry county, asking for legislation protecting the owners of horses kept for breeding purposes.

Referred to Committee on Animal Industry.

By Mr. Wilson of Cass, from citizens of Cass county, for reduction of freight rates.

Referred to Committee on Railroads.

By Mr. Davie, from citizens of Plymouth county, on same subject. Same reference.

By Mr. Craig, from 500 citizens and business men of Lee county, against radical railroad legislation or the establishment of maximum

rates, and for enlarging the powers of the railroad commission.

Read and withdrawn to present to the Senate.

By Mr. Kline, from citizens of Des Moines county, asking for the passage of Senate File No. 99.

Read and referred to Committee on Municipal Corporations.

Also, another 60 feet long, upon the same subject.

Same reference.

By Mr. Burgess, against telegraphic legislation.

Referred to Committee on Telegraphs and Telephones.

By Mr. Robb, from citizens of Creston, asking for the passage of the Cummins and Gatch bills.

Referred to Committee on Railroads.

By Mr. Head, from citizens of Greene county, asking for a law regulating freight and passenger rates.

Referred to Committee on Railroads.

Also, another from 100 citizens of Greene county, asking for a law imposing stringent penalties for defacing churches.

Referred to Committee on Police Regulations.

By Mr. Darnall, from citizens of Fayette county, in regard to the regulation of railroads.

Referred to Committee on Railroads.

Also, from citizens of Fayette county, asking for passage of House File No. 182.

Referred to Committee on Text books.

By Mr. Shipley, two petitions from citizens of Guthrie county, asking for a law imposing more stringent penalties for defacing churches. Referred to Committee on Police Regulations.

By Mr. Mahoney, from citizens of Winnebago county, in regard to exemption law.

Referred to Committee on Judiciary.

By Mr. Hamilton, from citizens of Cedar Rapids, asking for the passage of a law granting salaries to mayors of cities acting under special charter.

Referred to Committee on Municipal Corporations.

By Mr. Thompson, from citizens of Clayton county, asking for the

passage of a law to give notaries public jurisdiction throughout the State.

Referred to Committee on Judiciary.

By Mr. Piatt, three petitions from citizens of Cedar county, asking for a law reducing passenger and freight rates.

Referred to Committee on Railroads.

By Mr. Thornburg, from citizens of Dallas county, asking for the passage of a law imposing more stringent penalties for defacing churches.

Referred to committee on Public Lands and Buildings.

Also, another for the repeal of section 9, chapter 104 of the acts of the Twenty-first General Assembly.

Read and referred to Committee on Judiciary.

By Mr. Mack, from citizens of Madison county, asking for the passage of a law imposing more stringent penalties for defacing churches.

Referred to Committee on Police Regulations.

By Mr. Hart, from citizens of Pottawattamie county, upon the same subject.

Same reference.

By Mr. Berryhill, from 4,063 citizens of Polk county, asking for the passage of a law permitting the manufacture of intoxicating liquors for export.

Referred to Committee on Suppression of Intemperance.

REPORTS OF COMMITTEES.

Mr. Roach from the Committee on Judiciary, reported House File No. 461, recommending amendment and passage.

Passed on file.

Also, House File No. 327, recommending amendment and passage and reference to Committee on Medicine, Surgery and Pharmacy.

So referred.

Also, Senate File No. 17, recommending indefinite postponement. Passed on file.

House File No. 370, referred back to Committee on Judiciary.

Mr. Lewis from Committee on Compensation of Public Officers, reported House File No. 47, recommending indefinite postponement. Also, House File No. 130, recommending amendment and passage.

Also, House File No. 265, recommending passage.

Also, House File No. 281, recommending passage.

Also, House File No. 369, recommending indefinite postponement. Also, Senate File No. 42, recommending amendment and passage. Passed on file.

Mr. Tipton from Committee on Agriculture, reported House File No. 491, recommending indefinite postponement.

Passed on file.

Mr. Agnew from Committee on Insurance reported House File No. 314, recommending amendmenent and passage.

Also, House File No. 380, recommending passage. Passed on file. Mr. Nicoll from Committee on Horticulture and Forestry, reported House File No. 451, recommending amendment and passage. Passed on file.

Mr. Mack from Committee on Elections, reported House File No. 146, recommending amendment and passage.

Passed on file.

Mr. McFarland from Committee on Retrenchment and Reform reported House File No. 73, without recommendation.

Also, House File No. 403, recommending passage.

Also, House File No. 167, recommending indefinite postponement. Passed on file.

Also asked that the committee be allowed to retain a week longer, House File Nos. 411, 418, 174.

So ordered.

Mr. Wilson of Butler, from Committee on Library, reported joint resolution No. 2, recommending amendment and passage.

Also House File No. 317, recommending amendment and passage. Passed on file.

Mr. Doron, from the Committee on Medicine, Surgery and Pharmacy, reported House File No. 425, recommending amendment and passage.

Also House File No. 181, recommending indefinite postponement. Passed on file.

Mr. Ball, from the Committee on Penitentiaries, reported House File No. 469, recommending passage.

Also House File No. 30, recommending amendment and passage. Passed on file.

House File No. 271, was re-referred to the Committee on Municipal Corporations, on request of Mr. Wyckoff.

Mr. Riley from the Committee on Municipal Corporations, reported Senate File No. 131, recommending indefinite postponement.

Passed on file.

Mr. Fillmore, from the Committee on Woman Suffrage submitted the following report:

ME. SPEAKER-Your Committee on Woman Suffrage respectfully report that they have examined the petition of Mr. Thompson, of Clayton, and would say they have no control over this room and have no authority to refuse or grant the use thereof to any person.

C. W. FILLMORE, Chairman.

Passed on file.

Mr. Custer, from the Committee on the Suppression of Intemperance, reported House File No. 253, recommending indefinite postponement.

Also, House File No. 87, recommending indefinite postponement. Also, House File No. 450, recommending indefinite postponement. Also, House File No. 426, recommending indefinite postponement. Also, House File No. 152, recommending indefinite postponement. Also, House File No. 361, recommending indefinite postponement. Passed on file.

Also, House File No. 501, a substitute for House Files Nov. 159 and 361, entitled a bill for an act to repeal sections 1594, 1596, 1597, 1528, 1529, 1530, 1531, 1532, 1533, 1584, 1535, 1536, 1537, 1538 and 1539, of the Code of 1873, as amended by chapter 143 of the acts of the Twentieth General Assembly, and section 2, chapter 83 of the acts of the Twenty first General Assembly, and to provide for and regulate the sale of intoxicating liquors and to make more effectual the laws for the suppression of intemperance.

The substitute was read first and second times, ordered printed and passed on file.

Five hundred extra copies ordered printed.

BEPORT OF COMMITTEE ON PENITENTIARIES.

Mr. Ball, from the Committee on Penitentiaries, submitted the following report.

ME. SPEAKEE—Your Committee on Penitentiaries, to whom was referred the resolution by Mr. Thompson in reference to certain charges preferred against Ex-Warden A. E. Martin, beg leave to report that they have had the same under consideration and find that the charges referred to have been fully investigated by the grand jury of Jones county and found to be insufficient to warrant a bill of indictment. Your committee therefore recommends the indefinite postponement of any investigation by this House of said charges.

Mr. Riley moved the adoption of the report.

Upon this question Messrs. Thompson and Burgess demanded the yeas and nays.

Mr. Roe explained his vote.

The yeas were:

Messrs. Agnew, Anderson of Warren, Anderson of Hamilton, Ball, Berryhill, Blythe, Brown, Byers, Calvin, Chantry, Chapman, Clarke, Crooks, Cummins, Curtis, Custer, Darnall, Dobson, Doron, Draper, Eckles, Eilers, Evans, Fillmore, Hall, Hamilton, Hauser, Head, Hobbs, Homrighaus, Hunter, Jones, Kennan, Larson, Lewis, Lockin, Luke, Mack, Mahoney, McFarland, Moore, Nelson, Nicoll, Oakman, Parkhurst, Paschal, Riley, Roach, Robb, Roberts, Robeson, Roe, Schleicher, Shipley, Steele, Slosson, Smith, Teale, Thornburg, Thorniley, Tipton, Townsend, Walker, Wilson of Butler, Wilson of Cass, Yergey and Mr. Speaker-67.

The nays were:

Messrs. Beem, Burgess, Craig, Davie, Dayton, Dietz, Duus, Estes, Foley, Hart, Horton, Hotchkiss, Jolly, Kline, Limback, Mitchell, Owen, Piatt, Rice, Roundy, Rowan, Russell, Theophilus, Thompson, Wagner, Woods, Wyckoff and Wyman-28.

Absent or not voting:

Messrs. Buell, Field, Hipwell, Hospers and Wilbur-5. So the report was adopted.

READING OF JOURNAL.

Journal of yesterday read and approved.

RESOLUTION.

By Mr. Townsend, memorial and joint resolution 5, regarding the extension of the presidential term to six years.

Read and referred to Committee on Federal Relations.

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SPECIAL ORDER.

House File No. 373, a bill for an act to regulate railroad corporations, and other common carriers, etc.

Question upon amendment by Mr. Smith to strike out section 29. Lost.

Amendment by Mr. Luke to renumber certain sections of the bill as follows: Section 24½ to section 25, section 25 to section 26, section 26 to section 27, section 27 to section 28, section 28 to section 29, section 29 to section 30, section 30 to section 31, section 31 to section 32.

Adopted.

Amendment by Mr. Foley, to insert in section 1, line 4, after the words "car companies" the words "sleeping car companies."

Adopted.

Mr. Cummins withdrew his amendment to section 11, offered February 23, and submitted the following: To insert in section 11, line 1, after word "in" and before the word "this" the words "sections twentythree to twenty-eight, inclusive of," also to insert after the word "act" in the same line the words "and unless relieved from the consequences of a violation of the law as provided in section 15 of this act."

Adopted.

Amendment by Mr. Thompson, to insert in section 7, line 12, after the word "advance" the words, "or decrease," also to strike out all that part of section 7 after the word "inspection" in line 18, and including the word "inspection" in line 23.

Lost.

The question being shall the bill be engrossed?

Messrs. Teale and Paschal demanded the yeas and nays:

Mr. Riley explained his vote as follows:

ME. SPEAKEE—I cannot vote upon the engrossment of this bill without calling attention to the fact that it contains a provision which is, in my judgment, clearly unconstitutional, and I refer particularly to that part of the bill which assumes to regulate and fix rates upon lines or parts of lines of railroads *not* within this State. Upon the assurance of members of the Railroad Committee that this will "do no harm," I vote aye.

The yeas were:

Messrs. Agnew, Anderson of Hamilton, Anderson of Warren, Ball, Beem, Berryhill, Blythe, Brown, Burgess, Byers, Calvin, Chantry, Chapman, Clarke, Craig, Crooks, Cummins, Curtis, Custer, Darnall, Davie, Dayton, Dietz, Dobson, Doron, Draper, Duus, Eckles, Eilers, Evans, Field, Fillmore, Foley, Itall, Hamilton, Hauser, Hart, Head, Hobbs, Horton, Homrighaus, Hotohkiss, Hunter, Jolly, Jones, Kennan, Kline, Larson, Lewis, Limback, Lockin, Luke, Mack, Mahoney, McFarland, Mitchell, Moore, Nelson, Nicoll, Oakman, Owen, Parkhurst, Paschal, Piatt, Rice, Riley, Roach, Robb, Roberts, Robeson, Roe, Roundy, Rowan, Russell, Schleicher, Shipley, Slosson, Smith, Steele, Teale, Theophilus, Thompson, Thornburg, Thorniley, Tipton, Townsend, Wagner, Walker, Wilson of Butler, Wilson of Cass, Woods, Wyckoff, Wyman, Yergey and Mr. Speaker-95. The nays were none.

Absent or not voting:

Messrs. Buell, Estes, Hipwell, Hospers and Wilbur-5.

So the bill was ordered engrossed.

Mr. Wilson of Cass moved that the further consideration of special order be postponed until Tuesday, at 10 A. M.

Carried.

LEAVE OF ABSENCE GRANTED.

Mr. Crooks until Tuesday evening.

Mr. Chantry until Tuesday.

Mr. Paschal until Tuesday evening.

Mr. Craig until Tuesday.

Mr. Burgess until Tuesday.

Mr. Riley moved that House File No. 373 be printed as engrossed. Carried.

Mr. Berryhill moved that Mr. Luke be a special committee to assist the Committee on Engrossed Bills in the engrossment of House File No. 373.

Carried.

Mr. Horton moved that the House adjourn. Lost.

ENGROSSED BILLS.

House File No. 25, a bill for an act to prevent improper combination by insurance companies, their officers and agents.

The question being, shall the bill be read a third time? Carried.

The bill was read a third time.

The question being, shall the bill pass?

Mr. Cummins explained his vote as follows:

MR. SPEAKER-I vote no upon this bill because I believe the penalties prescribed in it are absolutely excessive.

Mr. Curtis explained his vote.

The yeas were:

Messrs. Agnew, Anderson of Hamilton, Anderson of Warren, Ball, Beem, Berryhill, Blythe, Brown, Burgess, Byers, Calvin, Chapman, Custer, Darnall, Davie, Dayton, Dietz, Dobson, Doron, Draper, Eckles, Eilers, Evans, Field, Fillmore, Foley, Hall, Hamilton, Hauser, Hart, Head, Homrighaus, Hotchkiss, Hunter, Jolly, Kennan, Larson, Lewis, Lockin, Luke, Mack, Mahoney, McFarland, Moore, Nelson, Nicoll, Oakman, Paschal, Piatt, Rice, Riley, Roach, Robb, Roberts, Robeson, Roe, Roundy, Rowan Russell, Schleicher, Shipley, Steele, Slosson, Smith, Teale, Theophilus, Thompson, Thornburg, Thorniley, Tipton, Townsend, Wagner, Walker, Wilson of Butler, Wilson of Cass, Wyckoff, Wyman, Yergey and Mr. Speaker-77.

The nays were:

Messrs. Cummins, Curtis, Hobbs, Horton, Limback, Owen and Parkhurst-7. Absent or not voting:

Messrs. Buell, Chantry, Clarke, Craig, Crooks, Duns, Estes, Hipwell, Hospers, Jones, Kline, Mitchell, Wilbur and Woods-14.

So the bill passed and the title was agreed to, the word "improper" having been changed to "certain" by unanimous consent.

House File No. 77, a bill for an act to amend chapter 86, of the acts of the Twenty-first General Assembly.

Amendment by the Committee on Printing: To strike out the word "twelve" in line 2 of section 3 of the engrossed blll, and insert in lieu thereof the word "seventeen."

Ruled out of order, because the house had once passed on the quesion.

Also insert the word "three" before the word "papers" in line 6 of section 3 of the engrossed bill.

Ruled out of order for same reason.

Mr. Riley moved that the bill be indefinitely postponed.

Upon this question Messrs. Riley and Steele demanded the yeas and nays.

Mr. Anderson of Warren, explained his vote.

Mr. Head explained his vote.

Mr. Rowan explained his vote.

The yeas were:

Messrs. Anderson of Hamilton, Ball, Berryhill, Blythe, Brown, Byers, Calvin, Chapman, Darnall, Dobson, Doron, Eckles, Fillmore, Hauser, Hobbs, Kennan, Lockin, McFarland, Nelson, Oakman, Riley, Roberts, Robeson, Steele, Smith, Teale, Thornburg, Thorniley, and Wilson of Butler-29.

The navs were:

Messers. Anderson of Warren, Beem, Burgess, Clarke, Craig, Cum-mins, Curtis, Custer, Davie, Dayton, Dietz, Draper, Duus, Eilers, Estes, Evans, Field, Foley, Hall, Hamilton, Head, Horton, Homri-ghaus, Hotchkiss, Hunter, Jolly, Jones, Kline, Larson, Lewis, Lim-back, Luke, Mack, Mahoney, Mitchell, Moore, Nicoll, Owen, Park-hurst, Paschal, Piatt, Rice, Roach, Robb, Roe, Roundy, Rowan, Russell, Schleicher, Shipley, Slosson, Theophilus, Thompson, Tipton, Townsend Wagner, Walker, Wilson of Cass, Wyckoff, Wyman, Townsend, Wagner, Walker, Wilson of Cass, Wyckoff, Wyman, Yergey and Mr. Speaker-62.

Absent or not voting:

Messrs. Agnew, Buell, Chantry, Crooks, Hart, Hipwell Hospers. Wilbur and Woods--9.

So the motion for indefinite postponement was lost.

The question being upon the further amendment by the committee, to insert after the word "compensation" in line 8 of section 3, of the engrossed bill, the words, "and circulation."

Messrs. Thompson and Roe demanded the yeas and nays. The yeas were:

Messrs. Agnew, Anderson of Hamilton, Anderson of Warren, Ball, Berryhill, Blythe, Brown, Byers, Calvin, Chapman, Clarke, Cummins, Curtis, Custer, Darnall, Dobson, Doron, Draper, Eckles, Evans, Field, Head, Hobbs, Homrighaus, Hunter, Jones, Kennan, Lewis, Lockin, Mack, McFarland, Moore, Nelson, Nicoll, Oakman, Parkhurst, Paschal, Riley, Roach, Roberts, Robeson, Schleicher, Shipley, Steele, Smith, Teale, Thornburg, Thorniley, Tipton, Townsend, Walker, Wilson of Butler, Wilson of Cass, Wyckoff, Yergey and Mr. Speaker-57.

The nays were: Messrs. Beem, Burgess, Craig, Davie, Dayton, Dietz, Duus, Eilers, Estes, Foley, Hamilton, Horton, Hotchkiss, Jolly, Kline, Larson, Lim-

back, Mitchell, Owen, Piatt, Rice, Robb, Roe, Roundy, Rowan, Russell, Slosson, Theophilus, Thompson, Wagner and Wyman-31.

Absent or not voting:

Messrs. Buell, Chantry, Crooks, Fillmore, Hall, Hart, Hipwell, Hospers, Luke, Mahoney, Wilbur and Woods-12.

So the amendment was adopted.

The question being shall the bill be read a third time. Carried.

The bill was read a third time.

The question being shall the bill pass.

Mr. Berryhill explained his vote.

Mr. Burgess explained his vote as follows:

Mr. SPEAKER—I believe the amendment just adopted will have the same effect upon the bill as though the enacting clause were stricken out. But with the hope that the Senate will in its good judgment strike out this amendment should it pass the House, and the House afterward concur in the Senate amendment, I vote yes.

Mr. Clarke explained his vote.

Mr. Dayton explained his vote as follows:

MR. SPRAKEE—As the bill will make the publication of the proceedings of the board of supervisors optional with the board, whether the newspapers published in the foreign language has the largest oirculation or not, and as the law now absolutely gives the newspapers published in a foreign language the right to the publication of proceedings if it has a sufficient circulation, I vote no.

Mr. Hamilton explained his vote as follows :

ME. SPEAKEE—Believing that the official proceedings of the board of supervisors would be more generally published by all the newspapers of the county if no official publication was provided by law, and many thousands of dollars thereby saved to the tax payers of the county. I am therefore opposed to the publication of such proceedings by the boards of supervisors to be paid for out of the county treasury, and therefore vote no.

Mr. Lewis explained his vote as follows :

ME. SPEAKEE—I vote aye in the belief that the Senate will insert the amendments offered by the printing committee, striking out the word "twelve" and inserting "seventeen," and inserting the word "three," leaving the bill as presented.

Mr. Russell explained his vote.

The yeas were:

Messrs. Beem, Burgess, Calvin, Craig, Davie, Dietz, Draper, Duus, Eilers, Estes, Evans, Foley, Horton, Homrighaus, Hotchkiss, Jolly, Kline, Larson, Lewis, Limback, McFarland, Oakman, Owen, Piatt, Rice, Roach, Robb, Roe, Roundy, Theophlus, Thompson, and Wagner-84.

The nays were:

Messrs. Agnew, Anderson of Hamilton, Anderson of Warren, Ball, 51

Berryhill, Blythe, Brown, Byers, Chapman, Clarke, Custer, Darnall, Dayton, Dobson, Doron, Eckles, Field, Hamilton, Hauser, Head, Hobbs, Hunter, Jones, Kennan, Lockin, Luke, Mack, Mahoney, Moore, Nelson, Nicoll, Parkhurst, Riley, Roberts, Robeson, Rowan, Russell, Schleicher, Shipley, Slosson, Smith, Steele, Teale, Thornburg, Thorniley, Tipton, Townsend, Walker, Wilson of Butler, Wilson of Cass, Wyckoff, Yergey and M. Speaker-52.

Absent or not voting:

Messrs. Buell, Chantry, Crooks, Cummins, Curtis, Fillmore, Hall, Hart, Hipwell, Hospers, Mitchell, Paschal, Wilbur, Woods and Wyman-14.

So the bill was lost.

Mr. Riley moved that the vote by which the bill was lost be reconsidered, and moved that this motion lie on the table.

Upon this question Messrs. Thompson and Burgess demanded the yeas and nays.

Mr. Kline explained his vote.

The yeas were:

Messrs. Agnew, Anderson of Hamilton, Anderson of Warren, Ball, Berryhill, Blythe, Brown, Byers, Calvin, Chapman, Clarke, Cummins, Custer, Darnall, Dobson, Doran, Eckles, Evans, Field, Hauser, Head, Hobbs, Jones, Kennan, Lockin, Luke, Mack, Mahoney, McFarland, Moore, Nelson, Nicoll, Oakman, Parkhurst, Paschal, Riley, Roberts, Robeson, Shipley, Steele, Smith, Teale, Thornburg, Thorniley, Tipton, Townsend, Wilson of Butler, Wilson of Cass, Yergey and Mr. Speaker -50.

The nays were:

Messrs. Beem, Burgess, Craig, Custer, Davie, Dayton, Draper, Duus, Eilers, Foley, Hamilton, Horton, Homrighaus, Hotchkiss, Jolly, Kline, Larson, Lewis, Limback, Mitchell, Owen, Piatt, Rice, Roach, Robb, Roe, Roundy, Rowan, Russell, Slosson, Theophilus, Thompson, Wagner, Walker, Wyckoff and Wyman-36.

Absent or not voting:

Messrs. Buell, Chantry, Crooks, Curtis, Deitz, Fillmore, Hall, Hart, Hipwell, Hospers, Hunter, Schleicher, Wilbur and Woods-14.

So the motion to lie on the table was carried.

REPORT OF COMMITTEE.

Mr. Custer, from the Committee on Suppression of Intemperance, reported House File No. 335, recommending indefinite postponement. Passed on file.

Mr. Custer moved that House Files No. 501, 253, 835, 87, 450, 426, 152 and 361 be made a special order for Thursday, March 1, at 3:30 P. M., and continue as special order until disposed of, subject to the consideration of House File No. 374.

Upon this question Messrs. Craig and Wyman demanded the yeas and nays.

On motion of Mr. Anderson of Warren, the House adjourned.

HALL OF THE HOUSE OF REPRESENTATIVES, DES MOINES, IOWA, February 27, 1888.

House met in regular session at 10 o'clock A. M. Prayer by the Rev. Wm. Brown. Journal of yesterday read and approved.

BUSINESS PENDING AT LAST ADJOURNMENT.

Question upon motion of Mr. Custer to make a special order of House File No. 501 and other bills.

Laid over until afternoon session.

LEGALIZING ACTS AND INDEFINITE POSTPONEMENTS.

Mr. Hall moved that the rules be suspended and that the House now take up all legalizing acts and bills reported on calendar for indefinite postponement unless there be objection, or the member who introduced the bill be absent.

Carried.

House File No. 82, indefinitely postponed. House File No. 209, indefinitely postponed. House File No. 128, indefinitely postponed. House File No. 237, indefinitely postponed. House File No. 147, indefinitely postponed. House File No. 329, indefinitely postponed. House File No. 282, indefinitely postponed. House File No. 367, indefinitely postponed. House File No. 192, indefinitely postponed. House File No. 204, indefinitely postponed. House File No. 298, indefinitely postponed. House File No. 134, indefinitely postponed. House File No. 276, indefinitely postponed. House File No. 398, indefinitely postponed. House File No. 50, indefinitely postponed. House File No. 195, indefinitely postponed. House File No. 54, indefinitely postponed. House File No. 309, indefinitely postponed. House File No. 248, indefinitely postponed. House File No. 272, indefinitely postponed. House File No. 354, indefinitely postponed. House File No. 218, indefinitely postponed. House File No. 369, indefinitely postponed. House File No. 87, indefinitely postponed. House File No. 131, indefinitely postponed.



House File No. 450, indefinitely postponed.

House File No. 426, indefinitely postponed.

House File No. 287, indefinitely postponed.

House File No. 460, a bill for an act to legalize the deed of Polk county, Iowa, to Judson K. Taylor, for s. e. $\frac{1}{2}$ of n. e. $\frac{1}{2}$ of section 24, twp. 78, range 23, west of 5th p. m.

Mr. Berryhill moved that the rules be suspended, the bill considered engrossed and read a third time now.

Carried.

The bill was read a third time.

The question being shall the bill pass?

The yeas were:

Messrs. Agnew, Anderson of Hamilton, Anderson of Warren, Ball, Beem, Berryhill, Blythe, Brown, Buell, Byers, Calvin, Chapman, Clarke, Cummins, Curtis, Custer, Darnall, Davie, Dayton, Diets, Dobson, Doron, Draper, Duus, Eckles, Eilers, Estes, Evans, Field, Fillmore, Foley, Hall, Hauser, Hart, Head, Hipwell, Hobbs, Horton, Homrighaus, Hospers, Hotchkiss, Hunter, Jolly, Jones, Kennan, Kline, Larson, Lewis, Limback, Lockin, Luke, Maok, Mahoney, Mitchell, Moore, Nelson, Nicoll, Oakman, Owen, Parkhurst, Paschall, Piatt, Rice, Roach, Robb, Roberts, Roe, Roundy, Rowan, Schleicher, Shipley, Steele, Slosson, Teale, Theophilus, Thompson, Thorniley, Tipton, Townsend, Walker, Wilson of Butler, Wilson of Cass, Wyckoff, Wyman, Yergey and Mr. Speaker-85.

The nays were none.

Absent or not voting:

Messrs. Burgess, Chantry, Craigs, Crooks, Hamilton, Hospers, McFarland, Riley, Robeson, Russell, Smith, Thornburg, Wagner, Wilber and Woods-15.

So the bill passed and the title was agreed to.

REPORTS OF COMMITTEES.

Mr. Roach, from the Committee on Judiciary, reported House File No. 483, recommending passage.

Also, House File No. 478, recommending passage.

Also, House File No. 487, recommending passage.

Also, House File No. 435, recommending indefinite postponement. Passed on file.

Also, petitions by Hauser and Thornburg, recommending reference to Committee on Medicine, Surgery and Pharmacy, to accompany House File No. 327.

So referred.

House File No. 184, re-referred to Committee on Judiciary.

Legalizing acts continued.

House File No, 449, a bill for an act to legalize the ordinances of the city of Shenandoah.

Mr. Field moved that the rules be suspended, the bill considered engrossed and read a third time now.

Carried.

The bill was read a third time.

The question being shall the bill pass?

The yeas were.

Messrs. Agnew, Anderson of Hamilton, Anderson of Warren, Ball, Beem, Berryhill, Blythe, Brown, Buell, Byers, Calvin, Chantry, Chapman, Clarke, Cummins, Curtis, Custer, Darnall, Davie, Dayton, Dietz, Dobson, Doron, Draper, Duus, Eckles, Eilers, Estes, Evans, Field, Fillmore, Foley, Hall, Hauser, Hart, Head, Hobbs, Horton, Homrighaus, Hotchkiss, Hunter, Jolly, Jones, Kennan, Kline, Larson, Lewis, Limback, Lockin, Luke, Mack, Mahoney, McFarland, Mitchell, Moore, Nelson, Nicoll, Oakman, Owen, Parkhurst, Paschal, Piatt, Rice, Riley, Roach, Robb, Roberts, Robeson, Roe, Roundy, Rowan, Schleicher, Shipley, Steele, Slosson, Smith, Teale, Theophilus, Thompson, Thorniley, Tipton, Townsend, Wagner, Walker, Wilson of Cass, Woods, Wyckoff, Wyman, Yergey and Mr. Speaker -89.

The nays were none.

Absent or not voting:

Messrs. Burgess, Craig, Crooks, Hamilton, Hipwell, Hospers, Mc-Farland, Russell, Thornburg, Wilbur and Wilson of Butler-11.

So the bill passed and the title was agreed to.

Mr. Fillmore moved to reconsider the vote by which House File No. 248 was indefinitely postponed.

Carried.

House File No. 487, a bill for an act to legalize acts and ordinancesof the town council of the incorporated town of Aurelia, in Cherokee county, Iowa.

Mr. Lookin moved that the rules be suspended, the bill considered engrossed and read a third time now.

Carried.

The bill was read a third time.

The question being shall the bill pass?

The yeas were:

Messrs. Agnew, Anderson of Hamilton, Auderson of Warren, Ball, Beem, Berryhill, Blythe, Brown, Buell, Byers, Calvin, Chantry, Chapman, Clarke, Curtis, Custer, Darnall, Davie, Dayton, Dietz, Dobson, Doron, Draper, Duus, Eckles, Eilers, Estes, Evans, Field, Fillmore, Foley, Hall, Hauser, Hart, Head, Hipwell, Hobbs, Horton, Homrighaus, Hotchkiss, Hunter, Jolly, Jones, Kennan, Larson, Lewis, Limback, Lockin, Mack, Mahoney, McFarland, Mitchell, Nelson, Nicoll, Oakman, Owen, Parkhurst, Paschal, Piatt, Rice, Riley, Roach, Robb, Roberts, Robeson, Roe, Roundy, Rowan, Schleicher, Shipley, Steele, Slosson, Smith, Teale, Theophilus, Thompson, Thorniley, Tipton, Townsend, Wagner, Walker, Wilson of Butler, Wilson of Cass, Woods, Wyckoff, Wyman, Yergey and Mr. Speaker—88.

The nays were none.

Absent or not voting:

Messrs. Burgess, Craig, Crooks, Cummins, Hamilton, Hospers, Kline, Luke, Moore, Russell, Thornburg and Wilbur-12.

So the bill passed and the title was agreed to.

House File No. 478, a bill for an act to legalize the incorporation of the town of Holstein.

Mr. Nicoll moved that the rules be suspended, the bill considered engrossed and read a third time now. Carried.

The bill was read a third time.

The question being, shall the bill pass?

The yeas were:

Messrs. Agnew, Anderson of Hamilton, Anderson of Warren, Ball, Beem, Berryhill, Blythe, Brown, Buell, Byers, Calvin, Chantry, Chapman, Clarke, Cummins, Curtis, Custer, Darnall, Davie, Dayton, Dietz, Dobson, Doron, Draper, Duus, Eckles, Eilers, Estes, Evans, Field, Fillmore, Foley, Hall, Hauser, Hart, Head, Hipwell, Hobbs, Horton, Homrighaus, Hotchkiss, Hunter, Jolly, Jones, Kennan, Larson, Lewis, Limback, Lockin, Luke, Mack, Mahohey, McFarland, Mitchell, Nelson, Nicoll, Oakman, Owen, Parkhurst, Paschal, Piatt, Rice, Riley, Roach, Robb, Roberts, Robeson, Boe, Roundy, Rowan, Russell, Schleicher, Shipley, Steele, Slosson, Smith, Teale, Theophilus, Thorniley, Tipton, Townsend, Wagner, Walker, Wilson of Butler, Wilson of Cass, Woods, Wyckoff, Wyman, Yergey and Mr. Speaker-90.

The nays were none.

Absent or not voting:

Messrs. Burgess, Craig, Crooks, Hamilton, Hospers, Kline, Moore, Thompson, Thornburg and Wilbur-10.

So the bill passed and the title was agreed to.

House File No. 468, a bill for an act to legalize the acts of the council of the town of Panora, Guthrie county, Iowa, and legalizing the ordinances passed for the government of said town.

Mr. Roach moved that the rules be suspended, the bill considered engrossed and read a third time now.

Carried.

The bill was read a third time.

The question being, shall the bill pass?

The yeas were:

Messrs. Agnew, Anderson of Hamilton, Anderson of Warren, Ball, Beem, Berryhill, Blythe, Brown, Buell, Byers, Calvin, Chapman, Clarke, Curtis, Darnall, Davie, Dayton, Dietz, Dobson, Doron, Draper, Duus, Eckles, Eilers, Estes, Evans, Field, Fillmore, Foley, Hall, Hauser, Hart, Head, Hipwell, Horton, Homrighaus, Hotchkiss, Hunter, Jolly, Jones, Kennan, Larson, Lewis, Limback, Lockin, Luke, Mack, Mahoney, McFarland, Mitchell, Nelson, Nicoll, Oakman, Owen, Parkhurst, Paschal, Piatt, Rice, Riley, Roach, Robb, Roberts, Robeson, Roe, Roundy, Rowan, Russell, Schleicher, Shipley, Steele, Slosson, Smith, Teale, Theophilus, Thompson, Thorniley, Tipton, Townsend, Wagner, Walker, Wilson of Butler, Wilson of Cass, Woods, Wyckoff, Wyman, Yergey and Mr. Speaker-87.

The nays were none.

Absent or not voting:

Messrs. Burgess, Chantry, Craig, Crooks, Cummins, Custer, Hamilton, Hobbs, Hospers, Kline, Moore, Thornburg and Wilbur-13.

So the bill passed and the title was agreed to.

House File No. 444, a bill for an act to legalize the incorporation of the town of Northwood, Worth county, Iowa.

Mr. Slosson moved that the rules be suspended, the bill be considered engrossed, and read a third time now.

Carried.

The bill was read a third time.

The question being, shall the bill pass?

The yeas were:

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Messrs. Agnew, Anderson of Hamilton, Anderson of Warren, Ball, Beem, Berryhill, Blythe, Brown, Buell, Byers, Calvin, Chantry, Chapman, Clarke, Cummins, Curtis, Custer, Darnall, Davie, Dayton, Dietz, Dobson, Doron, Draper, Duus, Eckles, Eilers, Ester, Evans, Field, Fillmore, Foley, Hall, Hamilton, Hauser, Hart, Head, Hipwell, Horton, Homrighaus, Hotchkiss, Hunter, Jolly, Jones, Kennan, Larson, Lewis, Limback, Lockin, Luke, Mack, Mahoney, McFarland, Mitchell, Nelson, Nicoll, Oakman, Owen, Parkhurst, Paschal, Piatt, Rice, Riley, Roach, Robb, Roberts, Robeson, Roe, Roundy, Rowan, Russell, Schleicher, Shipley, Steele, Slosson, Smith, Teale, Theophilus, Thompson, Thorniley, Tipton, Townsend, Wagner, Walker, Wilson of Butler, Wilson of Cass, Woods, Wyckoff, Wyman, Yergey and and Mr. Speaker-91.

The nave were cone.

Absent or not voting:

Messrs. Burgess, Craig, Crooks, Hobbs, Hosbers, Kline, Moore, Thornburg and Wilbur-9.

So the bill passed and the title was agreed to.

House File No. 483, a bill for an act to change the name of the county seat of Boone county, Iowa, from Boonesboro to Boone.

Mr. Hall moved that the rules be suspended, the bill considered engrossed and read a third time now.

Carried.

The bill was read a third time.

The question being, shall the bill pass?

The yeas were:

Messrs. Agnew, Anderson of Hamilton, Anderson of Warren, Ball, Beem, Berryhill, Blythe, Brown, Buell, Byers, Calvin, Chantry, Chapman, Clarke, Cummins, Curtis, Custer, Darnall, Davie, Dayton, Dietz, Dobson, Draper, Duus, Eckles, Eilers, Estes, Evans, Field, Fillmore, Foley, Hall, Hamilton, Hauser, Hart, Head, Hipwell, Horton, Homrighaus, Hotchkiss, Hunter, Jolly, Jones, Kennan, Larson, Lewis, Limback, Lockin, Luke, Mack, Mahoney, McFarland, Mitchell, Nelson, Nicoll, Oakman, Owen, Parkhurst; Paschal, Piatt, Rice, Riley, Roach, Robb, Roberts, Robeson, Roe, Roundy, Rowan, Russell, Schleicher, Shipley, Steele, Slosson, Smith, Teale, Theophilus, Thompson, Thorniley, Tipton, Townsend, Wagner, Walker, Wilson of Butler, Wilson of Cass, Woods, Wyckoff, Wyman, Yergey and Mr. Speaker-90.

The nays were none.

Absent or not voting:

Messrs. Burgess, Craig, Crooks, Doron, Hobbs, Hospers, Kline, Moore, Thornburg and Wilbur.-10.

So the bill passed and the title was agreed to.

Substitute for House File No. 45, a bill for an act to repeal subdivision 2 of section 796 of the Code of 1873, and chapter 28 of the acts of the Kighteenth General Assembly, and chapter 182 of the acts of the Twentieth General Assembly, to legalize taxes heretofore levied in 1886 and 1887. Amendment by committee to add at end of section 1 the words "for the year following such election at the next meeting at which the general levy is made."

Adopted.

Amendment by Mr. Berryhill that section 2 be stricken out, and section 3 numbered section 2.

Adopted.

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

Carried.

The bill was read a third time.

The question being shall the bill pass?

The yeas were:

Messrs. Agnew, Ball, Beem, Berryhill, Blythe, Brown, Buell, Calvin, Chantry, Chapman, Clarke, Cummins, Davie, Dietz, Draper, Duus, Evans, Field, Hauser, Homrighaus, Kennan, Larson, Limback, Mahoney, Oakman, Piatt, Roberts, Teale, Theophilus, Thompson, Tipton, Townsend, Wagner and Wilson of Butler-33.

The nays were:

Messrs. Anderson of Hamilton, Anderson of Warren, Byers, Darnall, Dayton, Dobson, Doron, Eilers, Estes, Hart, Head, Hipwell, Horton, Hotchkiss, Jolly, Jones, Kline, Lewis, McFarland, Nelson, Nicoll, Owen, Parkhurst, Paschal, Rice, Riley, Roach, Robeson, Roe, Roundy, Rowan, Russell, Schleicher, Shipley, Slosson, Smith, Thorniley, Wilson of Cass, Wyckoff, Wyman and Mr. Speaker-41.

Absent or not voting:

Messers. Burgess, Craig, Crooks, Curtis, Custer, Eckles, Fillmore, Foley, Hall, Hamilton, Hobbs, Hospers, Hunter, Kennan, Lockin, Luke, Mack, Mitchell, Moore, Robb, Steele, Thornburg, Walker, Wilbur, Woods and Yergey-26.

So the bill was lost.

Mr. Roach moved that the vote by which substitute for House File No. 45 was lost be reconsidered, and the bill keep its place on the calendar.

Carried.

Mr. Head moved that the rules be suspended and that the House now take up House File No. 344, a bill for an act to amend section 920 of the Code of Iowa of 1873, relating to the establishment of public highways in incorporated cities and towns.

Carried.

Mr. Head moved that the rules be suspended, the bill considered engrossed and read a third time now.

Mr. Hotchkiss offered a concurrent resolution for adjournment sine die on March 22.

Laid over.

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On motion of Mr. Teale the House adjourned.

AFTERNOON SESSION.

House called to order by the Speaker.

Mr. Estes asked to have the record show that had be been present he would have voted aye on the engrossment of House File No. 373. So ordered.

MESSAGE FROM THE SENATE.

The following message was received from the Senate :

ME. SPEAKEE—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. 23, a bill for an act to amend section 471 of the Code.

Senate File No. 105, a bill for an act to amend chapter 211, section 3, of the laws of the Eighteenth General Assembly.

Senate File No. 284, a bill for an act to authorize the Governor to lease lot seven in block thirty-three, in the city of Des Moines, to the Governor's guards, designated in the military organization of the State as company A, Third Regiment Iowa National Guard.

> E. D. CHASSELL, Second Assistant Secretary.

BUSINESS PENDING.

Mr. Head withdrew his motion to suspend the rules and read House File No. 344 a third time.

On motion of Mr. Head the bill was passed and retained its place on the calendar.

RESOLUTION FOR SPECIAL ORDER.

The following, by Mr. Custer, was taken up:

Resolved, That House Files No. 501, 253, 335, 87, 450, 426, 152 and 361 be made a special order for Friday, March 2, at 2:30 o'clock, and continue as a special order until disposed of subject to the consideration of House File 374.

Amendment by Mr. Clarke to strike out Friday, March 2, and insert Tuesday, March 6.

Lost.

Upon the adoption of the resolution, Messrs. Custer and Anderson of Warren demanded the yeas and nays.

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2 O'CLOCK P. M.

The yeas were :

Messrs. Anderson of Hamilton, Anderson of Warren, Ball, Berryhill, Blythe, Brown, Byers, Calvin, Chantry, Chapman, Clarke, Cummins, Curtis, Custer, Darnall, Dayton, Dobson, Doron, Draper, Eckles, Eilers, Evans, Field, Fillmore, Foley, Hall, Hauser, Hart, Head, Hobbs, Homrighaus, Hospers, Hotchkiss, Hunter, Jolly, Jones, Kennan, Larson, Lewis, Lockin, Luke, Mack, Mahoney, McFarland, Moore, Nelson, Nicoll, Oakman, Parkhurst, Riley, Roach, Roberts, Robeson, Schleicher, Shipley, Steele, Slosson, Smith, Teale, Thompson, Thornburg, Thorniley, Tipton, Townsend, Walker, Wilson of Butler, Wilson of Cass, Wyckoff, Yergey and Mr. Speaker-70.

The nays were :

Messrs. Agnew, Beem, Buell, Davie, Dietz, Duus, Hipwell, Horton, Kline, Limback, Mitchell, Owen, Paschal, Piatt, Rice, Robb, Roe, Roundy, Rowan, Russell, Theophilus, Wagner and Woods-23.

Absent or not voting :

Messrs. Burgess, Craig, Crooks, Estes, Hamilton, Wilbur and Wyman-7.

So the resolution was adopted by more than a two-thirds vote.

LEGALIZING ACTS.

Mr. Riley called up his motion to reconsider the vote by which House File No. 153, a bill for an act to legalize the annexation of certain territory to the incorporated town of North Des Moines, was lost on engrossment.

Carried.

Mr. Riley moved that the rules be suspended, the bill considered engrossed and read a third time now.

Carried.

The bill was read a third time.

The question being shall the bill pass.

The yeas were :

Messrs. Agnew, Anderson of Hamilton, Anderson of Warren, Ball, Berryhill, Blythe, Brown, Buell, Byers, Calvin, Chantry, Chapman, Clarke, Curtis, Darnall, Davie, Dayton, Dietz, Dobson, Doron, Draper, Duus, Eckles, Eilers, Estes, Evans, Field, Fillmore, Foley, Hall, Hart, Head, Hipwell, Hobbs, Horton, Homrighaus, Hospers, Hunter, Jolly, Kennan, Kline, Larson, Lewis, Limback, Lockin, Mahoney, MoFarland, Mitchell, Moore, Nelson, Nicoll, Oakman, Owen, Parkhurst, Pashal, Piatt, Rice, Riley, Roach, Roberts, Robeson, Roe, Roundy, Rowan, Schleicher, Shipley, Steele, Smith, Teale, Thompson, Thornburg, Thorniley, Tipton, Townsend, Wagner, Walker, Wilson of Butler, Wilson of Cass, Woods, Wyckoff, Wyman and Mr. Speaker -82.

The nays were:

Messrs. Beem, Hauser, Robb, Theophilus and Yergey-6.

Absent or not voting :

Messrs. Burgess, Craig, Crooks, Cummins, Custer, Hamilton, Hotchkiss, Jones, Luke, Mack, Russell and Wilbur-12.

So the bill passed and the title was agreed to.

1888.]

Mr. Chantry moved to suspend the rules and take up House File No. 151.

Carried.

Amendment by Mr. Chantry to add at end of section 1, the following: "subject to the approval of the board of supervisors." Adopted.

• Amendment by Mr. Hospers to add to section 2, "subject to the approval of board of supervisors."

Lost.

Mr. Chantry moved reference to Committee on Judiciary.

Mr. Calvin moved amendment to refer to Committee on Compensation of Public Officers.

Carried.

The bill was referred to Committee on Compensation of Public Officers.

PETITIONS AND REMONSTRANCES.

By Mr. Hotchkiss from citizens of Drakesville, Davis county, against legislation on telegraph rates.

Read and referred to Committee on Telegraphs and Telephones. Also another on same subject.

Same reference.

By Mr. Russell, two on same subject.

Same reference.

By Mr. Mitchell from citizens of Jackson county, on same subject. Same reference.

By Mr. Berryhill from citizens of Polk county, same subject. Same reference.

By Mr. Hart from citizens of Pottawattamie on same subject. Same reference.

By Mr. Townsend from 106 citizens of Black Hawk county, same subject.

Same reference.

By Mr. Chantry from citizens of Hastings, Mills county, same subject.

Same reference.

By Mr. Thornburg from oitizens of Waukee, Dallas county, same subject.

Same reference.

By Mr. Nelson from citizens of Story county, same subject.

Same reference.

By Mr. Draper from citizens of Beaman, Grundy county, same subject.

Same reference.

By Mr. Paschal three petitions for reduction in railroad passenger and freight rates.

Referred to Committee on Railroads.

By Mr. Larson from citizens of Winnesheik county, against 2 cent fare.

Referred to Committee on Railroads.

By Mr. Wykoff from citizens of Appancose county, for passage of House File No. 182.

Read and referred to Committee on Text Books.

By Mr. Lewis from 106 citizens of Wayne county, for reduction of passenger and freight rates.

Referred to the Committee on Railroads.

By Mr. Schleicher from citizens of Humboldt county, favoring passage of Senate File No. 48 and House File No. 19.

Referred to Committee on Railroads.

By Mr. Robeson a remonstrance from citizens of Frederick, Monroe county, against Senate File No. 237.

Read and referred to Committee on Railroads.

By Mr. Steele from citizens of New London, Henry county, against railroad legislation.

Referred to Committee on Railroads.

By Mr. Hart a protest from citizens of Avoca, Pottawattamie county, against reduction of passenger rates until freight rates are established.

Referred to Committee on Railroads

By Mr. Wilson of Cass from oitizens of Cass county, against railroad legislation.

Referred to Committee on Railroads.

By Mr. Parkhurst from citizens of O'Brien county, in favor of House File No. 347.

Referred to Committee on Public Lands and Public Buildings.

By Mr. Estes from citizens of Fremont county, against railroad legislation.

Referred to Committee on Railroads.

By Mr. Ball, two petitions from citizens of Jefferson county, against any legislation on telegraph rates.

Referred to Committee on Telegraphs and Telephones.

Also from railroad employes against any railroad legislation.

Referred to Committee on Railroads.

Also in favor of reduction of passenger and freight rates.

Referred to Committee on Railroads.

By Mr. Dobson, from citizens of Storm Lake, Buena Vista county, against any legislation on telegraph rates.

Referred to Committee on Telegraph and Telephones.

By Mr. Head, from citizens of Greene county, against House File No. 184.

Referred to Committee on Judiciary.

By Mr. Shipley, from citizens of Guthrie Center, against any legislation on telegraph rates.

Referred to Committee on Telegraph and Telephones.

INTRODUCTION OF BILLS.

By Mr. Curtis, House File No. 502, a bill for an act to legalize the incorporation and acts of the Clinton & Illinois Bridge Company.

Read first and second times and referred to the Committee on Municipal Corporations. By Mr. Riley, House File No. 503, a bill for an act for the protection of birds in this State.

Read first and second times and referred to the Committee on Fish and Game.

By Mr. Hotchkiss, House File No. 504, a bill for an act fixing the rate of passenger fare on railroads, and classifying the same.

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

By Mr. Mack, House File No. 505, a bill for an act to reimburse the bondsmen of A. L. Tulis, late auditor of Madison county, Iowa.

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

By Mr. Jones, House File No. 506, a bill for an act to legalize the miscellaneous records as now kept in many counties of the State of Iowa, containng release and assignment of mortgages, articles of adoption, affidavits, powers of attorney, etc.

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

By Mr. Rowan, House File No. 507, a bill for an act to establish a board of inspectors for steam boilers (other than locomotives) and to provide for licensing of engineers of steam engines.

Read first and second times and referred to the Committee on Police Regulations.

By Mr. Lewis, House File No. 508, a bill for an act in regard to trespass by hunters.

Read first and second times and referred to the Committee on Agriculture.

By Mr. Robb, House File No. 509, a bill for an act to amend section 949 of the Code of Iowa, in relation to public highways.

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

RESOLUTIONS.

By Mr. Wilson of Cass, joint resoution No. 13, relative to the protection of public timber lands.

Read and referred to the Committee on Federal Relations.

By Mr. Ball, joint resolution No. 14:

Be it Resolved by the General Assembly of the State of Iowa, That we request and urge our Senators and Representatives in Congress to work for the passage of the bill introduced by Senator Wilson in the United States Senate, granting a pension to the survivors and widows of deceased members of the 37th regiment of Iowa volunteer infantry.

Adopted unanimously.

REPORT OF COMMITTEE.

Mr. McFarland, from the Committee on Retrenchment and Reform, reported House File No. 268, recommending amendment and passage. Passed on file. Senate File No. 23, read a first and second time and referred to Committee on Municipal Corporations.

Senate File No. 284, a bill for an act to authorize the governor to lease lot 7, in block 33, in the city of Des Moines to the Governor's Guards, designated in the military organization of the State as Co. A, Third Regiment, Iowa National Guards.

Mr. Riley moved that the rules be suspended and the bill read a third time now.

Carried.

The bill was read a third time.

The question being, shall the bill pass?

The yeas were:

Messrs. Agnew, Anderson of Hamilton, Anderson of Warren, Ball, Blythe, Byers, Calvin, Chantry, Chapman, Clarke, Cummins, Curtis, Custer, Darnall, Dobson, Draper, Eckles, Eilers, Evans, Field, Hauser, Horton, Homrighaus, Hospers, Jolly, Larson, Lewis, Luke, Mack, Mahoney, Mitchell, Moore, Nelson, Oakman, Parkhurst, Paschal, Riley, Roberts, Robeson, Rowan, Russell, Schleicher, Shipley, Steele, Smith, Theophilus, Thornburg, Tipton, Walker, Wyckoff, Yergey and Mr. Speaker-51.

The nays were:

Messrs. Beem, Buell, Clarke, Davie, Dietz, Doron, Duus Estes, Hotchkiss, Hunter, Kline, Limback, Owen, Piatt, Roach, Robb, Roe, Roundy, Slosson, Teale, Wagner and Wyman-22.

Absent or not voting:

Messrs. Berryhill, Brown, Burgess, Craig, Crooks, Dayton, Fillmore, Foley, Hall, Hamilton, Hart, Head, Hipwell, Hobbs, Jones, Kennan, Lockin, McFarland, Nicoll, Rice, Thompson, Thorniley, Townsend, Wilbur, Wilson of Butler, Wilson of Cass and Woods-27.

So the bill passed.

Mr. Cummins moved that the vote by which the bill was passed be reconsidered.

Carried.

Mr. Cummins moved that the vote by which the bill was advanced to its third reading be reconsidered.

Carried.

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Mr. Head moved reference to the Committee on Judiciary. Lost.

Senate File 105 read a first and second time and referred to Committee on Insurance.

BILLS ON CALENDAR.

House File 216, a bill for an act to amend section 4546 of the Code, in relation to impeachment.

Amendments by committee:

Strike out of the 3d and 4th lines the words "by some member of the House of Representatives."

Strike out of the 4th line the words "affidavit of."

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Strike out of the 4th and 5th lines the words "and filed with the clerk."

Strike out of the 5th and 6th lines the words "by a majority vote of all the members elected."

Insert after the word "writing," in the 3d line, the words "filed with the clerk."

Insert before the word "verified," in the 4th line, the word "and." Insert after the word "State," in the 4th line, the words "and hav-

ing the endorsement of at least three members of the House of Representatives to the effect that they believe there is good cause for the investigation of such charges."

Amendments by committee adopted.

The bill was ordered engrossed.

Substitute for House File 45, a bill for an act to repeal sub-division 2 of section 796 of the Code of 1873; chapter 28 of the acts of the Eighteenth General Assembly; and chapter 182 of the acts of the Twentieth General Assembly, and to legalize the taxes heretofore levied in 1886 and 1887.

Amendment by Mr. Steele, to insert "five" instead of "four," in line 7 of section 1.

Lost.

Amendment by Mr. Robeson, to insert in section 1, line 11, the word "shall," in place of the word "may."

Amendment to the amendment, by Mr. Smith, to add after the word "shall," the words "before making such levy."

Lost.

Amendment by Mr. Robeson lost.

Amendment by Mr. Roe, to strike out "twenty," in line 9 of section 1, and insert "fourteen."

Amendment to the amendment, by Mr. Teale, to strike out "fourteen" and insert "eighteen."

Mr. Thompson in the chair.

Mr. Russell moved the previous question.

Carried.

Amendment to the amendment by Mr. Teale lost.

The question being upon the amendment by Mr. Roe, Messrs. Clarke and Yergey demanded the yeas and nays.

Mr. Hospers explained his vote.

The yeas were:

Messrs. Ball, Byers, Chantry, Clarke, Darnall, Dietz, Doron, Estes, Field, Hotchkiss, Hunter, Lewis, Oakman, Roe, Roundy, Shipley, Slosson, Smith, Tipton, Wagner, Woods, Wyman and Yergey-23.

The nays were:

Messrs. Agnew, Anderson of Hamilton, Anderson of Warren, Beem, Berryhill, Blythe, Brown, Calvin, Cummins, Curtis, Custer, Davie, Dayton, Dobson, Draper, Duus, Eckles, Eilers, Evans, Fillmore, Foley, Hall, Hauser, Hart, Hobbs, Horton, Homrighaus, Hospers, Jolly, Jones, Kennan, Larson, Lockin, Luke, Mack, Mahoney, Mitchell, Moore, Nelson, Nicoll, Owen, Parkhurst, Paschal, Piatt, Rice, Riley, Roach, Robb, Roberts, Robeson, Russell, Schleicher, Steele, Teale, Theophilus, Thompson, Thornburg, Thornily, Townsend, Walker, Wilson of Butler, Wilson of Cass and Wyckoff-63. Absent or not voting:

Messrs. Buell, Burgess, Chapman, Craig, Crooks, Hamilton, Head, Hipwell, Kline, Limback, McFarland, Rowan, Wilbur and Mr. Speaker-14.

So the amendment was lost.

Amendment by Mr. Ball to strike out "twenty" in line 9 of section 1 and insert "fifteen."

Lost.

The bill was ordered engrossed.

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 the following concurrent resolution, in which the concurrence of the House is asked:

House concurrent resolution relating to limiting State appropriations.

E. D. CHASSELL, Second Asst. Secretary.

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Leave of absence was granted Mr. Hamilton indefinitely. On motion of Mr. Beem the House adjourned.

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HALL OF THE HOUSE OF REPRESENTATIVES, DES MOINES, IOWA, February 28, 1888.

House met in regular session at 10 A. M. Prayer by Rev. Daniel McPherson. Journal of yesterday read and approved.

LEAVE OF ABSENCE.

Mr. Wilbur, indefinitely. Mr. Piatt, indefinitely.

RESOLUTION.

By Mr. Berryhill:

Resolved, That the Speaker be authorized to invite the gentlemen hereinafter named to act as chaplains of the House at the respective dates set opposite their names:

Rev. Daniel McPherson, February 28.

Rev. St. John, February 29.

Rev. J. F. Nugent, Thursday, March 1.

Rev. J. C. White, Friday, March 2.

Rev. M. Flavin, Saturday, March 3.

Rev. F. Kissane, Monday, March 5.

Rev. W. Schmidt, Tuesday, March 6. Rev. Webb, Wednesday, March 7.

Rev. Wallace, Thursday, March 8.

Rev. Wishard, Friday, March 9.

Rev. Amacher, Saturday, March 10.

Rev. Breeden, Monday, March 12.

Rev. Docking, Tuesday, March 13.

Rev. Frendenthall, Wednesday, March 14.

Rev. Hultin, Thursday, March 15.

Rev. Johnson, Friday, March 16.

Rev. Kinzer, Saturday, March 17.

Rev. Luckock, Monday, March 19.

Rev. Mell, Tuesday, March 20. Rev. Ollerenshaw, Wednesday, March 21. Rev. Pennington, Thursday, March 22.

Rev. Ridley, Friday, March 23.

Rev. Schofield, Saturday, March 24.

Rev. Joel Smith, Monday, March 26.

Rev. Joel Stetson, Tuesday, March 27.

Rev. Van Antwerp, Wednesday, March 28.

Rev. Stark, Thursday, March 29.

Rev. Bartholomew, Saturday, March 31.

Rev. Collins, Monday, April 2.

Rev. Dungan, Tuesday, April 3. Rev. Frisbie, Wednesday, April 4.

Rev. Webb, Thursday, April 5.

Rev. Kephart, Friday, April 6.

Rev. Litzrodt, Saturday, April 7.

Adopted.

PETITIONS AND REMONSTRANCES.

By Mr. Owen, from citizens of Iowa county against legislation on telegraph rates.

Referred to Committee on Telegraphs and Telephones.

By Mr. Nelson, from citizens of Roland, Story county, same subject.

Same reference.

By Mr. Field, from citizens of Page county, same subject.

Same reference.

By Mr. Anderson of Hamilton, from citizens of Webster City, Hamilton county, same subject.

Same reference.

By Mr. Hall, two petitions from citizens of Boone county for passage of Sweney bill in regard to the appropriation for the purpose of purchasing uniforms for the Iowa National Guard.

Referred to the Committee on Appropriations.

By Mr. McFarland, from two hundred citizens of Ruthven, Palo Alto county for the removal of the depot building and platform of the C. M. & St. P. R. R. Co., out of the line of the street in said town.

Referred to the Committee on Railways with privilege to withdraw.

By Mr. Roberts, two petitions, one from Woodbine, Harrison county, and one from River Sioux, against legislation on telegraph rates.

Referred to Committee on Telegraphs and Telephones.

By Mr. Wilson of Cass, for lower freight rates.

Referred to the Committee on Railways.

By Mr. Speaker, from citizens of Guernsey, Iowa, against legislation on telegraph rates.

Referred to Committee on Telegraphs and Telephones.

Also from citizens of Parnforth, Iowa, same subject.

Same reference.

Also from citizens of Searsboro, Poweshiek county, same subject. Same reference.

By Mr. Roe, communication from Mr. C. W. Gould, on same subject.

Same reference.

1886.

REPORTS OF COMMITTEES.

Mr. Nelson, from the Committee on Telegraphs and Telephones, submitted the following report:

ME. SPEAKEE—Your Committee on Telegraphs and Telephones, to whom was referred House File No. 219, a bill for an act to regulate the charges of the owners of telephones and telephone lines for the use of such instruments and 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 the same be indefinitely postponed for the reason that your committee upon investigation finds:

First. That the telephone companies doing business in Iowa, were obliged, at the time of their organization, in order to secure the use of the American Bell Telephone Co's. instruments, to issue to said company a large per cent. of the total stock issued, no tangible property being received in return for said stock so issued—said stock being called "franchise stock."

Thus, we find in the case of the Iowa Union Telephone Co., that the authorized stock is \$1,000,000; of this \$927,000 has been issued, of which total issue \$433,800 is so-called franchise stock and belongs to the American Bell Telephone Co., of Boston, Mass. That the remaining stock, \$493,400, is so-called purchase stock, and is owned and held by 146 stockholders, the majority both in numbers and amount of stock being residents of Iowa. That the highest rate paid for said Iowa Union Telephone Co. stock during the past year has been fifty cents upon the dollar.

Second. We find that all the Iowa telephone companies are compelled to pay a yearly royalty of \$14 per instrument to the American Bell Telephone Co.

Third. We find further there is no way in which the American Bell Telephone Co. can be reached by an Iowa statute.

Therefore, finding that the present excessive and unreasonable prices paid for telephone service in this State are occasioned by the enormous royalties and stock contributions which the local companies are compelled to make to the American Bell Telephone Co., a foreign corporation, and the committee being advised that there is no legal method of controlling such foreign corporation with respect to rates and charges, make the above report.

OLEY NELSON, Chairman.

Also, House File No. 392, recommending passage. Passed on file.

Mr. Roach, from the Committee on Judiciary, reported House File No. 455, recommending passage.

Also, House File No. 390, recommending amendment and passage. Also, House File No. 470, recommending amendment and passage. Passed on file.

Also, House File No. 416, recommending reference to Committee on Ways and Means.

So referred.

Also, resolutions of Fenton Grange No. 1719, recommending reference to Committee on Ways and Means.

So referred.

Also, petition of N. A. Pritchard and other citizens of Humboldt county, recommending reference to Committee on Railroads. So referred.

Also, House File No. 459, recommending indefinite postponement. Also, House File No. 465, recommending indefinite postponement. Also, House File No. 408, recommending indefinite postponement. Also, House File No. 434, recommending indefinite postponement. Also, House File No. 431, recommending indefinite postponement. Also, House File No. 452, recommending indefinite postponement. Also, House File No. 458, recommending indefinite postponement. Also, House File No. 438, recommending indefinite postponement. Also, House File No. 438, recommending indefinite postponement. Also, House File No. 371, recommending indefinite postponement. Also, House File No. 375, recommending indefinite postponement. Passed on file.

Mr. Calvin, from the Committee on Schools, reported House File No. 360, recommending passage.

Also, House File No. 343, recommending amendment and passage. Also, House File No. 453, recommending indefinite postponement. Passed on file.

The Committee on Engrossed Bills was excused.

Mr. Head, from the Committee on Ways and Means, reported Senate File No. 193, recommending passage.

Also, House File No. 409, recommending passage.

Also House File No. 412, recommending passage.

Passed on file.

Mr. Robeson, from the Committee on Labor, reported House File No. 389, recommending passage.

Also, House File No. 111, recommending passage.

Passed on file.

Mr. Larson, from the Committee on Public Lands and Public Buildings, reported House File No. 336, recommending indefinite postponement.

Passed on file.

Mr. Riley, from the Committee on Municipal Corporations, reported House File No. 502, recommending passage.

Passed on file.

RESOLUTION LAID OVER.

By Mr. Hotchkiss, for final adjournment March 22. Laid on table subject to call.

INTRODUCTION OF BILLS.

By Mr. Cummins, House File No. 510, a bill for an act to regulate the expenditures of counties and the issuance of warrants therefor.

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

By Mr. Cummins, House File No. 511, a bill for an act to make an

appropriation for the erection of a monument to W. A. Scott and placing a tablet to his memory in the Capitol building.

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

By Mr. Roach, House File No. 512, a bill for an act to amend section 11, chapter 73, acts of the Twenty-first General Assembly, relative to the compensation of county attorneys.

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

By Mr. Riley, by request, House File No. 513, a bill for an act to facilitate the trial of actions brought to abate nuisances by injunctions or other restraining orders.

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

RESOLUTION.

By Mr. Anderson of Warren, joint resolution No. 15, relative to pensions for ex-prisoners of war.

Read and referred to Committee on Federal Relations.

MESSAGES ON SPEAKEE'S TABLE.

Senate File No. 284, a bill for an act to authorize the Governor to lease lot 7, in block 33. in the city of Des Moines, to the Governor's Guards, designated in the military organization of the State as Co. A, Third Regiment, Iowa National Guards.

Amendment by Mr. Head:

To strike out the word "fifty," in section 1, line 6, and insert in lieu thereof "twenty-five."

Adopted.

Amended by Mr. Roach: add to first sub-division of section 2 the following: "provided that no part of any appropriation made by the State Legislature to said lessee shall be used for any building or improvement upon said premises."

Adopted.

On motion of Mr. Berryhill the bill was advanced to its third reading.

The bill was read a third time.

The question being, shall the bill pass.

The yeas were:

Messrs. Agnew, Anderson of Hamilton, Anderson of Warren, Ball, Beem, Berryhill, Blythe, Byers, Calvin, Chantry, Chapman, Clarke, Cummins, Curtis, Custer, Darnall, Dayton, Dobson, Doron, Draper, Duus, Eckles, Eilers, Estes, Evans, Field, Fillmore, Foley, Hall, Hauser, Hart, Head, Hobbs, Horton, Homrighaus, Hospers, Hotchkiss, Hunter, Jolly, Jones, Kennan, Kline, Larson, Lewis, Limback, Lockin, Luke, Mack, Mahoney, Mitchell, Moore, Nelson, Nicoll, Oakman, Owen, Parkhurst, Paschal, Rice, Riley, Roach, Roberts, Robeson, Roe, Rowan, Russell, Schleicher, Shipley, Steele, Smith, Teale, Theophilus, Thompson, Thornburg, Thorniley, Tipton, Townsend, Walker, Wilson of Butler, Wilson of Cass, Woods, Yergey and Mr. Speaker -82.

The nays were:

Messrs. Davie, Robb and Roundy-3.

Absent or not voting:

Messrs. Brown, Buell, Burgess, Craig, Crooks, Deitz, Hamilton, Hipwell, McFarland, Slosson, Wagner, Wilbur, Wyckoff, Wyman and Piatt-15.

So the bill passed and the title was agreed to.

House Concurrent Resolution, to limit appropriations to the estimated income of the State, less present indebtedness.

Resolution and Senate amendments were laid on the table subject to call.

LEGALIZING ACT.

Mr. Curtis moved that the rules be suspended and that House File 502, a bill for an act to legalize the organization and acts of the Clinton and Illinois Bridge Company, be taken up and read a third time now.

Carried.

The bill was read a third time.

The question being shall the bill pass?

The yeas were:

Messrs. Agnew, Anderson of Hamilton, Anderson of Warren, Ball, Beem, Blythe, Buell, Byers, Calvin, Chantry, Chapman, Clarke, Cummins, Curtis, Darnall, Davie, Dayton, Deitz, Dobson, Doron, Draper, Duus, Eckles, Eilers, Estes, Evans, Field, Fillmore, Foley, Hall, Hauser, Hart, Head, Hobbs, Horton, Homrighaus, Hospers, Hotchkiss, Hunter, Jolly, Jones, Kennan, Kline, Larson, Lewis, Lockin, Luke, Mack, Mahoney, McFarland; Mitchell, Moore, Nelson, Nicoll, Oakman, Owen, Parkhurst, Paschal, Rice, Riley, Roach, Robb, Roberts, Robeson, Roe, Roundy, Rowan, Russell, Schleicher, Shipley, Steele, Slosson, Smith, Teale, Theophilus, Thompson, Thornburg, Thorniley, Tipton, Townsend, Wagner, Walker, Wilson of Butler, Wilson of Cass, Woods, Wyman, Yergey and Mr. Speaker --88.

The nays were none.

Absent or not voting:

Messrs. Berryhill, Brown, Burgess, Craig, Crooks, Custer, Hamilton, Hipwell, Limback, Piatt, Wilbur and Wyckoff-12.

So the bill passed and the title was agreed to.

SPECIAL ORDER.

House File 374 taken up.

Mr. Hall moved that the special order be continued until 10:30 o'clock to morrow morning.

Carried.

BILLS ON CALENDAR.

House File 179, a bill for an act fixing a rate of toll for grinding or grinding and bolting grain.

Amendments by committee:

To insert in section 1, between the words "grain" and "shall," in first line of printed bill, "by water power."

Adopted.

Also to add after "thereof" in second line, "and by steam power shall not exceed one seventh part thereof."

Adopted.

Also to add as section 2 the following: "Section 2. Any owner or operator of a grist mill or any employee therein, who shall violate the provisions of the foregoing section shall be deemed guilty of a misdemeanor, and upon conviction thereof, shall be fined not less than \$5.00 nor more than \$50.00 for each offense and shall stand committed until such fine and costs are paid."

Adopted.

Amendment by Mr. Tipton to add at end of section 1, the words "or one-tenth part of the grain for grinding and not bolting."

Lost.

Amendment by Mr. Russell, to insert after the word "toll" in section 1, line 1, the words "or charge."

Adopted.

The bill was ordered engrossed.

House File No. 165, a bill for an act to amend section 467 of the Code in relation to repairing sidewalks.

The bill was ordered engrossed.

House File No. 140, a bill for an act to define the crime of extortion and usury, and to provide adequate punishment for violations.

Amendment by Mr. Roach to strike out section 1, and substitute therefor the following: "Sec. 1. Section 2080, of the Code of 1873, is thereby amended by striking out all of said section after the word 'shall' in the fourth line and inserting the following, to-wit: 'render said contracts void, and the court shall render judgment against the plaintiff for costs of suit.'"

On motion of Mr. Hotchkiss the House adjourned.

AFTERNOON SESSION.

2 O'CLOCK P. M.

House reconvened. The Speaker in the chair.

REPORT OF ENGROSSING COMMITTEE.

Mr. Brown, from the Committee on Engrossed Bills, submitted the following report :

ME. SPEAKER—Your Committee on Engrossed Bills respectfully report that they have examined and find correctly engrossed, House File No. 45, a bill for an act in relation to the levy of taxes in counties of 20,000 population.

House File No. 216, a bill for an act to amend section 4586 of the Code, in relation to impeachment.

House File No. 65, a bill for an act to amend section 467 of the Code, in relation to repairing sidewalks.

House File No. 179, a bill for an act to fix a maximum rate of toll for grinding, or grinding and bolting grain.

House File No. 373, a bill for an act to regulate railroad corporations and other common carriers in this State, and to increase the powers and further define the duties of the board of railroad commissioners in relation to the same, and to prevent and punish extortion and unjust discrimination in the rates charged for the transportation of passengers and freights on railroads in this State, and to prescribe a mode of proceedure and rules of evidence in relation thereto, and to repeal section 11 of chapter 77, of the acts of the Seventeenth General Assembly, in relation to the board of commissioners and all laws in force in direct conflict with the provisions of this act.

WM. BROWN, Chairman.

Mr. Wilson of Cass, from the Committee on Railroads, submitted substitute for the schedule to section 2 of House File No. 374, and moved that 500 copies of the substitute be printed.

So ordered.

BUSINESS PENDING AT LAST ADJOUENMENT.

Consideration of House File No. 140 continued.

Question upon the amendment by Mr. Roach to adopt a substitute for section 1.

Amendment by Mr. McFarland to insert in section 1, line one, after the word "receive," the words "pay or agree to pay."

Mr. Riley moved the previous question. Carried. Upon the adoption of the amendment by Mr. Roach, Messre. Russell and Robb demanded the yeas and nays.

Mr. Head explained his vote.

Mr. Speaker explained his vote.

The yeas were:

Messrs. Agnew, Anderson of Warren, Byers, Calvin, Chantry, Curtis, Dobson, Doron, Eckles, Eilers, Estes, Evans, Field, Fillmore, Hanser, Homrighaus, Hospers, Hunter, Limback, Lockin, Luke, Mack, Parkhurst, Roach, Schleicher, Shipley, Steele, Teale, Theophilus, Thornburg, Townsend and Walker-32.

The nays were:

Messrs. Anderson of Hamilton, Ball, Beem, Blythe, Brown, Buell, Chapman, Craig, Cummins, Custer, Darnall, Davie, Dietz, Draper, Duus, Foley, Hall, Hart, Head, Hipwell, Hobbs, Horton, Hotchkiss, Jolly, Jones, Kennan Kline, Larson, Lewis, Mahoney, McFarland, Mitchell, Moore, Nelson, Nicoll, Oakman, Owen, Paschal, Rice, Riley, Robb, Roberts, Robeson, Roe, Roundy, Rowan, Russell, Slosson, Smith, Thompson, Thorniley, Tipton, Wagner, Wilson of Butler, Wilson of Cass, Woods, Wyckoff, Wyman, Yergey and Mr. Speaker-60.

Absent or not voting:

Messrs. Berryhill, Burgess, Clarke, Crooks, Dayton, Hamilton, Piatt and Wilbur-8.

So the amendment was lost.

The question being upon the amendment by Mr. McFarland. Adopted.

The question being upon the engrossment of the bill, Messrs. Russell and Head demanded the yeas and nays.

Mr. Blythe explained his vote as follows:

Mr. SPEAKER-I desire to explain my vote as follows:

First, I do not believe in creating statutory crimes out of the private contracts of individuals.

Second, I consider the proposed law unnecessary, the present usury laws are ample, in case parties desire to resort to the law for relief from extortion.

Third, I believe it will cut off opportunity for poor men who cannot furnish sufficient security to borrow of banks to meet their necessities.

I do not believe in punishing the borrowing class.

Mr. Chantry explained his vote as follows:

ME. SPEAKEE—I believe the passage of this measure at this time would have the effect to estop any further action on the measure now pending to reduce the legal rate of interest from ten to eight per cent, and would shut the doors to every class of short time borrowers except that class that are able to furnish strictly first-class securities.

Mr. Hall explained his vote.

Mr. Hobbs explained his vote.

Mr. Hunter explained his vote as follows :

ME. SPEAKEE—I believe in the enforcement of all laws in our State, or that they be repealed, whether such laws affect the rich or poor, one or many individuals or corporations. We now have a law fixing

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the legal rate of interest, and I believe in the enforcement of that law or that it be repealed.

Mr. McFarland explained his vote.

Mr. Roach explained his vote as follows :

ME. SPEAKER—I desire to explain my vote. The adoption of the amendment subjecting the borrower to a penalty for agreeing to pay a rate of interest in excess of that fixed by law, destroys the object sought to be reached preventing extortion by money lenders. It seems to me the law which would make a party who pays an extortionate rate to a railroad company for the transportation of his goods equally liable to a penalty with the corporation who exacts it would be as reasonable as this bill with this amendment. Because of the adoption of the amendment I vote no.

Mr. Robb explained his vote as follows :

ME. SPEAKEE—I vote for this bill because I believe it to be the duty of the State to protect the creators of wealth rather than those who speculate in the wealth after it is created. I do not believe the State will be ruined by decreasing the burdens of the laborer, or by loosing the grip of the usurer and extortioner. Therefore I vote aye.

Mr. Russell explained his vote.

Mr. Steele explained his vote as follows :

ME. SPEAKEE—Believing the punishment for the violation as contemplated in this connection is greater than justice demands, and believing the violation of usury laws are already provided for commensurate with such violation. I therefore vote no.

Mr. Smith explained his vote.

Mr. Yergey explained his vote as follows :

ME. SPEAKEE—Doubting the advisability of making the borrower equally responsible with the lender, yet knowing the desire of my constituency to have a more stringent usury law, I vote aye.

Mr. Speaker explained his vote as follows:

I vote against this bill because I believe if it were enacted into law it would stand as a menace to business; it would be against the interests of the active business men and the poorer classes alike, by preventing their getting relief when in great need of money; it would decrease the amount of money in circulation per capita in the State by inducing loose capital to seek investment in other States. It would encourage dishonesty and litigation. It is not demanded by or on behalf of the people. In short, in my judgment it would be a vicious law.

Mr. Anderson of Warren explained his vote.

The yeas were:

Messrs. Agnew, Anderson of Hamilton, Ball, Beem, Brown, Byers, Cummins, Darnall, Davie, Dietz, Dobson, Eilers, Field, Fillmore, Foley, Hart, Hotchkiss, Hunter, Jolly, Larson, Lewis, McFarland, Nicoll, Paschal, Rice, Robb, Robeson, Roe, Roundy, Russell, Shipley, Slosson, Smith, Teale, Theophilus, Thompson, Thornburg, Thorniley, Tipton, Wilson of Cass, Wyckoff and Yergey-42.

The nays were :

Messrs. Auderson of Warren, Blythe, Buell, Calvin, Chantry, Chapman, Craig, Curtis, Custer, Doron, Draper, Duus, Eckles, Evans, Hall, Hauser, Head, Hipwell, Hobbs, Horton, Homrighaus, Hospers, Jones, Kennan, Kline, Limback, Lockin, Luke, Mack, Mahoney, Mitchell, Moore, Nelson, Oakman, Owen, Parkhurst, Riley, Roach, Roberts, Rowan, Schleicher, Steele, Townsend, Wagner, Walker, Wilson of Butler, Woods, Wyman and Mr. Speaker-49.

Absent or not voting:

Messrs. Berryhill, Burgess, Clarke, Crooks, Dayton, Estes, Hamilton, Piatt and Wilbur-9.

So the bill was lost on engrossment.

ENGROSSED BILLS.

House File No. 373, a bill for an act to regulate railroad corporations and other common carriers in this State, etc.

The question being shall the bill be read a third time.

Carried.

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Mr. Hotchkiss in the chair.

The bill was read a third time.

The question being, shall the bill pass.

Mr. Steele explained his vote as follows:

MR. SPEAKEE—I have given House File No. 373 such careful consideration as I am able, and recognize it as containing much which I heartily approve, at the same time I find in it some features which my judgment is unable to commend. But every measure of such great importance and extensive application must, of necessity, be the result of compromise. Believing that the commercial and industrial interests of our State demand the passage of a measure embodying the general principles of this bill, and hoping the operations of the bill may prove beneficial to our State, and that the good results may overcome the objectionable features, I therefore vote aye.

The yeas were:

Messrs. Agnew, Anderson of Hamilton, Anderson of Warren, Ball, Beem, Berryhill, Blythe, Brown, Byers, Calvin, Chantry, Chapman, Craig, Cummins, Curtis, Custer, Darnall, Davie, Dobson, Doron, Draper, Duus, Eckles, Eilers, Estes, Evans, Field, Fillmore, Foley, Itall, Hauser, Hart, Head, Hobbs, Horton, Homrighaus, Hospers, Hotchkiss, Hunter, Jolly, Jones, Kennan, Kline, Larson, Lewis, Limback, Lockin, Luke, Mahoney, McFarland, Mitchell, Moore, Nelson, Nicoll, Oakman, Owen, Parkhurst, Paschal, Rice, Riley, Roach, Robb, Roberts, Robeson, Roe, Roundy, Rowan, Russell, Schleicher, Shipley, Steele, Slosson, Smith, Teale, Theophilus, Thompson, Thornburg, Thorniley, Tipton, Townsend, Wagner, Walker, Wilson of Butler, Wilson of Cass, Woods, Wyckoff, Wyman, Yergey and Mr. Speaker-89.

The nays were none.

Absent or not voting:

Messrs. Buell, Burgess, Clarke, Crooks, Dayton, Dietz, Hamilton, Hipwell, Mack, Piatt, and Wilbur-11.

So the bill passed and the title was agreed to.

Substitute for House File No. 45, a bill for an act to repeal sub division 2 of section 796 of the Code of 1873, chapter 28, of the acts of the Fifteenth General Assembly, chapter 13 of the acts of the Eighteenth General Assembly, and chapter 182 of the Twentieth General Assembly, and to enact a substitute therefor, and to legalize taxes heretofore levied in 1886 and 1887.

The question being, shall the bill be read a third time? Carried.

The bill was read a third time.

The question being, shall the bill pass?

The yeas were:

Messrs. Agnew, Anderson of Hamilton, Anderson of Warren, Beem, Berryhill, Blythe, Calvin, Chantry, Chapman, Cummins, Curtis, Custer, Darnall, Davie, Draper, Duus, Eckles, Estes, Evans, Field, Foley, Hall, Hauser, Hobbs, Horton, Homrighaus, Hospers, Hunter, Jolly, Jones, Kennan, Larson, Limback, Lockin, Luke, Mahoney, McFarland, Mitchell, Moore, Nelson, Owen, Parkhurst, Paschal, Riley, Roach, Robb, Roberts, Robeson, Russell, Schleicher, Steele, Teale, Theophilus, Thompson, Thornburg, Townsend, Walker, Wilson of Butler, Wilson of Cass, Wyckoff, and Wyman-61.

The nays were:

Messrs. Ball, Craig, Dietz, Dobson, Doron, Eilers, Hotchkiss, Kline, Lewis, Nicoll, Oakman, Roe, Roundy, Rowan, Shipley, Slosson, Smith, Thorniley, Tipton, Wagner, Woods, and Yergey-22.

Absent or not voting:

Messrs. Brown, Buell, Burgess, Byers, Clarke, Crooks, Dayton, Fillmore, Hamilton, Hart, Head, Hipwell, Mack, Piatt, Rice, Wilbur, and Mr. Speaker -17.

So the bill passed and the title was agreed to after striking out all after the word "therefore"

House File No. 179, a bill for an act fixing the maximum rate of toll for grinding or grinding and bolting grain.

The question being shall the bill be read a third time. Carried.

The bill was read a third time.

The question being shall the bill pass.

The yeas were:

Messrs. Agnew, Anderson of Warren, Ball, Beem, Blythe, Brown, Buell, Byers, Calvin, Chantry, Chapman, Cummins, Curtis, Darnall, Davie, Dobson, Draper, Duus, Eckles, Eilers, Estes, Field, Foley, Hall, Hauser, Horton, Homrighaus, Hospers, Hotchkiss, Jolly, Jones, Kline, Lewis, Lockin, Luke, Mack, Mahoney, Moore, Owen, Parkhurst, Paschal, Rice, Riley, Roach, Robb, Robeson, Roe, Roundy, Rowan, Russell, Schleicher, Shipley, Slosson, Teale, Theophilus, Thompson, Thornburg, Thorniley, Tipton, Townsend, Walker, Wilson of Butler, Wilson of Cass, Woods, Wyckoff, Wyman, Yergey and Mr. Speaker-68.

The nays were:

Messrs. Anderson of Hamilton, Byers, Custer, Diets, Doron, Evans, Fillmore, Hobbs, Larson, Mitchell, Nelson, Nicoll, Oakman, Roberts and Wagner-14.

Absent or not voting:

Messrs. Berryhill, Burgess, Clarke, Crooks, Dayton, Fillmore, Hamilton, Hart, Head, Hipwell, Hunter, Kennan, Limback, Mo-Farland, Piatt, Steele, Smith and Wilbur-18.

So the bill passed and the title was agreed to.

House File 65, a bill for an act to amend section 467 of the Code in relation to repairing sidewalks.

The question being shall the bill be read a third time? Carried.

The bill was read a third time.

The question being shall the bill pass?

The yeas were:

Messrs. Agnew, Anderson of Hamilton, Anderson of Warren, Ball, Beem, Brown, Buell, Byers, Calvin, Chantry, Chapman, Cummins, Curtis, Darnall, Davie, Dietz, Dobson, Draper, Duus, Eckles, Eilers, Estes, Evans, Field, Fillmore, Foley, Hall, Hauser, Hipwell, Hobbs, Horton, Homrighaus, Hospers, Hotchkiss, Hunter, Jolly, Jones, Kline, Larson, Lewis, Limback, Lockin, Mack, Mahoney, Moore, Nelson, Nicoll, Oakman, Owen, Parkhurst, Paschal, Rice, Riley, Robb, Roberts, Robeson, Roe, Roundy, Rowan, Schleicher, Shipley, Slosson, Teale, Theophilus, Thompson, Thornburg Thorniley, Tipton, Townsend, Wagner, Walker, Wilson of Butler, Wilson of Cass, Woods, Wyckoff, Wyman, Yergey and Mr. Speaker-78.

The nays were:

Messrs. Doron and Roach-2.

Absent or not voting:

Messrs. Berryhill, Blythe, Burgess, Clarke, Craig, Crooks, Custer, Dayton, Hamilton, Hart, Head, Kennan, Luke, McFarland,

Mitchell, Piatt, Russell, Steele, Smith, and Wilbur-20.

So the bill passed and the title was agreed to.

House File No. 216. A bill for an act to amend section 4546 of the Code in relation to impeachment.

The question being shall the bill be read a third time? Carried.

The bill was read a third time.

The question being shall the bill pass?

The yeas were:

Messrs. Agnew, Anderson of Hamilton, Anderson of Warren, Ball, Brown, Byers, Calvin, Chantry, Chapman, Clarke, Cummins, Curtis, Custer, Darnall, Davie, Dobson, Doron, Draper, Duus, Eckles, Eilers, Estes, Evans, Field, Fillmore, Hall, Hauser, Head, Hipwell, Horton, Hospers, Hotchkiss, Hunter, Jolly, Jones, Lewis, Lockin, Luke, Mack, Mahoney, McFarland, Moore, Nelson, Nicoll, Oakman, Parkhurst, Paschal, Rice, Riley, Roach, Robb, Roberts, Robeson, Roe, Roundy, Rowan, Russell, Schleicher, Shipley, Slosson, Teale, Theophilus, Thornburg, Tipton, Townsend, Walker, Wilson of Butler, Wilson of Cass, Woods, Wyman, and Yergey-71.

The nays were:

Messrs. Beem, Craig, Dietz, Foley, Hall, Mitchell, Owen and Thompson-7.

Absent or not voting:

Messrs. Berryhill, Blythe, Buell, Burgess, Clarke, Crooks, Dayton, Hamilton, Hart, Hobbs, Homrighaus, Kennan, Kline, Larson, Piatt, Steele, Smith, Thorniley, Wagner, Wilbur, Wyckoff and Mr. Speaker -22.

So the bill passed and the title was agreed to.

Mr. Craig entered a motion to reconsider the vote by which House File No. 140 was lost on engrossment.

REPORT OF COMMITTEE.

Mr. Roach from the Committee on Judiciary, reported House File No 510, recommending passage.

Passed on file.

BILLS ON CALENDAR.

Senate File No. 7, a bill for an act requiring railroad companies to fence their tracks within the State of Iowa, and to keep the fences in good repair.

Amendments by committee:

To insert between the words "all" and "crossing" in the ninth line of first section of the written bill (being the fifth line of the printed bill), the words "public highway".

Adopted.

Mr. Cummins entered a motion to reconsider the vote by which the amendment by Mr. McFarland to House File No. 140 was adopted. On motion of Mr. Jolly the House adjourned.

HALL OF THE HOUSE OF REPRESENTATIVES, DES MOINES, IOWA, February 29, 1888.

Honse met in regular session at 10 o'clock A. M. The Speaker in the chair. Prayer by Rev. B. St. John. Journal of yesterday read and approved.

PETITIONS AND BEMONSTRANCES.

By Mr. Speaker, from forty-four citizens of Brooklyn, Iowa, against legislation on telegraph rates.

Referred to Committee on Telegraphs and Telephones.

By Mr. Townsend, from citizens of Raymond, Black Hawk county, same subject.

Same reference.

By Mr. Lewis, from citizens of Wayne county, same subject. Same reference.

By Mr. Hobbs, from citizens of Calhoun county, same subject. Same reference.

By Mr. Fillmore, from citizens of Clay county, same subject. Same reference.

By Mr. Hauser, two petitions from Hardin county, same subject. Same reference.

By Mr. Craig, two petitions from citizens of Lee county, same subject.

Same reference.

By Mr. Jolly, from citizens of Marion county, same subject. Same reference.

By Mr. Steele, from citizens of Henry county, same subject. Same reference.

By Mr. Theophilus, remonstrance against railroad legislation, from citizens of Howard county.

Referred to Committee on Railroads.

By Mr. Dietz, from citizens of Wolcott, Iowa, for legislation to regulate telegraph rates.

Referred to Committee on Telegraphs and Telephones.

By Mr. Larson, from citizens of Winneshiek county, against legislation on telegraph rates.

Same reference.

By Mr. Custer, from citizens of Newburg, Jasper county, same subject.

Same reference.

By Mr. Roberts, from citizens of Harrison county for passage of House File No. 235. Read and referred to the Committee on Railroads.

By Mr. Jones, from Society of Friends against any appropriation for military purposes.

Referred to Committee on Military.

By Mr. Darnall, from citizens of Fayette county, for passage of House File No. 182.

Read and referred to Committee on Text Books.

By Mr. Foley, from merchants of Lawler, Chickasaw county, for passage of House File No. 19 and Senate File No. 48.

Referred to Committee on Railroade.

By Mr. Luke, from citizens of Franklin county against legislation on telegraph rates.

Referred to Committee on Telegraphs and Telephones.

By Mr. Thorniley, from citizens of Van Buren county, same subject.

Same reference.

By Mr. Ball, two petitions from citizens of Jefferson county, against railroad legislation.

Referred to Committee on Railroads.

By Mr. Beem, from D. H. H. Talbott for a law making it a oriminal offense for farm hands to leave their employer without reasonable notice.

Referred to Committee on Incurable Insane.

By Mr. Berryhill, from Wesley Redhead and other citizens of Des Moines, for passage of House File No. 374.

Read and withdrawn to present to the Senate.

By Mr. Roe, from citizens of Monona county for two cent fare and reduction of freight rates on railroads.

Referred to the Committee on Railroads.

By Mr. Hipwell, from citizens of Davenport, Scott county, in favor of law requiring the inspection of animals to be slaughtered for food. Referred to Committee on Municipal Corporations.

INTRODUCTION OF BILLS.

By Mr. Wyman, House File No. 514, a bill for an act to cure any defects that may exist in the title of the city of Council Bluffs to what is known as Fairman's Park, embracing Williams' second addition and a part of Snow and Green's addition to the city of Council Bluffs, by reason of any defect in the city proceedings of condemnation for park purposes of said addition or parts thereof to said city for said purposes.

Read first and second times and referred to the Committee on Municipal Corporations.

By Mr. Townsend, by request, House File No. 515, a bill for an act to appropriate money to assist the defendants in the driven well suits to pay the expenses of the defense.

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

Also petition on same subject. Same reference. 1888.]

By Mr. Brown, by request, House File No. 516, a bill for an act to amend existing laws with reference to sale of intoxicants.

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

By Mr. Cummins, House File No. 517, a bill for an act to repeal sections 2, 3, 5, 6, 10, 11, and 12, chapter 168, laws of the Twenty-first General Assembly, and enacting a substitute therefor, relative to making contracts of cities of the first class containing a population of over thirty thousand, for paving and curbing streets and the construction of sewers, and the making and collection of assessments and issuance of bonds or certificates to pay for the same.

Read first and second times and referred to the Committee on Municipal Corporations.

By Mr. Roach, House File No. 518, a bill for an act to amend sections 1824 and 1882 of the Code of 1873, relating to the rate of interest on the permanent school fund.

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

REPORTS OF COMMITTEES.

Mr. Hauser, from the Committee on Fish and Game, reported House File No. 386, recommending amendments and passage.

Passed on file.

Mr. Cummins, from the Committee on Municipal Corporations, reported House File No. 377, recommending amendment and passage. Passed on file.

Mr. Blythe, on behalf of the minority of same committee, submitted the following minority report:

ME. SPEAKEE — The undersigned members of the Committee on Municipal Corporations, to which committee was referred House File No. 377, a bill for an act to provide for the jurisdiction of justices of the peace in offenses less than a felony, committed within a city of the first class or cities organized under special charters and for the fees of city marshals in State cases, beg to submit that we dissent from the majority report of the committee made herein and herewith present our reasons for such dissent : We regard the bill as tending to revolutionize the well established rules of criminal practice in the State, and particularly enable violators of the prohibitory liquor laws to evade the same : and for the further reason that some of the undersigned were absent from the committee when said bill was considered and ordered to be reported with recommendation for passage.

> JAS. E. BLYTHE. L. A. RILEY. S. L. STEELE. A. J. CHANTEY. W. H. THOENILEY. JOHN C. HALL. C. M. PASCHAL. CHAS. ECKLES.

Passed on file.

Mr. Tipton, from Committee on Agriculture, reported Senate File No. 133, recommending passage.

Passed on file.

Mr. Teale, from Committee on Normal Schools reported House File No. 341, recommending indefinite postponement.

Passed on file.

Mr. Lockin, from Committee on Animal Industry, reported House File No. 310, recommending amendment and passage.

Also, House File No. 302, recommending indefinite postponement. Passed on file.

Mr. Calvin, from Committee on Schools, reported House File No. 868, recommending indefinite postponement.

Passed on file.

Mr. Doron, from Committee on Medicine, Surgery and Pharmacy, reported Senate File No. 119, recommending passage.

Passed on file.

Mr. McFarland, from Committee on Retrenchment and Reform, reported House File No. 411, recommending indefinite postponement.

Passed on file.

BUSINESS PENDING AT LAST ADJOURNMENT.

Senate File No. 7, a bill for an act requiring railroad companies to fence their tracks within the State of Iowa and keep the fences in good repair.

Further amendments by the committee: Insert in the third section of the written bill between the words "open" and "crossing" in the tenth line the words "or private."

Adopted.

To add at the close of section three, the following: Provided further, that nothing in this act contained shall in any way limit or qualify the liability of any corporation or person owning or operating a railway that fails to fence the same against live stock running at large for any stock injured or killed by the reason of the want of such fence as now provided for in section 1289 of the Code of 1873.

Adopted.

Amendment by Mr. Hall, to strike out of line 7, section 1 of reprinted bill "1889" and to insert in lieu thereof "1890"; also to add at end of section 1 the following: "Provided, however, that this act shall not be so construed as to compel a railway company to fence its road through the land of any farmer or other person who by written agreement with said company has waived or may waive the fencing of such land."

Adopted.

Amendment by Mr. Slosson, to insert in line 5, section 1 of the reprinted bill after the word "crossing," the words "and farm crossings, unless the adjoining land owner consents in writing to a crossing without cattle guards."

Mr. Thompson moved the previous question; Mr. Dayton seconded the motion.

Carried.

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Upon the adoption of Mr. Slosson's amendment, Messrs. Head and Custer demanded the yeas and nays.

The yeas were:

Messrs. Ball, Darnall, Fillmore, Head, Hobbs, Hunter, Jones, Kennan, Lockin, Oakman, Paschal, Slosson, Smith, Thorniley, Tipton, Wilson of Butler, Wilson of Cass and Wyckoff-18.

The navs were:

Messrs. Agnew, Anderson of Hamilton, Anderson of Warren, Beem, Berryhill, Blythe, Brown, Buell, Burgess, Byers, Calvin, Chantry, Clarke, Craig, Crooks, Cummins, Curtis, Custer, Davie, Dayton, Dietz, Dobson, Doron, Draper, Duus, Eckles, Eilers, Estes, Evans, Field, Foley, Hall, Hauser, Hart, Head, Hipwell, Horton, Hornighaus, Hospers, Hotchkiss, Jolly, Kline, Larson, Lewis, Limback, Luke, Mack, Mahoney, McFarland, Mitchell, Moore, Nel-son, Nicoll, Owen, Parkhurst, Riley, Roach, Robb, Roberts, Roe, Roundy, Rowan, Russell, Schleicher, Shipley, Steele, Teale, Theophi-lus, Thompson, Thornburg, Townsend, Wagner, Walker, Woods, Wyman, Yergey and Mr. Speaker-76.

Absent or not voting:

Messrs. Chapman, Hamilton, Piatt, Rice, Robson and Wilbur-6. So the amendment was lost.

The question being, shall the bill be read a third time?

Carried.

The bill was read a third time.

The question being, shall the bill pass?

The yeas were:

Messers. Agnew, Anderson of Hamilton, Anderson of Warren, Ball, Beem, Berryhill, Blythe, Brown, Buell, Burgess, Byers, Calvin, Chantry, Crooks, Cummins, Curtis, Custer, Darnall, Davie, Dayton, Dobson, Doron, Draper, Duus, Eckles, Eilers, Estes, Evans, Field, Fillmore, Foley, Hall, Hauser, Hart, Head, Hobbs, Horton, Homrig-haus, Hospers, Hotchkiss, Hunter, Jolly, Jones, Kennan, Kline, Larson, Lewis, Lockin, Luke, Mack, Mahoney, McFarland, Moore, Nel-son, Nicoll, Oakman, Owen, Parkhurst, Paschal, Riley, Roach, Robb, Roberts, Robeson, Roe, Roundy, Russell, Schleicher, Shipley, Steele, Slosson, Smith, Teale, Theophilus, Thompson, Thorn-burg. Thorniley, Tipton, Townsend, Wagner, Walker, Wilson of Butler, Wilson of Cass, Woods, Wyman, Yergey and Mr. Speaker-87.

The nays were:

Messrs. Clarke, Craig, Dietz, Hipwell, Limback and Wyckoff-6. Absent or not voting:

Messre. Chapman, Hamilton, Mitchell, Piatt, Rice, Rowan and Wilbur-7.

So the bill passed and the title was agreed to.

SPECIAL ORDER.

Mr. Wilson of Cass moved that the consideration of the special order, House File No. 374, be continued until 2 o'clock P. M.

Carried.

LEAVE OF ABSENCE.

Leave of absence was granted Mr. Shipley until Monday.

Messrs. Burgess, Crooks, Dayton, Clarke, asked to have the record show that had they been present, they would have voted age on passage of House File No. 373.

So ordered.

Mr. Craig called up his motion to reconsider the vote by which House File No. 140, was lost on engrosment.

Mr. Head moved to lay the motion "to reconsider" on the table and on this motion Messrs. Head and Wyckoff demanded the yeas and nays.

Mr. Townsend explained his vote.

The yeas were:

Messrs. Agnew, Anderson of Warren, Blythe, Byers, Clarke, Curtis, Doron, Draper, Duus, Eckles, Eilers, Evans, Fillmore, Hall, Hauser, Head, Hipwell, Hobbs, Homrighaus, Hospers, Jones, Kennan, Lewis, Limback, Lockin, Mahoney, McFarland, Moore, Oakman, Parkhurst, Riley, Slosson and Wilson of Butler-33.

The navs were:

Messrs. Anderson of Hamilton, Ball, Beem, Berryhill, Brown, Buell, Burgess, Calvin, Chantry, Craig, Crooks, Cummins, Custer, Darnall, Davie, Dayton, Estes, Field, Foley, Horton, Hotchkiss, Hunter, Jolly, Kline, Larson, Luke, Mack, Mitchell, Nelson, Nicoll, Owen, Rice, Roach, Robb, Roberts, Robeson, Roe, Roundy, Rowan, Russell, Schleicher, Shipley, Smith, Steele, Theophilus, Thompson, Thornburg, Thorniley, Tipton, Townsend, Wagner, Wilson of Cass, Woods, Wyckoff, Wyman, Yergey and Mr. Speaker-57.

Absent or not voting:

Messrs. Chapman, Dietz, Dobson, Hamilton, Hart, Paschal, Piatt, Teale, Walker and Wilbur-10.

So the motion was lost.

The question being upon the motion to reconsider, Messrs. Burgess and Robb demanded the yeas and nays.

The yeas were:

Messrs. Anderson of Hamilton, Ball, Beem, Berryhill, Brown, Burgess, Calvin, Chantry, Clarke, Craig, Crooks, Cummins, Custer, Darnall, Davie, Dayton, Estes, Field, Foley, Hipwell, Horton, Hospers, Hotchkiss, Hunter, Jolly, Kline, Larson, Luke, McFarland, Mitchell, Nelson, Nicoll, Owen, Rice, Roach, Robb, Robeson, Roe, Roundy, Rowan, Russell, Schleicher, Smith, Theophlus, Thompson, Thornburg, Thorniley, Tipton, Townsend, Wilson of Cass, Woods, Wyckoff, Wyman, Yergey and Mr. Speaker-55.

The navs were:

Messrs. Agnew, Anderson of Warren, Blythe, Byers, Curtis, Doron, Draper, Eckles, Eilers, Evans, Hall, Hauser, Head, Hobbs, Homrighaus, Jones, Kennan, Lewis, Limback, Lockin, Mahoney, Moore, Oakman, Parkhurst, Riley, Roberts, Slosson and Wilson of Butler -28.

Absent or not voting:

Messrs. Buell, Chapman, Dietz, Dobson, Duus, Fillmore, Hamilton,

Hart, Mack, Paschal, Piatt, Shipley, Steele, Teale, Wagner, Walker and Wilbur-17.

So the motion prevailed.

Mr. Russell asked that the bill be passed and retained in its place on the calendar.

So ordered.

RESOLUTION.

By Mr. Thompson.

WHEBERAS, House File No. 246 is about to come up in its regular order for the consideration of this House; and

WHEREAS, The constitutionality of such a law is seriously questioned by many members of this body; and

WHEREAS, It is the duty of the Attorney General of the State to give his opinion on all questions of law submitted to him by either house of the General Assembly; therefore,

Be it resolved, That the Attorney General of the State of Iowa be requested to examine House File No. 246, and give to this House, at as early a date as possible, his opinion in writing as to the constitutionality of such proposed law, and that the consideration of said House File No. 246 be postponed until such opinion is received by this House.

Adopted.

On motion of Mr. Steele the House adjourned.

AFTERNOON SESSION.

2 O'CLOCK P. M.

House reconvened. The Speaker in the chair.

INTRODUCTION OF BILLS.

By Mr. Beem, House File No. 519, a bill for an act to amend section 1228 of the Code, in relation to the drainage of coal lands.

Read first and second times and referred to the Committee on Mines and Mining.

By Mr. Anderson of Warren, House File No. 520, a bill for an act to legalize the official acts of the incorporated town of Ackworth, Warren county, Iowa.

Read first and second times and referred to the Committee on Municipal Corporations.

MESSAGE FROM THE SENATE.

The following message was received from the Senate:

MR. SPEAKEE—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. 30, a bill for an act to amend chapter 143 of the acts of the Sixteenth General Assembly, and chapter 24 of the acts of the Nineteenth General Assembly, relating to Superior Courts, and to proceedings therein.

Also, Senate File No. 304, a bill for an act to authorize the Auditor of State to extend time of payment by renewal bond of Bond No. 2, issued by the State to the permanent school fund for \$112,202.26, under chapter 80, laws of the Eleventh General Assembly, and which became due January 1, 1888.

Also, substitute for Senate File No. 22, a bill for an act to amend section 4275 of the Code, relating to the appointment of a clerk for the grand jury.

Also, has passed with amendments House File No. 21, a bill for an act to amend sections 766 and 3784 of the Code, and section 1, chapter 184, laws of the Eighteenth General Assembly, relating to the clerk of the district court, the employment of deputies and the compensation of such officers. Also, Senate Concurrent Resolution, relative to limiting appropriations.

> E. D. CHASSELL, Second Assistant Secretary.

RESOLUTION.

By Mr. Wilson of Cass:

Resolved, That the vote by which the resolution by Mr. Thompson to refer House File No. 246 to the Attorney General for his opinion in reference to the constitutionality thereof be reconsidered.

Upon the adoption of the resolution, Messrs. Thompson and Yergey demanded the yeas and nays.

The yeas were:

Messrs. Agnew, Anderson of Hamilton, Anderson of Warren, Ball, Berryhill, Blythe, Brown, Byers, Calvin, Chantry, Chapman, Clarke, Crooks, Cummins, Custer, Darnall, Dobson, Doron, Eckles, Field, Fillmore, Hall, Hauser, Head, Hobbs, Jones, Kennan, Lewis, Lockin, Luke, Mack, Mahoney, McFarland, Moore, Nelson, Nicoll, Oakman, Paschal, Rice, Riley, Roach, Roberts, Robeson, Schleicher, Steele, Smith, Teale, Thornburg, Thorniley, Tipton, Townsend, Walker, Wilson of Butler, Wilson of Cass, Wyckoff, Yergey and Mr. Speaker -57.

The nays were:

Messrs. Beem, Buell, Burgess, Craig, Curtis, Davie, Dayton, Dietz, Draper, Duus, Eilers, Estes, Evans, Foley, Hart, Hipwell, Horton, Homrighaus, Hospers, Hotchkiss, Hunter, Jolly, Kline, Larson, Mitchell, Owen, Robb, Roe, Roundy, Rowan, Russell, Slosson, Theophilus, Thompson, Wagner, Woods and Wyman-37.

Absent or not voting:

Messrs. Hamilton, Limback, Parkhurst, Piatt, Shipley and Wilbur -6.

So the resolution to reconsider carried.

The question being upon the adoption of the resolution by Mr. Thompson.

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

Upon this motion Messrs. Thompson and Yergey demanded the yeas and nays.

The yeas were :

Messrs. Agnew, Anderson of Hamilton, Anderson of Warren, Ball, Berryhill, Brown, Byers, Calvin, Chantry, Chapman, Clarke, Crooks, Cummins, Curtis, Custer, Darnall, Dobson, Doron, Draper, Eckles, Field, Fillmore, Hauser, Hobbs, Hunter, Jones, Kennan, Lewis, Lockin, Luke, Mack, Mahoney, McFarland, Moore, Nelson, Nicoll, Oakman, Paschal, Riley, Roach, Roberts, Robeson, Schleicher, Steele, Smith, Teale, Thornburg, Thorniley, Tipton, Townsend, Walker, Wilson of Butler, Wilson of Cass, Wyckoff, Yergey and Mr. Speaker-57.

The nays were:

Messrs Beem, Buell, Burgess, Craig, Davie, Dayton, Dietz, Duus, Eilers, Estes, Evans, Foley, Hart, Hipwell, Horton, Homrighaus, Hospers, Hotchkiss, Jolly, Kline, Larson, Mitchell, Owen, Rice, Roe, Roundy, Rowan, Theophilus, Thompson, Wagner, Woods and Wyman-32.

Absent or not voting :

Messrs. Blythe, Hall, Hamilton, Head, Limback, Parkhurst, Piatt, Russell, Shipley, Slosson, Wilbur and Robb-11.

So the motion prevailed.

SPECIAL ORDER.

House File No. 374, a bill for an act to establish reasonable maximum rates of charges for the transportation of freight and property on the different railroads of the State.

The question being upon the adoption of the substitute by the committee for the schedule of rates to section 2.

Mr. Craig in the chair.

Amendment by Mr. Wyman, to car-load classes, on pages 2 and 3-"That a car-load of cattle shall not exceed 24,000 pounds, and a carload of hogs 18,000 pounds; and the price per car shall be in proportion one with another."

On motion of Mr. Kline the House adjourned.

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HALL OF THE HOUSE OF REPRESENTATIVES, DES MOINES, IOWA, March 1, 1888.

House met in regular session at 10 A. M. The Speaker in the chair. Prayer by Rev. J. F. Nugent. Journal of yesterday read and approved.

INTRODUCTION OF BILLS.

By Mr. Robb, House File No. 521, a bill for an act for the promotion of the safety of the public traveling on railway trains.

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

By Mr. Robb, House File No. 523, a bill for an act to settle differences between parties by arbitration.

Read first and second times and referred to the Committee on Labor.

By Mr. Russell, House File No. 523, a bill for an act to amend section 1800 of the Code relating to independent school districts.

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

Also communication on same subject.

Same reference.

By Mr. Anderson of Warren, House File No. 524, a bill for an act to amend section 1, chapter 137, acts of the Nineteenth General Assembly, in relation to the renewal of pharmacists' certificates.

Read first and second times and referred to the Committee on Medicine, Surgery and Pharmacy.

By Mr. Cummins, House File No. 525, a bill for an act to legalize the annexation of certain territory to the incorporated town of Sevastapol, Polk County, Iowa.

Read a first and second time and referred to the Committee on Judiciary without printing.

By Mr. Smith, House File No. 526 a bill for an act to provide for payment of the expenses of the Committees to visit State Institutions.

Read first and second times.

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

Carried unanimously.

The bill was read a third time.

The question being shall the bill pass?

The yeas were:

Messrs. Agnew, Anderson of Hamilton, Anderson of Warren, Ball, Beem, Berryhill, Blythe, Brown, Buell, Burgess, Byers, Calvin, Chantry, Chapman, Clarke, Craig, Crooks, Cummins, Curtis, Custer, Darnall, Davie, Dayton, Deitz, Dobson, Doron, Eilers, Estes, Evans, Field, Fillmore, Foley, Hall, Hauser, Head, Hobbs, Homrighaus, Hospers, Hotchkiss, Hunter, Jolly, Jones, Kennan, Kline, Larson, Lewis, Limback, Lockin, Luke, Mack, Mahoney, McFarland, Mitchell, Moore, Nelson, Nicoll, Oakman, Owen, Parkhurst, Rice, Riley, Roach, Robb, Roberts, Robeson, Roe, Roundy, Rowan, Russell, Schleicher, Steele, Slosson, Smith, Teale, Theophilus, Thompson, Thornburg, Thorniley, Townsend, Walker, Wilson of Cass, Woods, Wyckoff, Wyman, Yergey and Mr. Speaker-87.

The nays were none.

Absent or not voting:

Messre. Draper, Duus, Eckles, Hamilton, Hart, Hipwell, Horton, Paschal, Piatt, Shipley, Wagner, Wilbur and Wilson of Butler-13. So the bill passed and the title was agreed to.

INTRODUCTION OF BILLS-CONTINUED.

By Mr. Townsend, House File No. 527, a bill for an act making an appropriation for the purpose of procuring a water supply for the normal school at Cedar Falls.

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

PETITIONS AND REMONSTRANCES.

By Mr. Jolly, from citizens of Marion county, against legislation upon telegraph rates.

Referred to Committee on Telegraph and Telephones.

By Mr. Duus, from citizens of Plymouth county, same subject. Same reference.

By Mr. Parkhurst, from 140 citizens of O'Brien county, asking the passage of House File No. 347.

Referred to Committee on Public Lands and Public Buildings.

By Mr. Hobbs, from pharmacists of Calhoun county, for passage of Custer bill, House File No. 152.

Read and referred to Committee on Suppression of Intemperance. By Mr. Estes, from citizens of Fremont county, for two cent fare and reduction of freight rates.

Read and referred to Committee on Railroads.

By Mr. Hauser, from citizens of Hardin county, against legislation on telegraph rates.

Referred to Committee on Telegraph and Telephones.

By Mr. Darnall, from citizens of Fayette county, in favor of the passage of House File No. 182.

Referred to Committee on Text Books.

By Mr. Hotchkiss, from citizens of Davis county, asking the passage of House File No 49 and House File No. 75

Referred to the Committee on Schools.

By Mr. Brown, from citizens of Ringgo'd county, against legislation upon telegraph rates.

Referred to Committee on Telegraphs and Telephones.



By Mr. Eckles, from citizens of Marshall county, same subject. Same reference.

By Mr. Paschal, from citizens of Iowa county, same subject. Same reference.

By Mr. Wagner, from citizens of Johnson county, asking the passage of a law regulating Sunday trains.

Referred to Committee on Railroads.

By Mr. Custer, from Newton Assembly K. of L., protesting against state uniformity of text books.

Referred to Committee on Text Books.

By Mr. Beem, from citizens of Keokuk county, against legislation regulating telegraph rates.

Referred to Committee on Telegraphs and Telephones.

BEPORTS OF COMMITTEES.

Mr. Roach, from the Committee on Judiciary, reported House File No. 484, recommending its passage.

Also, House File No. 492, recommending its passage. Passed on file.

Mr. McFarland, from the Committee on Retrenchment and Reform, reported House File No. 179, recommending passage.

Also House File No. 418, recommending indefinite postponement. Passed on file.

Mr. Byers, from the Committee on Hospitals for the Insane, reported petition by Mr. Beem, recommending consideration and reference to Committee on Labor.

So referred.

Mr. Thornburg, from the Committee on Public Charities, reported House File No. 383, recommending amendment and passage.

Passed on file.

Mr. Hunter from the Committee on Enrolled Bills, submitted the following report :

MR. SPEAKER-Your Committee on Enrolled Bills respectfully report that they have examined and find correctly enrolled :

Senate File No. 198, an act giving legislative assent to the purposes of the Congressional act of March 27, 1887, in regard to the establishment of agricultural experiment stations in connection with agricultural colleges.

I. S. HUNTER, Chairman.

The Speaker signed the bill in the presence of the House.

Mr. Calvin, from the Committee on County and Township Organizations, reported House File No. 407, recommending indefinite postponement.

Passed on file.

Mr. Smith, from the Committee on Mileage and Expenses of Visiting Committees, submitted the following supplemental report :

MR. SPEAKEB-Your Committee appointed under concurrent resolution of February 6th, to ascertain and report on mileage and expenses of the several visiting committees, would make the following additional report, that by an error in copying the report submitted February 24th they left out the expenses of the committee to visit Insane Hospital at Independence, which were as follows :

L. B. Mattoon J. Doron	 \$31.50 28.00
C. W. Fillmore	
Total	 \$87.50

S. A. CONVERSE,

On the part of the Senate.

JAS. A. SNITH, J. F. DAYTON,

On the part of the House.

Passed on file.

On motion of Mr. Robeson House File No. 387 was referred back to Committee on Labor.

RESOLUTIONS.

By Mr. Thompson :

Resolved, That House File No. 246 be referred to the Committee on Judiciary, with special view to an inquiry as to the constitutionality of the proposed law, and that the bill retain its place on the calendar.

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

Upon this question Messrs. Thompson and Wilson of Cass, demanded the yeas and nays.

The yeas were:

Messrs. Anderson of Hamilton, Anderson of Warren, Ball, Berryhill, Brown, Byers, Calvin, Chantry, Chapman, Clarke, Crooks, Custer, Darnall, Dobson, Doron, Eckles, Field, Fillmore, Hauser, Head, Hobbs, Kennan, Lewis, Lockin, Mack, McFarland, Moore, Nelson, Nicoll, Oakman, Riley, Roach, Roberts, Robeson, Steele, Smith, Thornburg, Thorniley, Tipton, Townsend, Walker, Wilson of Cass and Yergey-43.

The nays were:

Messrs. Agnew, Beem, Buell, Burgess, Craig, Cummins, Davie, Dayton, Daus, Eilers, Estes, Evans, Foley, Hall, Hart, Horton, Hom righaus, Hospers, Hotchkiss, Hunter, Jolly, Jones, Kline, Larson, Limback, Luke, Mahoney, Mitchell, Owen, Parkhurst, Paschal, Rice, Robb, Roe, Roundy, Rowan, Russell, Schleicher, Slosson, Teale, Theophilus, Thompson, Wagner, Woods, Wyckoff, Wyman and Mr. Speaker-48.

Absent or not voting:

Messrs. Blythe, Dietz, Draper, Hamilton, Hipwell, Piatt, Shipley, Wilbur and Wilson of Butler-0.

So the motion was lost.

The question being upon the adoption of the resolution by Mr. Thompson, Messrs. Roach and Custer demanded the yeas and nays.

The yeas were:

Messrs. Beem, Buell, Burgess, Craig, Cummins Curtis, Davie, Dayton, Duus, Eilers, Estes, Evans, Foley, Hart, Horton, Homrighaus, Hospers, Hotchkiss, Hunter, Jolly, Kline, Larson, Limback, Luke, Mitchell, Moore, Owen, Parkhurst, Rice, Robb, Roe, Roundy, Rowan, Russell, Schleicher, Slosson, Teale, Theophilus, Thompson, Wagner, Woods, Wyckoff, Wyman and Mr. Speaker-43.

The nays were:

Messrs Agnew, Anderson of Hamilton, Anderson of Warren, Ball, Berryhill, Blythe, Brown, Byers, Calvin, Chantry, Chapman, Clarke, Crooks, Custer, Darnall, Dobson, Doron, Eckles, Field, Fillmore, Hall, Hauser, Hobbs, Jones, Kennan, Lewis, Lockin, Mack, Mahoney, McFarland, Nelson, Nicoll, Oakman, Paschal, Riley, Roach, Roberts, Robeson, Smith, Steele, Thornburg, Thorniley, Tipton, Townsend, Walker, Wilson of Cass and Yergey.—48.

Absent or not voting:

Messrs. Dietz, Draper, Hamilton, Head, Hipwell, Piatt, Shipley, Wilbur and Wilson of Butler-9.

So the resolution was lost.

By Mr. Hospers:

Resolved, That the schedule of rates, now under consideration, be referred to the Railroad Committee and to that committee be added from the members of this House:

Two dealers in agricultural implements.

Two stock dealers.

Two wholesale merchants.

Two retail merchants.

Two lumber dealers.

Two grain dealers.

Two farmers.

Two coal operators.

To be appointed by chairman of the Railroad Committee and the chairman of the Railroad Committe to appoint two (2) at large from the members of the House and that the bill retain its special order on the calendar.

Amendment by Mr. Russell to insert six farmers instead of two. Adopted.

The resolution as amended was adopted.

MESSAGE FROM THE SENATE.

The following message was received from the Senate:

MR. STRAKER-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. 194, a bill for act to provide for the greater safety of passengers on board all sail and steamboats on the inland waters of the State of lowa.

Senate File No. 230, a bill for an act providing for change in name of railway stations in certain cases, and prescribing penalties for noncompliance therewith.

Also has adopted Senate concurrent resolution, instructing commissioner of labor statistics to investigate and report regarding effect of child labor in the state.

E. D. CHASSELL, Second Assistant Secretary

LEAVE OF ABSENCE.

Leave of absence was granted to Mr. Wilson of Batler, until Monday.

SPECIAL ORDER.

House File No. 374, taken up.

Mr. Wyman by leave withdrew his amendment to substitute to section 2.

On motion of Mr. Berryhill further consideration of the special order was postponed until the report of the Committee on Railroads on schedule of rates.

Mr. Custer moved that the consideration of House File No. 501, and other bills be continued until to morrow at 2:30 o'clock P. M.

Carried.

SENATE MESSAGES CONSIDERED.

Senate File No. 304, read a first and second time and referred to Committee on Ways and Means.

Substitute for Senate File No. 22, read a first and second time and referred to Committee on Judiciary.

Substitute for Senate File No. 30, read a first and second time and referred to Committe on Judiciary.

House File No. 21, a bill for an act to amend sections 766 and 3784 of the Code, and section 1, chapter 184, laws of the Eighteenth General Assembly, relating to the clerk of the District Court, the employment of deputies and the compensation of such officer.

Amendments by the Senate to strike out of the title the word "deputies," and insert the words "deputy clerk, deputy auditor and deputy treasurer."

Also to strike out section 2 of the bill and insert the following: "Section 2. That section 1 of chapter 184, laws of the Kighteenth General Assembly be and the same is hereby amended by inserting after the word 'employed' in 24th line said section the following: 'provided that in counties having a population in excess of 40,000, the court upon application of the clerk may authorize said clerk to appoint subject to the approval of the board of supervisors not more than three deputies and one or more clerks and determine in its order the number of such deputies and clerks.' Also by striking out the word 'deputy' in the 23d line thereof, and substi-tuting the word 'deputies' therefor. Also by striking cut the words 'but that the total compensation shall not exceed thirty-five hundred dollars' in the 33d and 34th lines, and substituting therefor the following: 'but the total compensation shall not exceed the fees received by such clerk, or the sum of five thousand dollars, if such fees be less than said sum.' Also, add after the words 'actually employed' in the 24th line of said section, 'provided, however, that in all counties having a population of 25,000 and not over 36,000 as shown by the last State census, when the board of supervisors fird it necessary to have a deputy clerk, deputy treasurer and deputy auditor, there shall be allowed as compensation

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to such deputy clerk, deputy treasurer and deputy auditor, for their service a sum equal to not more than two thirds the salary or compensation of the county clerk, county treasurer and county auditor of such county respectively, as the board of supervisors may direct."

Mr. Cummins moved that the Senate amendments be concurred in. Upon this question the yeas and nays were as follows:

The yeas were:

Messrs. Agnew, Anderson of Hamilton, Anderson of Warren, Ball, Beem, Blythe, Brown, Buell, Burgess, Byers, Calvin, Chantry, Chapman, Craig, Crooks, Cummins, Curtis, Darnall, Davie, Dayton, Dobson, Doron, Daus, Eckles, Eilers, Estes, Evans, Field, Fillmore, Foley, Hauser, Homrighaus, Hospers, Hotchkiss, Hunter, Jolly, Jones, Kennan, Kline, Larson, Lewis, Limback, Lockin, Luke, Mahoney, McFarland, Mitchell, Nelson, Nicoll, Oakman, Owen, Parkhurst, Paschal, Rice, Riley, Roach, Robb, Roberts, Robeson, Roe, Roundy, Rowan, Schleicher, Slosson, Theophilus, Thompson, Thornburg, Thorniley, Tipton, Wagner, Walker, Woods, Wyckoff, Wyman and Mr. Speaker -75.

The nays were:

Mr. Smith--1.

Absent or not voting:

Messrs. Berryhill, Clarke, Custer, Dietz, Draper, Hall, Hamilton, Hart, Head, Hipwell, Hobbs, Horton, Mack, Moore, Piatt, Russell, Shipley, Steele, Teale, Townsend, Wilbur, Wilson of Butler, Wilson of Case and Yergey-24.

So the Senate amendments were concurred in.

Mr. Riley called up Senate File No. 203, a bill for an act providing for the appointment and removal of policemen in cities organized under special charters, and moved that the rules be suspended and the bill be read a third time now.

Carried.

The bill was read a third time.

The question being shall the bill pass?

The yeas were:

Messrs. Agnew, Anderson of Hamilton, Anderson of Warren, Ball, Beem, Blythe, Brown, Burgess, Byers, Calvin, Chantry, Clarke, Craig, Crooks, Cummins, Curtis, Darnall, Davie, Dayton, Dobson, Doron, Eckles, Eilers, Estes, Field, Fillmore, Foley, Hauser, Head, Homrighaus, Hospers, Hotchkiss, Hunter, Jolly, Jones, Kennan, Kline, Lewis, Limback, Lockin, Luke, Mack, Mahoney, McFarland, Nelson, Nicoll, Oakman, Owen, Parkhurst, Paschal, Riley, Roach, Robb, Roberts, Robeson, Roe, Roundy, Schleicher, Slosson, Smith, Theophilus, Thompson, Thornburg, Thorniley, Tipton, Walker, Woods, Wyckoff, Wyman, Yergey and Mr. Speaker-71.

The nays were none.

Absent or not voting:

Messrs. Berryhill, Buell, Chapman, Custer, Dietz, Draper, Duus, Evans, Hall, Hamilton, Hart, Hipwell, Hobbs, Horton, Larson, Mitchell, Moore, Piatt, Rice, Rowan, Russell, Shipley, Steele, Teale, Townsend, Wagner, Wilbur, Wilson of Butler and Wilson of Cass -29.

So the bill passed and the title was agreed to.

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Mr. Wyckoff moved that House File No. 403, a bill for an act to legalize the acts of Joseph A. Elliott of Appanoose county, as notary public, be taken up, the rules suspended and the bill considered engrossed and read a third time now.

Carried.

The bill was read a third time.

The question being shall the bill pass?

The yeas were:

Messrs. Agnew, Anderson of Hamilton, Anderson of Warren, Ball, Beem, Blythe, Brown, Burgess, Byers, Calvin, Chantry, Chapman, Clarke, Craig, Crooks, Cummins, Curtis, Custer, Darnall, Davie, Dayton, Dobson, Doran, Duus, Eckles, Eilers, Estes, Evans, Field, Fillmore, Foley, Hauser, Head, Hobbs, Horton, Homrighau³, Hospers, Hotchkiss, Hunter, Jolly, Jones, Kennan, Kline, Larson, Lewis, Limback, Lockin, Luke, Mack, Mahoney, McFarland, Mitchell, Moore, Nelson, Nicoll, Oakman, Owen, Parkhurst, Paschal, Rice, Roach, Robb, Roberts, Robeson, Roe, Roundy, Rowan, Schleicher, Smith, Teale, Theophilus, Thompson, Thornilev, Tipton, Wagner, Walker, Woods, Wyckoff, Wyman, Yergey and Mr. Speaker-81.

The nays were none.

Absent or not voting:

Messrs. Berryhill, Buell, Deitz, Draper, Hall, Ilamilton, Hart, Hipwell, Piatt, Riley, Russell, Shipley, Steele, Slosson, Thornburg, Townsend, Wilbur, Wilson of Butler and Wilson of Cass-19.

So the bill passed and the title was agreed to.

Mr. Parkhurst moved that llouse File No. 484, a bill for an act to legalize incorporation of the town of Primghar, be taken up, the rules suspended, the bill considered engrossed and read a third time now. Carried.

The bill was read a third time.

The question being shall the bill pass?

The yeas were:

Messrs. Agnew, Anderson of Hamilton, Anderson of Warren, Ball, Beem, Berryhill, Blythe, Brown, Baell, Burgess, Byers, Calvin, Chantry, Clarke, Craig, Crooks, Cummins, Cartis, Custer, Darnall, Davie, Dayton, Dobson, Doron, Duus, Eckles, Eilers, Estes, Evans, Field, Fillmore, Foley, Hall, Hauser, Head, Horton, Homrighaus, Hospers, Hotchkiss, Hunter, Jolly, Jones, Kennan, Kline, Larson, Lewis, Lockin, Luke, Mack, Mahoney, McFarland, Mitchell, Moore, Nelson, Nicoll, Oakman, Owen, Parkhurst, Paschal, Rice, Riley, Roach, Robb, Roberts, Robeson, Roe, Roundy, Rowan, Russell, Schleicher, Steele, Slosson, Smith, Teale, Theophilus, Thompson, Thornburg, Thorniley, Tipton, Wagner, Walker, Wilson of Cass, Woods, Wyckoff, Wyman, Yergey and Mr. Speaker-87.

The nays were none.

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Absent or not voting:

Messrs. Chapman, Dietz, Draper, Hamilton, Hart, Hipwell, Hobbs, Limback, Piatt, Shipley, Townsend, Wilbur and Wilson of Butler-13.

So the bill passed and the title was agreed to.

Senate concurrent resolution by Senator Reiniger:

Resolved by the Senate, the House concurring, That the Committee



on Appropriations are instructed that in reporting extraordinary appropriations the aggregate amount thereof shall not exceed the surplus revenue of the State, after subtracting the ordinary expenditures and the amount of outstanding warrants.

Mr. Thompson moved that the resolution be laid on the table subject to call.

Carried.

On motion of Mr. Teale the House adjourned.

4

AFTERNOON SESSION.

2 P. M.

House reconvened, the Speaker in the chair.

SENATE MESSAGES CONSILERED.

Senate File No. 194.

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

Senate File No. 230.

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

Senate concurrent resolution, by Senator Dodge.

Resolved by the Senate, the House, concurring, That the Commissioner of Labor Statistics be and he is hereby directed to investigate the subject matter of child labor in the mines, factories and workshops of Iowa, the extent to which it is employed, the effect thereof, if any, upon the physical and mental condition of the children, the kind of labor in which they are employed, and as to any other matters relative to said subject, or connected therewith, and that said Commissioner report such information, with any recommendations relating thereto he may deem proper, in his next biennial report, without additional expense to the State.

The resolution was concurred in.

BILLS ON CALENDAR.

House File No. 180, a bill for an act to amend section 2810 of the Code, in relation to compensation of assessors.

Amendment by committee, to strike out of section 1 all the words in line 4 after the words "for the," in the printed bill.

Adopted.

Amendment by Mr. Russell, to add at end of section 1 the words "or not, and if found unreasonable shall allow only such amount as they deem reasonable or proper."

Adopted.

1.

Amendment by Mr. Estes, to add at end of section as amended: "Provided, that such charges shall not exceed 25 cents per name in country townships and 20 cents in towns."

Mr. Russell moved to strike out the enacting clause. Carried. House File No. 174, a bill for an act to amend section 589 of the Code, in relation to the election of county officers.

Amendment by Mr. Robb, to strike out of line 8 the word "four" and insert the word "two;" also to strike out all after the word "shall" in line 8 and insert the words "not hold said office for more than two successive terms."

Lost.

Amendment by Mr. Roach, to add at end of section 1 the following: "Provided, that such treasurer shall give a new bond each year, and each bondsman on each bond shall be held for the whole term of such treasurer."

Lost.

Amendment by Mr. Clarke, to strike out the word "four" in lines 7, 8 and 9, and insert the word "two" in lieu thereof; also, strike out of line 9 the words "successive" and "in;" also strike out line 10.

Lost.

Amendment by Mr. Speaker to add to section 1, the following: "Provided, that at the end of two years he shall settle with the board of supervisors, and execute a new bond."

Motion by Mr. Teale, to strike out the enacting clause.

Upon the motion to strike out the enacting clause Messrs. Riley and Smith called for the yeas and nays.

Mr. Robb explained his vote.

The yeas were:

Messrs. Agnew, Anderson of Hamilton, Anderson of Warren, Ball, Brown, Burgess, Byers, Calvin, Chapman, Craig, Darnall, Davie, Doran, Duus, Eilers, Ester, Hauser, Hobbs, Horton, Hospers, Hotchkiss, Kennan, Kline, Larson, Luke, Nelson, Nicoll, Oakman, Owen, Roach, Robeson, Roe, Roundy, Steele, Teale, Theophilus, Thorniley, Tipton, Wagner and Wyman-40.

The nays were:

Messrs. Beem, Berryhill, Blythe, Buell, Chantry, Clarke, Crooks, Cummins, Dayton, Curtis, Dobson, Draper, Eckles, Evans, Field, Fillmore, Foley, Hall, Hart, Head, Hipwell, Homrighaus, Hunter, Jolly, Jones, Larson, Lewis, Lockin, Mack, Mahoney, McFarland, Mitchell, Moore, Parkhurst, Paschal, Rice, Riley, Robb, Roberts, Russell, Schleicher, Slosson, Smith, Thompson, Thornburg, Townsend, Walker, Wilson of Cass, Woods, Wyckoff, Yergey and Mr. Speaker.-51.

Absent or not voting:

Messrs. Custer, Dietz, Hamilton, Limback, Piatt, Rowan, Shipley, Wilbur and Wilson of Butler-9.

So the motion was lost.

Amendment by Mr. Speaker lost.

Amendment by Mr Clarke to strike out of lines 7, 8 and 9, the word "four" and insert the word "two."

Lost.

Amendment by Mr. Russell to add to section 1, the following: "Nothing in this act shall be construed to prevent the board of supervisors to require an additional bond at any time when they shall deem the bond insecure by reason of the death, removal or insolvency of any of the sureties on said bond.

Lost.

Amendment by Mr. Roach, to strike out all of the bill after the word "hereby" in line 1, and insert in lieu thereof the foilowing: "amended by adding thereto the following: 'and said treasurer shall be ineligible for more than two successive terms.'"

Lost.

The question being shall the bill be engrossed ? Messrs. Robb and Burgess demanded the yeas and nays.

The yeas were :

Messrs. Beem, Buell, Chantry, Crooks, Cummins, Curtis, Dayton, Dobson, Draper, Eckles, Evans, Field, Fillmore, Foley, Hall, Hart, Hipwell, Hunter, Lewis, Lockin, Mack, Mahoney, McFarland, Mitchell, Parkhurst, Paschal, Rice, Riley, Roberts, Russell, Schleicher, Slosson, Smith, Thompson, Thornburg, Townsend, Walker, Wilson of Cass, Woods, Wyckoff, Yergey and Mr. Speaker-42.

The nays were:

Messrs. Agnew, Anderson of Hamilton, Anderson of Warren, Ball, Brown, Burgess, Byers, Calvin, Chapman, Clarke, Craig, Darnall, Davie, Doron, Duus, Eilers, Estes, Hauser, Head, Hobbs, Horton, Homrighaus, Hospers, Hotchkiss, Jolly, Jones, Kennan, Kline, Larson, Luke, Moore, Nelson, Nicoll, Oskman, Owen, Roach, Robb, Robeson, Roe, Roundy, Rowan, Steele, Teale, Theophilus, Thorniley, Tipton, Wagner and Wyman-48.

Absent or not voting:

Messrs. Berryhill, Blythe, Custer, Dietz, Hamilton, Limback, Piatt, Shipley, Wilbur and Wilson of Butler-10.

So the bill was lost on engrossment.

House File No. 310, a bill for an act to protect breeders from breeding to animals having bogus pedigrees.

Amendments by committee :

To make the title read "a bill for an act to protect breeders and owners of animals and securing a lien on their progeny.

Adopted.

To insert the words "or agent" after the word "owner" in line 1 of section 2.

Adopted.

Also, to strike out of line 5, same section, the word "and" after the word "description" and insert in lieu thereof the following: "whether grade or;" also to change the word "pedigree" in the same line to "pedigreed."

Adopted.

Also, to strike out of section 4, line 3, the word "six" after the word "of" and insert the word "nine;" also to strike out the word "six" at end of same line and insert the word "fifteen."

Adopted.

Also to strike out of section 7, line 2, the words "Iowa State" before and word "Leader" and insert the word "Des Moines."

Adopted.

Amendment by Mr. Thompson to strike out the word "agent" and insert the word "manager."

Adopted.

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The bill was ordered engrossed.

House File No. 140, a bill for an act to define the crime of extortion and usury and to provide adequate punishment for violation.

Amendment by Mr. Cummins to add to section 2 the following: "The county attorney shall bring suits upon all usurious contracts for the making of which any person is convicted in the name of the State of Iowa and may recover therein the sum originally loaned with six per cent. interest thereon, which amount shall when collected be paid into the county treasury for the use of the school fund.

Mr. Riley moved the previous question.

Mr. Clarke seconded the motion.

Upon the previous question Messrs. Brown and Jones demanded the yeas and nays:

The yeas were:

Mesers. Agnew, Anderson of Hamilton, Anderson of Warren, Ball, Berryhill, Burgess, Byers, Calvin, Clarke, Cummins, Curtis, Custer, Darnall, Dayton, Dobson, Doron, Draper, Duus, Eilers, Evans, Field, Fillmore, Hall, Hauser, Hart, Hobbs, Horton, Homrighaus, Hospers, Hotchkiss, Jolly, Jones, Kennan, Kline, Larson, Limback, Mack, McFarland, Moore, Nelson, Oakman, Parkhurst, Rice, Riley, Roberts, Rowan, Russell, Steele, Slosson, Smith, Teale, Theophilus, Thompson, Thorniley, Tipton, Townsend, Wagner, Walker, Wilson of Cass, Wyckoff and Mr. Speaker--61.

The nays were:

Messre. Beem, Blythe, Brown, Chantry, Chapman, Crooke, Davie, Estes, Foley, Hunter, Lewis, Lockin, Luke, Mahoney, Mitchell, Nelson, Owen, Paschal, Roach. Robb, Robeson, Roe, Roundy, Schleicher, Woods, Wyman and Yergey-27.

Absent or not voting:

Messrs. Buell, Dietz, Eckles, Foley, Hamilton, Head, Hipwell, Piatt, Shipley, Thornburg, Wilbur and Wilcon of Butler-12.

So the previous question was ordered.

The question being upon the motion by Mr. Cummins, previously filed, to reconsider the vote by which the amendment by Mr. McFarland was adopted.

Messrs. Robb and Nicoll demanded the yeas and nave.

The yeas were:

Messrs. Ball, Beem, Berryhill, Brown, Buell, Burgess, Byers, Calvin, Chantry, Chapman, Craig, Crooks, Cummins, Custer, Darnall, Davie, Dayton, Estes, Foley, Head, Hotchkiss, Hunter, Jolly, Jones, Larson, Luke, Nelson, Nicoll, Owen, Paschal, Rice, Roach, Robb, Roberts, Robeson, Roe, Roundy, Rowan, Russell, Schleicher, Siosson, Smith, Teale, Theophilus, Thompson, Thorniley, Tipton, Wilson of Case, Wyckoff and Yergey- 50.

The nays were:

Messrs. Agnew, Anderson of Warren, Blythe, Curtis, Dobson, Doron, Draper, Duus, Eilers, Evans, Field, Fillmore, Hall, Hauser, Hart, Hobbs, Homrighaus, Hospers, Kennan, Kline, Lewis, Mack, Moore, Oakman, Parkhurst, Riley, Townsend, Wagner, Walker, Wyman and Mr. Speaker-31.

Absent or not voting:

Messrs. Anderson of Hamilton, Clarke, Dietz, Eckles, Hamilton, Hipwell, Horton, Limback, Lockin, Mahoney, McFarland, Mitchell, Piatt, Shipley, Steele, Thornburg, Wilbur, Wilson of Butler and Woods-19.

So the amendment was reconsidered.

The question being upon the adoption of the amendment by Mr. McFarland to insert in line 1 after the word "receive" the words "pay or agree to pay."

Messrs. Davie and Robb demanded the yeas and nays.

Mr. Brown explained his vote.

The yeas were:

Messrs. Agnew, Chapman, Curtis, Doron, Duus, Eilers, Evans, Fillmore, Foley, Hall, Hart, Hipweil, Hospers, Kennan, Lockin, Moore, Oakman, Parkhurst, Riley, Roberts, Rowan, Teale, Theophilus, Townsend, Wagner, Walker and Mr. Speaker-27.

The nays were:

Messrs. Anderson of Hamilton, Anderson of Warren, Ball, Beam, Berryhill, Blythe, Brown, Burgess, Byers, Calvin, Chantry, Craig, Crooks, Cummins, Custer, Darnall, Davie, Dayton, Dobson, Draper, Eckles, Estes, Field, Hauser, Head, Hobbs, Horton, Homrighaus, Hotchkiss, Hunter, Jolly, Jones, Larson, Lewis, Luke, Mack, Mahoney, McFarland, Mitchell, Nelson, Nicoll, Owen, Paschal, Rice, Roach, Robb, Robeson, Roe, Roundy, Russell, Schleicher, Slosson, Smith, Steele, Thompson, Thornburg, Thorniley, Tipton, Wilson of Cass, Wyckoff, Wyman and Yergey-62.

Absent or not voting:

Messers. Buell, Clark, Dietz, Hamilton, Kline, Limback, Piatt, Shiplev and Wilson of Butler-11.

So the amendment was lost.

The question being upon the amendment by Mr. Cummins.

Messrs. Russell and Robb demanded the yeas and nays.

The yeas were:

Messrs. Agnew, Anderson of Hamilton, Ball, Beem, Berryhill, Brown, Calvin, Chantry, Chapman, Craig, Crooks, Cummins, Custer, Darnall, Davie, Dayton, Dobson, Doron, Eckles, Estes, Evans, Field, Fillmore, Foley, Hall, Hart, Homrighaus, Hotchkiss, Hunter, Jolly, Mahoney, McFarland, Nelson, Owen, Paschal, Roach, Robb, Roe, Roundy, Russell, Schleicher, Slosson, Smith, Teale, Theophilus, Thornburg, Thorniley, Wilson of Cass, Woods, Yergey and Mr. Speaker-51.

The nays were:

Messrs. Anderson of Warren, Blythe, Buell, Byers, Eilers, Hauser, Head, Hipwell, Hospers, Jones, Kline, Larson, Lewis, Luke, Moore, Nicoll, Oakman, Parkhurst, Riley, Roberts, Steele, Thompson, Tipton, Townsend, Wagner, Walker and Wyckoff—27.

Absent or not voting:

Messrs. Burgess, Clarke, Curtis, Dietz, Draper, Daus, Hamilton, Hobbs, Horton, Kennan, Limback, Lockin, Mack, Mitchell, Piatt, Rice, Robeson, Rowan, Shipley, Wilbur, Wilson of Butler and Wyman -22.

So the amendment was adopted.

Mr. Berryhill moved to reconsider the vote by which the previous question was ordered.

Lost.

Mr. Robeson moved that the House adjourn. Lost.

The question being, shall the bill be engrossed, Messrs Russell and Robb demanded the yeas and nays.

Mr. Ball explained his vote.

Mr. Blythe explained his vote as follows:

ME. SPEAKEE-I desire to explain my vote as follows:

First. I do not believe in making statutory orimes out of the private contracts of individuals.

Second. I consider the proposed law unnecessary; the present laws are ample in case parties desire to resort to the law for relief from extortion.

Third. I believe this bill will cut off opportunity for poor men who are without credit or who cannot furnish sufficient security to borrow of banks to meet their necessities by borrowing elsewhere, and so it is calculated to work hardship upon the poorer class, and in the interest of this elass I vote against the bill.

Fourth. The legal rate of interest is six per cent., and the bill would prevent a party from loaning at the higher rate allowed by law. Mr. Hall explained his vote.

Mr. Head explained his vote.

Mr. Hotchkiss explained his vote.

Mr. McFarland explained his vote as follows:

ME. SPEAKEE—The law is vicious and intended to stir up litigation without end, and I believe its provisions are strongly against the interests of the borrowers.

Mr. Yergey explained his vote as follows:

ME. SPEAKER—Realizing that the necessities of men cause them to be borrowers, I will not support a measure that will make them equally responsible with the lender who takes advantages of their necessities. I vote, no.

Mr. Wyckoff explained his vote.

Mr. Speaker explained his vote as follows:

I vote against the engrossment of this bill for the reasons assigned heretofore given in the journal.

Mr. Anderson of Warren explained his vote as follows:

ME. SPEAKEE — I would like to vote for a usury law that would benefit the poor man and the borrower, but believing this bill in its present form will cause the reverse, I vote, no.

Mr. Roach explained his vote as follows:

ME. SPEAKEE—I voted for the amendment offered by the gentleman from Polk, Mr. Cummins, with the understanding that the recovery from the borrower could be for the interest only, leaving the principal to be paid to the lender; but now understanding the amendment to permit the county attorney to recover for the school fund the whole amount of the contract, and believing such a law would impose an excessive and unreasonable penalty, I vote no, because under such a law a man might suffer a greater penalty by fine for taking one dollar of usurious interest than could be inflicted for grand lar ceny.

The yeas were:

Messrs. Beem, Brown, Burgess, Clarke, Crooks, Cummins, Davie,

Dayton, Field, Foley, Hotchkiss, Hunter, Jolly, Paschal, Rice, Robb, Roe, Roundy, Russell, Smith and Thompson-91.

The nays were:

Messrs. Agnew, Anderson of Hamilton, Anderson of Warren, Ball, Berryhill, Blythe, Buell, Byers, Calvin, Chantry, Chapman, Craig, Curtis, Custer, Darnall, Dobson, Doron, Draper, Duus, Eckles, Eilers, Evans, Fillmore, Hall, Hauser, Hart, Head, Hipwell, Hobbs, Horton, Homrighaus, Hospers, Jones, Kennan, Kline, Larson, Lewis, Limback, Lockin, Luke, Mahoney, McFarland, Mitchell, Moore, Nelson, Nicoll, Oakman, Owen, Parkhurst, Riley, Roach, Roberts, Robeson, Rowan, Schleicher, Slosson, Steele, Teale, Theophilus, Thornburg, Thorniley, Tipton, Townsend, Wagner, Walker, Wilson of Cass, Woods, Wyckoff, Wyman, Yergey and Mr. Speaker-71.

Absent or not voting:

Messrs. Dietz, Hamilton, Mack, Piatt, Shipley, Wilbur and Wilson of Butler-8.

So the bill was lost on engrossment.

# ANNOUNCEMENT.

Mr. Wilson of Cass, chairman of the Railroad Committee, announced the following list, as provided for in Mr. Hosper's resolution: Agricultural implement dealers—II unter and Burgess.

Stock dealers-Thornburg and Chapman.

Retail merchants-Teale and Nelson.

Lumber dealers-Smith and Custer.

Grain dealers-Parkhurst and Agnew.

Farmers-Wyman, Brown, Davie, Roe, Homrighaus and Lockin. Coal dealers-Wyckoff and Byers.

At large-Berryhill and Dayton.

On motion of Mr. Hospers, the House adjourned.

3

# HALL OF THE HOUSE OF BEPBESENTATIVES, Des Moines, Iowa, March 2, 1888. }

House met in regular session at 10 A. M. The Speaker in the chair. Prayer by Rev. D. Nicoll. Journal of yesterday read and approved.

#### PETITIONS AND BEMONSTRANCES.

By Mr. Yergey, from citizens of Red Oak, Montgomery county, against legislation on telegraph rates.

Referred to Committee on Telegraphs and Telephones.

Also, from 125 citizens of Red Oak asking for the passage of Senate File No. 271.

Referred to Committee on Military.

By Mr. Hipwell, from citizens of Scott county in favor of passage of House File No. 380.

Referred to Committee on Insurance.

By Mr. Jolly, from citizens of Marion county in favor of a law to protect owners of horses kept for breeding purposes.

Referred to the Committee on Animal Industries.

By Mr. Jones, from quarterly meeting of the Society of Friends in favor of the law which shall put the sale of alcoholic liquors in the hands of State agents.

Referred to the Committee on Suppression of Intemperance.

By Mr. Eckles, four petitions from citizens of Marshall county against railroad legislation.

Referred to Committee on Railroads.

By Mr. Dobson, from the citizens of Buena Vista county in favor of reduction of passenger and freight rates.

Same reference.

By Mr. Crooks, from citizens of Adair county in favor of the passage of House File No. 182.

Referred to the Committee on Schools.

By Mr. Head, from citizens of Greene county against legislation on telegraph rates.

Referred to Committee on Telegraphs and Telephones.

By Mr. Jones, from citizens of Mahaska county, same subject. Same reference.

#### REPORTS OF COMMITTEES.

Mr. Hauser, from the Committee on Fish and Game, reported House File No. 503, recommending amendment and passage.

Passed on file.

Mr. Riley, from the Committee on Municipal Corporations, reported House File No. 514, recommending passage.

Also, House File No. 397, recommending amendment and passage. Passed on file.

Mr. Agnew, from the Committee on Insurance, reported House File No. 110, recommending amendment and passage.

Passed on file.

Also, the following minority report:

ME. SPEAKEE—We, the members of your Committee on Insurance, to whom was referred House File No. 110, a bill for an act to compel insurance companies to pay full amount of policy, beg leave to recommend that the same be indefinitely postponed, for the reason that the majority report is not the sense of a majority of the committee, some of the committee being absent.

> G. M. CUETIS. E. TOWNSEND. JOHN E. CRAIG. ALBERT HEAD. WM. W. BUELL. A. M. DUUS. A. S. CHAPMAN.

Passed on file.

Mr. Agnew, from the same committee, reported House File No. 86, recommending indefinite postponement.

Also, House File No. 98, recommending indefinite postponement.

Also, House File No. 118, recommending indefinite postponement. Also, House File No. 158, recommending indefinite postponement. Passed on file.

Mr. Teale, from the Committee on Normal Schools, reported House File No. 439, recommending indefinite postponement.

Passed on file.

Mr. Chantry, from the Committee on Military, reported House File No. 489, without definite recommendation, and with the following statement:

"While your committee favor the erection on the Capitol grounds of a suitable monument in memory of Iowa's soldiers and sailors, we think, that in view of the present State debt and the general desire to reduce or extinguish the same, and in view of the unfinished condition of the Capitol grounds, the erection of such monument should be deferred until the Capitol grounds are placed in a suitable condition to receive such monument, and the State is in a better financial condition."

Passed on file.

Mr. Tipton, from the Committee on Agriculture, reported Senate File No. 303, recommending passage.

Passed on File.

On motion of Mr. Anderson of Warren, House File No. 312 was referred back to the Committee on Agriculture, retaining its place on the calendar.

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# INTRODUCTION OF BILLS.

By Mr. Cummins, House File No. 528, a bill for act making an appropriation for the State library.

Kead first and second times and referred to the Committee on Appropriations.

By Mr. Yergey, House File No. 529, a bill for an act to amend chapter 185 of the acts of the Eighteenth General Assembly.

Read first and second times and referred to the Committee on Judiciary, without printing unless favorably reported.

## **BESOLUTION.**

By Mr. Robb:

Resolved, That the Judiciary Committee be instructed to draft and report to this House at the earliest possible date a bill defining the crime of usury and providing a punishment for the same.

Upon the adoption of the resolution Messrs. Robb and Russell demanded the yeas and nays.

The yeas were:

Messrs. Agnew, Anderson of Hamilton, Anderson of Warren, Beem, Berryhill, Blythe, Burgess, Byers, Calvin, Chantry, Chapman, Crooks, Cummins, Curtis, Darnall, Davie, Dobson, Doron, Draper, Duus, Eckles, Estes, Field, Hauser, Head, Hipwell, Hobbs, Homrighaus, Hospers, Hunter, Jolly, Jones, Kline, Larson, Lewis, Limback, Lockin, Luke, Mack, McFarland, Mitchell, Nelson, Nicoll, Oakman, Owen, Paschal, Rice, Riley, Roach, Robb, Roberts, Robeson, Rowan, Russell, Schleicher, Slosson, Smith, Teale, Theophilus, Thompson, Thorniley, Tipton, Walker, Wilbur, Wilson of Butler, Woods, Wyman and Yergey-67.

The nays were:

Messrs. Craig, Dietz, Eilers, Kennan, Limback, Moore, Parkhurst and Mr. Speaker-8.

Absent or not voting:

Messrs. Ball, Brown, Buell, Clarke, Custer, Dayton, Evans, Fillmore, Foley, Hall, Hamilton, Hart, Horton, Hotohkiss, Mahoney, Piatt, Roe, Roundy, Shipley, Steele, Thornburg, Townsend, Wagner, Wilson of Cass and Wyckoff—25.

So the resolution was adopted.

Mr. Riley moved that House File No. 514, a bill for an act to legalize the acts, ordinances and proceedings of the city council of the city Council Bluffs, in the condemnation of the lands and lots embraced in the public park known as Fairmont Park, be taken up, the rules suspended, the bill considered engrossed and read a third time now.

Carried.

The bill was read a third time.

The question being shall the bill pass?

The yeas were:

Messrs. Agnew, Anderson of Hamilton, Anderson of Warren, Beem, Berryhill, Blythe, Burgess, Byers, Calvin, Chantry, Chapman, Craig, Crooks, Cummins, Custer, Darnall, Davie, Dietz, Dobson, Doron, Draper, Duus, Eckles, Eilers, Estes, Evans, Field, Fillmore, Hauser, Hart, Head, Hipwell, Hobbs, Homrighaus, Hospers, Hunter, Jolly, Jones, Kennan, Kline, Larson, Lewis, Limback, Lockin, Mack, Mahoney, McFarland, Mitchell, Moore, Nelson, Nicoll, Oakman, Owen, Parkhurst, Paschal, Rice, Riley, Roach, Robb, Roberts, Robeson, Russell, Schleicher, Smith, Teale, Theophilus, Thompson, Thornburg, Thorniley, Tipton, Townsend, Wagner, Walker, Wilbur, Wilson of Butler, Woods, Wyman, Yergey and Mr. Speaker-79.

The nays were none.

Absent or not voting:

Messrs. Ball, Brown, Buell, Clarke, Curtis, Dayton, Foley, Hall, Hamilton, Horton, Hotchkiss, Luke, Piatt, Roe, Roundy, Rowan, Shipley, Steele, Slosson, Wilson of Cass and Wyckoff-21.

So the bill passed and the title was agreed to.

#### BILLS ON CALENDAR.

House File 143, a bill for an act to amend the election laws of the State, and to more fully define the duties and powers of the judges of elections.

Amendment by Mr. Wilbur, to strike out of section 8, line 7, of the re-printed bill, the words "this precinct ten days."

Adopted.

The question being shall the bill be engrossed?

Messrs. Burgess and Smith demanded the yeas and nays.

The yeas were: Messrs. Agnew, Ande

Messrs. Agnew, Anderson of Hamilton, Anderson of Warren, Ball, Blythe, Byers, Calvin, Chantry, Chapman, Clarke, Crooks, Cummins, Curtis, Custer, Darnall, Doron, Draper, Duus, Eckles, Estes, Evans, Field, Hauser, Hobbs, Homrighaus, Hunter, Jones, Kennan, Lewis, Limback, Lockin, Mack, Mahoney, Moore, Nelson, Nicoll, Oakman, Paschal, Riley, Roach, Roberts, Robeson, Slosson, Smith, Thornburg, Tipton, Townsend, Walker, Wilbur, Wilson of Butler, Yergey and Mr. Speaker-52.

The nays were:

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Messrs. Beem, Burgess, Craig, Davie, Dietz, Dobson, Eilers, Fillmore, Hart, Hipwell, Hospers, Hotchkiss, Jolly, Kline, Larson, Luke, McFarland, Mitchell, Owen, Parkhurst, Rice, Robb, Roe, Roundy, Rowan, Russell, Schleicher, Steele, Theophilus, Thompson, Thorniley, Wagner, Woods and Wyman-34.

Abeent or not voting:

Messrs. Berryhill, Brown, Buell, Dayton, Foley, Hall, Hamilton, Head, Horton, Piatt, Shipley, Teale, Wilson of Cass and Wyckoff --14.

So the bill was ordered engrossed.

House File No. 76, a bill for an act to repeal sections 1469 and 1470 of the Code.

Amendment by Mr. Riley to add to section 1 the following: "And the following section is hereby enacted as section 1469 repealed:

Section 1469. The Secretary of State shall select and contract with the publisher or publishers of a newspaper published in the city of Des Moines, to print all such advertisements of strays and shall immediately notify the auditor of each county of the name and residence of such publisher and the price of such advertisements. Such contracts shall be renewed on the first Monday of January in each year, and if a vacancy shall from any cause occur the Secretary shall fill it with a new contract."

Mr. Russell moved that the amendment lie on the table.

Upon this motion Messrs. Robb and Jolly demanded the yeas and nays.

The yeas were:

Messrs. Agnew, Ball, Beem, Berryhill, Blythe, Burgess, Byers, Chapman, Clarke, Crooks, Custer, Davie, Dayton, Deitz, Draper, Duus, Eilers, Estes, Fillmore, Hall, Hart, Hipwell, Hobbs, Horton, Hotchkiss, Hunter, Jolly, Kennan, Larson, Lewis, Limback, Luke, Mahoney, Mitchell, Nicoll, Owen, Parkhurst, Paschal, Robb, Roberts, Roe, Roundy, Rowan, Russell, Schleicher, Slosson, Teale, Theophilus, Thompson, Tipton, Wagner, Walker, Wilson of Cass, Woods, and and Wyman-55.

The nays were:

Messrs. Anderson of Hamilton, Anderson of Warren, Brown, Calvin, Chantry, Craig, Cummins, Curtis, Darnall, Doron, Eckles, Evans, Field, Hauser, Homrighaus, Hospers, Jones, Kline, Mack, McFarland, Moore, Nelson, Oakman, Rice, Riley, Roach, Robeson, Steele, Thornburg, Thorniley, Townsend, Wilbur, Wilson of Butler, Yergey and Mr. Speaker-35.

Absent or not voting:

Messrs. Buell, Dobson, Foley, Hamilton, Head, Lockin, Piatt, Shipley, Smith and Wyckoff—10.

So the motion prevailed.

House File No. 168, s bill for an act to amend sections 1495 and 1508 of chapter 4, title 11, of the Code of 1873, in relation to line fences.

On motion of Mr. Roe the House adjourned.

## AFTERNOON SESSION.

2 O'CLOCK P. M.

The House reconvened, the Speaker in the chair.

#### MESSAGE FROM THE SENATE.

The following message was received from the Senate:

ME. SPEAKEE—I am directed to inform your honorable body that the Senate has concurred in House amendment to Senate File No. 284.

E. D. CHASSELL, Second Ass't Secretary.

### BUSINESS PENDING AT LAST ADJOUENMENT.

Consideration of House File No. 168 continued.

Amendment by Mr. Nelson, to add to section 2 the following "Provided that the provisions of this act shall not apply to counties having a population of less than twelve thousand inhabitants, according to the census of 1885."

Mr. Jolly moved the previous question.

Carried.

Amendment by Mr. Nelson adopted.

The question being shall the bill be engrossed, Messrs Nelson and Wilson of Cass demanded the yeas and nays.

The yeas were:

Messrs. Agnew, Anderson of Hamilton, Ball, Berryhill, Blythe, Buell, Calvin, Chapman, Craig, Cummins, Curtis, Darnall, Draper, Eilers, Field, Hall, Hart, Head, Homrighaus, Hotchkiss, Jones, Kennan, Kline, Larson, Lewis, Limback, Moore, Nelson, Oakman, Paschal, Riley, Roberts, Robeson, Russell, Smith, Teale, Thornburg, Thorniley, Tipton, Townsend, Wagner, Walker, Wilbur, Wilson of Butler, Wilson of Cass, Woods, Yergey and Mr. Speaker-48.

The pays were:

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Messrs. Anderson of Warren, Beem, Brown, Burgess, Byers, Chantry, Crooks, Deitz, Dobson, Doron, Duus, Estes, Evans, Foley, Hobbs, Horton, Hospers, Hunter, Jolly, Lockin, Luke, Mack, Mahoney, Mitchell, Nicoll, Owen, Parkhurst, Roach, Robb, Roe, Roundy, Rowan, Schleicher, Slosson, Theophilus and Thompson-37.

Absent or not voting:

Messrs. Clarke, Custer, Davie, Dayton, Eckles, Fillmore, Hamilton, Hauses, Hipwell, McFarland, Piatt, Rice, Shipley, Steele and Wyckoff-15.

So the bill was ordered engrossed.

#### REPORT OF COMMITTEE.

Mr. Wilson of Cass, from the Committee on Railroads and Commerce, reported substitute for schedule for House File No. 374, recommending amendments and adoption.

On motion of Mr. Hall 500 copies of the amended substitute were ordered printed.

#### SPECIAL ORDER.

House File No. 374, a bill for an act to establish reasonable maximum rates of charges for the transportation of freight and property on the different railroads of this State.

Mr. Clarke moved that the special order be continued until Tuesday at 2:00 P. M.

Amendment by Mr. Hall to continue until Monday at 2 P. M. Amendment adopted.

Motion as amended, carried.

Mr. Custer moved that the consideration of House File No. 501 and other temperance bills be continued until the consideration of House File No. 374.

Carried.

### MESSAGE FROM THE SENATE.

The following message was received from the Senate :

ME. SPEAKER—I am directed to inform your honorable body that the Senate has passed the following bill:

House File No. 502, a bill for an act to legalize the organization and acts of the Clinton and Illinois Bridge Company.

W. R. COCHBANE, Ass't Secretary.

### LEAVE OF ABSENCE.

Mr. Wyckoff, indefinitely. Mr. Riley, until Monday. Mr. Paschal, until Monday. Mr. Clarke, until Monday. Mr. Hunter, until Taesday. Mr. Chapman, until Monday. Mr. Buell, until Monday. Mr. Wyman, until Tuesday. Mr. Hauser, until to-morrow. Mr. Townsend, until Monday. Mr. Robeson, until Monday.

Mr. Rice, until Tuesday.

### PETITIONS AND REMONSTRANCES.

By Mr. Burgess, from citizens of Eldon, Wapello county, for repeal of chapter 104 of acts of the Twenty-first General Assembly.

Read and referred to Committee on Medicine, Surgery and Pharmacy.

By Mr. Ball, from ex-soldiers of Jefferson county, against making an appropriation for erecting a soldiers' monument.

Referred to Committee on Military.

Also from twelve business men of Jefferson county, against railroad legislation.

Referred to Committee on Railroads.

By Mr. Thornburg, from citizens of Dexter, Dallas county, in favor of House File No. 182.

Referred to Committee on Text Books.

By Mr. Wilbur, three petitions from citizens of Wapello county, same subject.

Same reference.

Also from citizens of Jasper county, same subject.

Same reference.

Also two petitions from citizens of Floyd county, against railroad legislation.

Referred to Committee on Railroads.

#### RESOLUTION.

By Mr. Roach, for adjournment from to-day until Monday, at 2 o'clock P. M.

Mr. Burgess moved that the resolution lie on the table. Carried.

### INTRODUCTION OF BILLS.

By Mr. Jones, House File No. 530, a bill for act to allow contiguous territory in adjoining counties to be formed into independent school districts in certain cases.

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

### BILLS ON CALENDAR.

House File No. 102, a bill for an act to amend chapter 175, laws of the Nineteenth General assembly, and to repeal section 1583 of the Code, and enact a substitute therefore, referring to the reports of State officers.

The bill was ordered engrossed.

Substitute for House File No. 129, a bill for an act to encourage the planting of fruit treees.

Mr. Head in the chair.

The question being upon the adoption of the substitute.

Lost.

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The question being upon the engrossment of the original bill, Messrs. Kline and Roe demanded the yeas and nays. The yeas were:

Messrs. Beem, Clarke, Craig, Estes, Hart, Head, Hipwell, Horton, Kennan, Kline, Owen, Roberts, Roe, Roundy, Russell, Thompson and Wilson of Butler-17.

The nays were:

Messre. Agnew, Anderson of Hamilton, Anderson of Warren, Ball, Berryhill, Blythe, Brown, Buell, Burgess, Byers, Calvin, Chantry, Chapman, Crooks, Cummins, Curtis, Darnall, Davie, Dayton, Dietz, Dobson, Doron, Draper, Duus, Eckles, Eilers, Field, Fillmore, Hall, Hobbs, Homrighaus, Hospers, Hotchkiss, Jolly, Jones, Larson, Lewis, Limback, Lockin, Luke, Mack, Mahoney, McFarland, Mitchell, Nelson, Nicoll, Oakman, Parkhurst, Paschal, Roach, Robb, Robeson, Schleicher, Smith, Steele, Teale, Theophilus, Thornburg, Thorniley, Tipton, Wagner, Walker, Wilbur, Wilson of Cass and Woods -65.

Absent or not voting:

Messrs. Custer, Evans, Foley, Hamilton, Hauser, Hunter, Moore, Piatt, Rice, Riley; Rowan, Shipley, Slosson, Townsend, Wyckoff, Wyman, Yergey and Mr. Speaker-18.

So the bill was lost on engrossment.

House File No. 246, a bill for an act conferring on women the right to vote at municipal elections.

Amendment by the committee to insert in the title after the word "municipal" and before the word "election" the words "and school". Adopted.

Also, to strike out the word "or" in the first line of section 1 and insert after the word "town" in said line the words "or school district".

Adopted.

Amendment by Mr. Robb, to strike out of section 1, line 1, the words "in any city, incorporated town, or school district"; also, to strike out all after the word "State", in line 2 of same section, and before the words "the right" in line 3.

Upon the adoption of the amendment, Messrs. Robb and Roe demanded the yeas and nays.

The yeas were:

Messrs. Burgess, Eilers, Estes, Jolly, Moore, Rice, Robb, Roberts, Roe, Russell, and Mr. Speaker-11.

The nays were:

Messrs. Agnew, Anderson of Hamilton, Anderson of Warren, Ball, Beem, Berryhill, Blythe, Brown, Buell, Byers, Calvin, Chantry, Chapman, Clarke, Craig, Crooks, Cummins, Caster, Darnall, Davie, Dayton, Diotz, Dobson, Doron, Draper, Duus, Eckles, Evans, Field, Fillmore, Foley, Hall, Hart, Head, Hipwell, Hobbs, Horton, Homrighaus, Hospers, Hotchkiss, Hunter, Jones, Kennan, Kline, Lewis, Limback, Lockin, Luke, Mack, Mahoney, Mitchell, Nelson, Nicoll, Oakman, Owen, Parkhurst, Paschal, Riley, Roach, Robeson, Roundy, Rowan, Schleicher, Slosson, Smith, Steele, Teale, Theophilus, Thompson, Thornburg, Thorniley, Tipton, Wagner, Walker, Wilbur, Wilson of Butler, Wilson of Cass, Woods, Wyman and Yergey-80. 474

Absent or not voting:

Messrs. Curtis, Hamilton, Hauser, Larson, McFarland, Piatt, Shipley, Townsend and Wyckoff-9.

So the amendment was lost.

Amendment by Mr. Hotchkiss to strike out of section 1, line 4, the word "twenty-one," and insert the word "eighteen. Lost.

Amendment by Mr. Thompson to strike out of section 1, line 1, the words "city, incorporated town or."

Lost.

Mr. Russell moved the previous question.

Carried.

The question being, shall the bill be engrossed, Messrs. Thompson and Wilson of Cass demanded the yeas and nays.

Mr. Burgess explained his vote as follows:

ME. SPEAKEE-I desire to explain my vote.

1st. I question the constitutionality of the bill should it become a law.

2d. If the right of suffrage be granted to women living in municipalities, I believe the same privilege should be extended to women living in country precincts.

3d. If it be constitutional to extend the right of suffrage to women at school and municipal elections I believe the right should be universal, and as the bill under consideration does not contemplate this, I vote no.

Mr. Jolly explained his vote.

Mr. Roe explained his vote.

Mr. Theophilus explained his vote.

The yeas were:

Messrs. Agnew, Anderson of Hamilton, Anderson of Warren, Ball, Berryhill, Blythe, Brown, Byers, Calvin, Chantry, Clarke, Crooks, Curtis, Custer, Darnall, Dobson, Doron, Eckles, Field, Fillmore, Hall, Head, Jones, Kennan, Lewis, Lockin, Mack, McFarland, Nelson, Nicoll, Oakman, Parkhurst, Paschal, Riley, Roberts, Robeson, Schleicher, Steele, Smith, Teale, Thornburg Thorniley, Tipton, Walker, Wilbur, Wilson of Butler, Wilson of Cass, Yergey and Mr. Speaker-49.

The nays were:

Messrs. Beem, Buell, Burgess, Chapman, Craig, Cummins, Davie, Dayton, Dietz, Draper, Duus, Eilers, Estes, Evans, Foley, Hart, Hipwell, Hobbs, Horton, Homrighaus, Hospers, Hotchkiss, Hunter, Jolly, Kline, Larson, Luke, Mahoney, Mitchell, Moore, Rice, Roach, Robb, Roe, Roundy, Russell, Slosson, Theophilus, Thompson, Wagner, Woods and Wyman-42.

Absent or not voting:

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Messrs. Hamilton, Hauser, Limback, Owen, Piatt, Rowan, Shipley, -Townsend and Wyckoff-9.

So the bill was ordered engrossed.

#### REPORT OF ENBOLLING COMMITTEE.

Mr. Hunter, from the Committee on Enrolled Bills, submitted the following report:

ME. SPEAKEE—Your Committee on Enrolled Bills, respectfully report that they have examined and find correctly enrolled House File No. 21, an act to amend sections 766 and 3784 of the Code and section 1, chapter 184, laws of the Eighteenth General Assembly, relating to the Clerk of the District Court, the employment of Deputy Clerk, Deputy Auditor and Deputy Treasurer, and the compensation of such officers.

Senate File No. 203, an act to provide for the appointment and removal of policemen in cities organized under special charters.

I. S. HUNTER, Chairman.

The Speaker signed the bills in the presence of the House. On motion of Mr. Teale the House adjourned.

### HALL OF THE HOUSE OF REPRESENTATIVES, DES MOINES, IOWA, March 3, 1888. }

House met in regular session at 10 A. M. The Speaker in the chair. Prayer by Rev. Daniel McPherson. Journal of yesterday read and approved.

#### LEAVE OF ABSENCE GRANTED.

Mr. Moore until Monday.

Mr. Steele until Tuesday.

Mr. Hipwell until Monday.

Mr. Burgess until Tuesday.

Mr. Beem until Monday.

Mr. Wagner until Tuesday.

### PETITIONS AND REMONSTRANCES.

By Mr. Nelson, from eitizens of Story county, against legislation on telegraph rates.

Referred to Committee on Telegraphs and Telephones.

By Mr. Eckles, from citizens of Marshall county, same subject. Same reference.

By Mr. Lewis, from citizens of Wayne county, same subject. Same reference.

By Mr. Eilers, from citizens of Oxford Mills, in favor of railroad legislation.

Referred to Committee on Railroads.

By Mr. Hauser, from citizens of Hardin county, against telegraph legislation.

Referred to Committee on Telegraphs and Telephones.

By Mr. Wilbur, from several hundred citizens of Floyd county, favoring State uniformity of text books.

Referred to Committee on Text Books.

By Mr. Woods, from citizens of Ft. Dodge, against too radical railroad legislation.

Read and referred to the Committee on Railroads.

By Mr. Mack, from citizens of Madison county, favoring uniform text books.

Referred to the Committee on Text Books.

By Mr. Parkhurst, against the passage of Senate File No. 233. Referred to Committee on Public Lands and Public Buildings.

## BEPORTS OF COMMITTEES.

Mr. Wilbur, from the Committee on Schools, reported House File No. 71, recommending indefinite postponement.

Also, House File No. 850, recommending indefinite postponement. Passed on file.

Mr. Calvin, from the Committee on County and Township Organizations, reported House File No. 857, recommending it do not pass.

Also House File No. 289, recommending that it do not pass. Passed on file.

Mr. Cummins, from the Committee on Municipal Coroporations reported House File No. 413, recommending passage.

Passed on file.

Also House File No. 520, recommending passage of substitute, a bill for an act to legalize the incorporation of the town of Ackworth, in Warren county, Iowa, to legalize the acts of the officers of said incorporated town.

The substitute was read a first and second times and passed on file.

Mr. Lewis, from the Committee on Compensation of Public Officers reported House File No. 151, recommending indefinite postponement.

Also House File No. 252, recommending indefinite postponement. Passed on file.

On motion of Mr. Lewis, House File No. 231, was referred to Committee on Compensation of Public Officers and to retain its place on the calendar.

Mr. Rosch, from the Committee on Judiciary, reported House File No. 496, recommending passage.

Also House File No. 525, recommending passage.

Also House File No. 499, recommending passage.

Passed on file.

On motion of Mr. Curtis, House File No. 380 was referred back to the Committee on Insurance and retained in its place on the calendar.

RESOLUTION.

By Mr. Yergey to reduce the edition of the daily journal from 500 to 300.

On motion of Mr. Lewis the resolution was referred to the Committee on Retrenchment and Reform.

Mr. Wilbur entered a motion to reconsider the vote by which House File No. 168 was ordered engrossed.

### BILLS ON CALENDAR.

House File No. 316, a bill for an act to repeal section 366, chapter 7, title 4, of the Code of 1873, in relation to the duties of the coroner so as to conform with chapter 195, page 212, laws of the Twentieth General Assembly and as a substitute therefor.

Amendment by Mr. Berryhill to insert in section 1, line 2, after the word "relations" the words "or friends."

Adopted.

Amendment by Mr. Craig to add as section 3, "Section 3. All acts inconsistent with this act are hereby repealed."

Lost.

Amendment by Mr. Wilbur to insert in section 1, line 2, after the

words "if any there be" the words, "who claim it within three days." Amendment to the amendment by Mr. Anderson of Warren, to strike out "three" and insert "five."

Lost.

Amendment by Mr. Wilbur lost.

Amendment by Mr. Head, to section 2: change "fifty" in line 7 to "twenty-five;" also "one hundred" in line 7 to "fifty ;" also "one hundred" in line 8 to "fifty;" also "five hundred" in line 9 to "one hundred;" also "five hundred" in line 10 to "one hundred;" also to strike out all after "than" and including the "court" in line 11, and insert "thirty days."

Lost.

Amendment by Mr. Roach, to strike out all of section 2, after the word "county" in line 5.

Amendment by Mr. Anderson of Warren, to strike out the enacting clause.

Mr. Craig moved that the bill and amendments be referred back to the Committee on Medicine, Surgery and Pharmacy, and that the bill retain its place on the calendar.

Carried.

House File No. 56, a bill for an act to authorize recorders of deeds in counties where recorders of deeds are elected to keep abstract books, to make abstracts of title, and providing compensation therefor.

Amendments were offered by the Committee, by Mr. Berryhill and Mr. Beem.

Mr. Burgess moved to refer the bill, with the amendments, back to Committee on Compensation of Public Officers, with instructions to have the bill printed as amended by committee, and that the bill keep its place on the calendar.

Amendment by Mr. Hospers, to refer to Committee on County and Township Organization.

Amendment lost.

The motion to refer to Committee on Compensation of Public Officers, carried.

### RESOLUTION.

By Mr. Craig:

Resolved, That when the House do adjourn to-day it be until Tuesday at 10 o'clock.

Amendment by Mr. Burgess, to strike out "ten" and insert "two." Lost.

Resolution lost.

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House File No. 332, a bill for an act extending to cities organized under special charter the provisions of chapter 192 of the acts of the Twentieth General Assembly.

Amendment by committee to strike out of section 2 the word "daily" in the second line before the words "Iowa State Register" and the words "Daily Iowa" in the 2d line and inserting the word "Des Moines" before the word "Leader" in the 3d line.

Adopted.

Amendment by Mr. Teale, to strike out section 2.

Adopted.

Mr. Rowan moved that the rules be suspended, the bill considered engrossed and read a third time now.

Carried.

The bill was read a third time.

The question being shall the bill pass.

The yeas were:

Messrs. Agnew, Anderson of Hamilton, Anderson of Warren, Ball, Beem, Berryhill, Blythe, Brown, Burgess, Byers, Calvin, Chantry, Craig, Cummins, Curtis, Darnall, Davie, Dayton, Dietz, Dobson, Doron, Draper, Duus, Eckles, Eilers, Field, Foley, Hauser, Hart, Head, Hipwell, Horton, Homrighaus, Hospers, Jolly, Kennan, Kline, Larson, Lewis, Limback, Lockin, Luke, Mack, Mahoney, Nelson, Nicoll, Oakman, Owen, Parkhurst, Roach, Robb, Roberts, Roe, Roundy, Rowan, Russell, Schleicher, Slosson, Teale, Theophilus, Thompson, Thornburg, Thorniley, Tipton, Walker, Wilbur, Wilson of Butler, Woods, Wyckoff, Yergey and Mr. Speaker-71.

The nays were none.

Absent or not voting:

Messrs. Buell, Chapman, Clarke, Crooks, Custer, Estes, Evans, Fillmore, Hall, Hamilton, Hobbs, Hotohkiss, Hunter, Jones, McFarland, Mitchell, Moore, Paschal, Piatt, Rice, Riley, Robeson, Shipley, Steele, Smith, Townsend, Wagner, Wilson of Cass and Wyman-29.

So the bill passed and the title was agreed to.

House File No. 126, a bill for an act to legalize certain ordinances of the town of Kinsley, in Plymouth county, Iowa, and the acts of its officers thereunder.

The bill was ordered engrossed.

### RESOLUTION.

By Mr. Roach:

Resolved, That when this House adjourn it be until Monday, March 5th, at 10 o'clock, A. M.

Adopted.

House File No. 170, a bill for an act to amend section 1571 of the Code of 1873, in relation to the publishing of quarterly statements.

Amendment by committee:

To strike out the words "shall be", in the fourth line of printed bill, and insert the word "is," in lieu thereof.

Adopted.

Amendment by Mr. Berrybill:

To add the following as section 2: Sec. 2. That section 23, of chapter 60, of the acts of the Fifteenth General Assembly, be and the same is hereby amended by striking out the word "county" after the words "in some daily newspaper," and inserting the words "town or city," in lieu thereof; and by striking out the word "county" after the words "if there be no such newspaper in said", and by inserting the words "town or city" in lieu thereof. Also, to substitute the following for the title of the bill: A bill for an act to amend section 1571, of the Code of 1873, and section 23, of chapter 60, of the acts of the Fifteenth General Assembly, in relation to the publication of the reports of State banks and savings banks.

Adopted.

Amendment by Mr. Lewis, to strike out of section 1, line 7, the word "each" and insert in lieu thereof the word "the;" also add at the end of the section the words "making such report."

Adopted.

The bill was ordered engrossed.

On motion of Mr. Berryhill, House File No. 221 was indefinitely postponed.

Senate File No. 69, was on motion of Mr. Cummins referred to the Committee on Judiciary, and to keep its place on the calendar.

House File No. 7, a bill for an act to prohibit the incorporation of towns and cities within three miles of the incorporated limits of any city of the first class, and to prevent the extension of the limits of towns and cities already organized within such three mile limit.

The bill was ordered engrossed.

House File No. 338 was indefinitely postponed on motion of Mr. Craig.

House File No. 249, a bill for an act to amend section 4, chapter 1, title 6, and section 1 of chapter 2, title 7, of the Code, relating to the levy of bridge and highway taxes.

Mr. Roe offered a substitute, which was read a first and second times, adopted, and continued on the calendar.

### MESSAGE FROM THE SENATE.

The following message was received from the Senate:

ME. 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. 65, a bill for an act to provide that owners of and keepers of pure bred, thoroughbred and standard bred stallions or bulls shall post notices of their registration.

Also, House File No. 196, a bill for an act to amend chapter 22 of the acts of the Twenty-first General Assembly, relating to the bonding of county indebtedness.

E. D. CHASSEL, Second Ass't Sec'y.

### INTRODUCTION OF BILLS.

By Mr. Thompson, House File No. 531, a bill for an act to amend section 1784 of Code in relation to the time of paying over money by the county treasurer to school district treasurers.

Read first and second times and referred to the Committee on County and Township Organizations without printing. By Mr. McFarland, House File No. 532, a bill for an act to repeal section 814, chapter 1, title 0 of the Code, in relation to deducting debts from moneys and credits listed for taxation.

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

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On motion of Mr. Burgess the House adjourned.

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# HALL OF THE HOUSE OF REPRESENTATIVES, DES MOINES, lowA, Morday, March 5, 1888.

House met pursuant to adjournment, at 10 A. M. The Speaker in the chair. Prayer by Rev. Daniel McPherson. Journal of yesterday read and approved.

#### PETITIONS AND REMONSTRANCES.

By Mr. Hauser, from citizens of Union, Hardin county, for passage of the bill to establish a relief fund for the firemen of Iowa.

Read and referred to Committee on Municipal Corporations.

By Mr. Davie, from citizens of Crawford county, against legislation on telegraph rates.

Referred to Committee on Telegraphs and Telephones.

By Mr. Tipton, from citizens of Washington county, same subject. Same reference.

By Mr. Chantry, from Pomona Grange, P. of H., of Mills county, for passage of House File 374, and reduction of railroad rates.

Read and referred to Committee on Railroads.

Also, from same Grange, against the keeping of "bucket shops." Referred to Committee on Agriculture.

By Mr. Doron, from citizens of Linn county, asking for more stringent prohibitory laws, and for granting municipal suffrage to women.

Referred to Committee on Woman Suffrage.

By Mr. Anderson of Warren, resolutions of Mt. Hope Alliance, of Warren county, in favor of railroad legislation.

Read and referred to Committee on Railroads.

By Mr. Owen, from citizens of Iowa county, in favor of railroad legislation.

Referred to Committee on-Railroads.

By Mr. Roundy, from citizens of Shelby county, for election of district attorneys, and on other subjects.

Read and referred to Committee on Judiciary.

By Mr. Luke, two petitions from citizens of Franklin county, against legislation on telegraph rates.

Referred to Committee on Telegraphs and Telephones.

By Mr. Eckles, from citizens of Marshall county, in favor of schedule of reasonable maximum freight rates.

Referred to Committee on Railroads.

### REPORTS OF COMMITTEES.

Mr. Calvin, from the Committee on County and Township Organization, reported House File No. 858, recommending that it do not pass.

Passed on file.

Mr. Agnew, from the Committee on Insurance, reported House File No. 380, recommending amendment and passage.

Passed on file.

Mr. Luke, from the Committee on Police Regulations, reported House File No. 318, recommending indefinite postponement.

Passed on file.

Mr. Anderson of Hamilton, from the Committee on Roads and Highways, reported House File No. 490, recommending reference to Committee on Railroads.

So referred.

Also House File No. 463, recommending indefinite postponement. Passed on file.

Mr. Wibur, from the Committee on Schools, reported House File No. 414, recommending passage.

Passed on file.

#### INTRODUCTION OF BILLS.

By Mr. Chantry, House File No. 533, a bill for an act to define and punish conspiracy in the purchase of stock, grain and other produce.

Read first and second times and referred to the Committee on Agriculture, without printing.

#### SENATE MESSAGES CONSIDERED.

Senate File No. 65.

Read first and second times and referred to the Committee on Amimal Industry.

### BILLS ON CALENDAR.

Mr. Anderson of Warren moved that the rules be suspended and that substitute for House File No. 520, a bill for an act to legalize the incorporation of the town of Ackworth, in Warren county, Iowa, and to legalize the acts of the officers of said incorporated town under the ordinances of said town, be taken up.

Carried.

Mr. Wilbur moved that the bill be referred back to the Committee on Municipal Corporations, with instructions to specify what acts are asked to be legalized.

Amendment by Mr. Craig, to insert "said" before "proceeding" in section 1.

Motion to refer lost.

Amendment by Mr. Craig carried.

Mr. Anderson of Warren moved the rules be suspended, the bill be considered engrossed, and read a third time now.

Carried.

The bill was read a third time.

Amendment by Mr. Berryhill, by way of rider, to strike out the publication clause.

Carried.

The question being shall the bill pass?

The yeas were:

Messrs. Agnew, Anderson of Hamilton, Anderson of Warren, Ball, Berryhill, Blythe, Brown, Byers, Calvin, Chantry, Craig, Crooks, Cummins, Curtis, Darnall, Davie, Dayton, Deitz, Dobson, Doron, Draper, Duus, Eckles, Eilers, Estes, Fillmore, Foley, Hall, Hauser, Hart, Hobbs, Horton, Hotchkiss, Jolly, Kennan, Kline, Larson, Lewis, Lockin, Luke, Mahoney, McFarland, Mitchell, Nicoll, Oakman, Owen, Piatt, Roach, Robb, Roberts, Roe, Roundy, Russell, Schleicher, Slosson, Smith, Teale, Theophilus, Thorniley, Tipton, Walker, Wilbur, Wilson of Butler Wilson of Cass, Wyckoff, Yergey and Mr. Speaker-67.

The nays were none.

Absent or not voting:

Messrs. Beem, Buell, Burgess, Chapman, Clarke, Custer, Evans, Field, Hamilton, Head, Hipwell, Homrighaus, Hospers, Hunter, Jones, Limback, Mack, Moore, Nelson, Parkhurst, Paschal, Rice, Riley, Robeson, Rowan, Shipley, Steele, Thompson, Thornburg, Townsend, Wagner, Woods and Wyman-33.

So the bill passed and the title was agreed to.

On motion of Mr. Cummins House File No. 318 was referred to the Committee on Municipal Corporations.

House File No. 289 indefinitely postponed.

House File No. 315 indefinitely postponed.

House File No. 254, a bill for an act to provide for the assessment and taxation of telegraph and telephone lines within the State of Iowa, and to repeal chapter 59 of the acts of the Seventeenth General Assembly of Iowa.

Amendments by committee:

To strike out section 1 and substitute the following in lieu thereof. to wit: "Section 1. All telegraph and telephone lines built and operated within the State of Iowa shall be subject to taxation as hereinafter required."

Adopted.

To strike out of section 2, line 4, after the word "Iowa," the following words, to wit: "On or before the first day of March in the year 1888 and;" also by striking out of line 5 in said section 2, after the word "year," the word "thereafter." No. 

Adopted.

That section 6 of the printed bill be stricken out and that in lieu thereof the following be substituted as section 6:

"Section 6. That chapter 59 of the acts of the Seventeenth General Assembly of Iowa and all other acts or parts of acts inconsistent. with the provisions of this act are hereby repealed.

Adopted.

The bill was ordered engrossed.

House File No. 223, a bill for an act to prevent fraud, bribery, or undue influence in elections, primary elections, conventions and caucuses.

Amendments by committee:

To strike out all of section 1 after the word "act" in the sixteenth line thereof.

Adopted.

Strike out all of section 9.

Lost.

Amendment by Mr. Wilbur:

To strike out all of section 2 after the word "person" in line 5 to and including the word "shall" in line 7.

Adopted.

Amendment by Mr. Darnall:

To strike out all of section 2 after the word "act" in line 13.

Adopted.

Further amendment by committee:

To insert in section 3, after the word "proportion," in line 2, the word "intoxicating."

Lost.

Also, to strike out the word "oigars," in line 2.

Lost.

Also, to insert after the word "candidate," in the fourth line, the following words: "Except for the purpose of printing tickets, or hand bills, or other papers, or for the purpose of holding public meetings, for the discussion of public questions, or for the assessment made by the committee of his party for the legitimate expenses of the election."

Adopted.

Substitute for the amendment by Mr. Lewis:

To insert after the word "candidate," in line 4, the words "except as provided in section 2."

Lost.

Amendment by Mr. Darnall:

To strike out all of section 3 after the word "act," in line 5.

Adopted.

Amendment by the committee to section 4:

To strike out all of the section after the word "sum," in line 2, and insert the following in lieu thereof: "not less than fifty dollars, nor more than two hundred dollars, or be imprisoned in the county jail not less than thirty days, nor more than ninety days."

Lost.

Amendment by Mr. Hotchkiss:

To strike out all of section 4 after the word "than," in line 2, and to insert in lieu thereof the words "twenty five dollars nor more than one hundred dollars, or imprisonment in the county jail not less than ten days nor more than thirty days."

Amendment to the amendment, by Mr. Robb:

To strike out the word "twenty five" and insert the word "ten." Lost.

Amendment by Mr. Hotchkiss lost.

Substitute for section 4, by Mr. Lewis:

"Sec. 4. Any person convicted of a misdemeanor under this act shall be fined by the court for each offense not to exceed one hundred dollars or shall be imprisoned in the county jail not to exceed thirty days."

Adopted.

Amendment by Mr. Wilbur to section 5:

To strike out of line 7 the word "felony" and insert the word "miscemeanor"; also, to strike out the word "five," in same line, and insert the word "one"; also, to strike out all after the word "imprisonment," in line 8, and insert the following, "in the county jail not more than sixty days."

Adopted.

Amendment by Mr. Thompson, to section 5, to strike out the first word "election" in line 1; also the words "of election" in line 2; also the word "election" in line 5.

Adopted.

Amendment by Mr. Russell, to add to section 4 the following: "No candidate shall be eligible to the office to which he is elected if convicted of a violation of any provisions of this act, and may be removed from said office upon conviction thereof."

Lost.

Amendment by Mr. Cummins to the substitute adopted to section 4, to insert after the first word "shall" the words "except as in this act otherwise provided."

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Adopted.

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On motion of Mr. Fillmore the House adjourned.

# AFTERNOON SESSION.

2 P. M.

House reconvened, the Speaker in the chair.

### LEAVE OF ABSENCE GRANTED.

Leave of absence was granted Mr. Townsend indefinitely. Also Mr. Moore until Tuesday.

### BUSINESS PENDING.

Consideration of House File No. 223 continued.

Amendment by Mr. Estes to section 5, to strike out all after the word "not" in line 7, and insert "not more than one hundred dollars or imprisonment in the county jail not more than thirty days."

Lost.

Amendment by Mr. Darnall, to strike out section 8, the publication clause.

Adopted.

Amendment by Mr. Luke to section 6, to strike out of line 1, the word "incorporated."

Adopted.

Amendment by Mr. Foley, to section 7, to strike out of line 1 the words "one year" and insert "six months."

Lost.

Amendment by Mr. Cummins to section 6, to insert after the word "influence" in line 1, the words "by threats or intimidation."

Adopted.

Farther amendment by Mr. Cummins to section 6, to strike out of line 6 the word "section" and insert the word "act."

Adopted.

Mr. Craig moved to reconsider the vote by which the amendment by the committee, to insert the words "except for the purpose" etc., after the word "candidate" in line 4 was adopted.

Carried.

The question being upon the adoption of the amendment.

Lost.

Amendment by Mr. Wilbur to section 6, to strike out the word "thousand" in line 7, and insert "hundred."

Adopted.

Mr. Hotchkiss moved that the bill be printed as amended, and retain its place on the calendar.

Lost.

The bill was ordered engrossed.

### REPORTS OF COMMITTEES.

Mr. Roach, from the Committee on Judiciary, reported House File No. 28, recommending adoption and passage of substitute, entitled a bill for an act to legalize the assessment and levy of taxes for the years 1886 and 1887, made or collected under sub division two, section 796 of the Code, as amended.

The substitute was read a first and second time and passed on file. Also, House File No. 410, recommending amendment and passage. Also, House File No. 485, recommending amendment and passage. Also, House File No. 476, recommending amendment and passage. Also, House File No. 184, recommending amendment and passage. Also House File No. 512, recommending amendment and passage. Also, Senate File No. 146, recommending passage.

Also, substitute for Senate File No. 30, recommending amendment and passage.

Also, House File No. 172, recommending indefinite postponement. Also, House File No. 436, recommending indefinite postponement. Also, House File No. 312, recommending indefinite postponement. Also, House File No. 529, recommending indefinite postponement. Also, House File No. 120, recommending indefinite postponement. Also, House File No. 518, recommending indefinite postponement. Also, House File No. 506, recommending indefinite postponement. Also, House File No. 481, recommending indefinite postponement. Also, Senate File No. 2, recommending indefinite postponement. Also, Senate File No. 56, recommending indefinite postponement. Also, Senate File No. 56, recommending indefinite postponement. Also, Senate File No. 56, recommending indefinite postponement. Also, Senate File No. 66, recommending indefinite postponement. Also, Senate File No. 66, recommending indefinite postponement.

Also, House File No. 420, recommending indefinite postponement. Also, resolution by Robb, relative to taxing tax sale certificates, recommending indefinite postponement, for the reason that in their judgment the tax laws are not susceptible of the construction indicated in the preamble to the resolution, and in the communication accompanying the same.

Passed on file.

Also the following:

ME. STEAKEE—Your Committee on Judiciary, having had under consideration the following entitled bill, after considering the same, have instructed me to report the same back, recommending as follows:

House File No. 24 (a bill for an act to establish a uniform system of weighing coal at the mines of this State, and to punish certain irregularities connected therewith.)

Under the order of reference this committee was directed to inquire only into the validity of the proposed legislation and therefore it expresses no opinion whatever respecting its policy.

The first question to be determined is whether the business of mining coal is of such a nature as to be affected by a public interest; that is to say, does the public welfare demand its regulation. It cannot be said that this is a matter wholly of legislative discretion, for there are many adjudicated cases in which the courts have refused to sustain the expressed determination of the law making power upon such question; nevertheless, as a general rule, it is a matter for the legislature to decide and not for the courts. In the particular case before us the chief guide is this:

Does the present method of ascertaining the wages of miners, when the contract for hire is for payment by weight or other quantity, lead to such fraudulent or unjust results that to longer permit its continuance is contrary to sound public policy? Assuming that the Legislature decides that the public good requires the passage of this bill, the committee is of the opinion that after being amended as hereinafter suggested, it has the constitutional power to do so. It is not intended to say that the questions submitted are free from doubt; the subject of the bill lies near the boundary line of legislative authority, and such doubts can only be removed by the final decision of a judicial tribunal. The committee suggests that the bill be amended by striking out all after the word "dollars" in line eight of section five of original bill. All of which is respectfully submitted, and your committee asks to be discharged from further consideration of the bill.

E. C. ROACH, Chairman.

Passed on file.

Mr. Nicoll, from the Committee on Horticulture and Forestry, reported House File No. 355, recommending amendment and passage. Passed on file.

RESOLUTION.

By Mr. Wilbur a concurrent resolution asking information from the State Superintendent.

Laid over under the rule 34.

### SPECIAL ORDER.

House File No. 374, a bill for an act to establish reasonable maximum rates of charges for the transportation of freight and property on the different railroads of this State.

The question being upon the adoption of the amended substitute to schedule of rates to section 2, as recommended by the Committee on Railroads.

Mr. Robb in the chair.

### INTRODUCTION OF BILL BY LEAVE.

By Mr. Craig, House File No. 534, a bill for an act to legalize the acknowledgement of conveyances by power of attorney, made by Hazen Wilson, attorney in fact for Joseph Webster.

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

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On motion of Mr. Kline the House adjourned.

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# HALL OF THE HOUSE OF REPRESENTATIVES, DES MOINES, IOWA, March 6, 1888. }

House met in regular session at 10 A. M., the Speaker in the chair. Prayer by Rev. Henry Wallace.

Journal of yesterday read and approved.

### PETITIONS AND REMONSTRANCES.

By Mr. Nelson, from citizens of Story county, against legislation on telegraph rates.

Referred to Committee on Telegraphs and Telephones.

Also, from citizens of Ames, Story county, against the passage of House File No. 140.

Read and referred to Committee on Judiciary.

Mr. Hospers, from 31 citizens of Orange City, against legislation relating to telegraphs.

Referred to Committee on Telegraphs and Telephones.

By Mr. Calvin, from citizens of Buchanan and Delaware counties, for an appropriation of \$5,000 to assist in defraying the expenses of trials of the drive well patent cases.

Referred to Committee on Appropriations.

By Mr. Oakman, from citizens of Manchester, Delaware county, against legislation relative to telegraph rates.

Referred to the Committee on Telegraphs and Telephones.

By Mr. Paschal, from citizens of Taylor and Page counties, asking for the repeal of the law regulating the practice of medicine.

Referred to the Committee on Medicine, Surgery and Pharmacy.

By Mr. Wilson of Cass, from citizens of Cass county, against legislation on telegraph rates.

Referred to Committee on Telegraphs and Telephones.

By Mr. Rowan, from citizens of Dubuque county, on same subject. Same reference.

By Mr. Evans, from citizens of Muscatine, for the regulation of telegraph charges on lines extending outside the State.

Read and referred to Committee on Telegraphs and Telephones.

By Mr. Clarke, from citizens of Kossuth county, asking for railroad legislation.

Referred to Committee on Railroads.

By Mr. Roach, from citizens of Osceola county, against legislation relating to telegraph charges.

Referred to Committee on Telegraphs and Telephones.

By Mr. Piatt, from citizens of Cedar county, upon the same subject. Same reference.

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By Mr. Wilbur, from citizens of Floyd county, for passage of House File No. 182.

Referred to Committee on Text-Books.

By Mr. Hamilton, from citizens of Cedar Rapids, against legislation on telegraph rates.

Referred to Committee on Telegraphs and Telephones.

By Mr. Woods, from citizens of Ft. Dodge, same subject.

Same reference.

By Mr. Craig, from citizens of Lee county, against legislation regulating telegraph charges.

Same reference.

#### REPORTS OF COMMITTEES.

Mr. Doron, from the Committee on Medicine, Surgery and Pharmacy reported House File No. 316, recommending adoption and passage of substitute, entitled a bill for an act to repeal section 366 of the Code of 1873, in relation to the duties of coroner and to enact a substitute therefor, so as to conform to chapter 195 of the acts of the Twentieth General Assembly.

The substitute was read a first and second times and passed on file. Mr. Ball, from the Committee on Penitentiaries, reported House

File No. 331, recommending indefinite postponement. Also, House File No. 306, without recommendation.

Passed on file.

Mr. Wilson of Cass, from the Committee on Railroads, reported Senate File No. 230, recommending passage.

Also, House File No. 270, recommending indefinite postponement. Also, Senate File No. 194, recommending passage.

Passed on file.

Mr. Tipton, from the Committee on Agriculture, reported House File No. 495, recommending indefinite postponement.

Passed on file.

Mr. Brown, from the Committee on Engrossed Bills, submitted the following report:

ME. SPEAKEE - Your Committee on Engrossed Bills, respectfully report that they have examined and find correctly engrossed House File No. 102, a bill for an act to amend chapter 175, laws of the Nineteenth General Assembly, and to repeal section 1583 of the Code and enact a substitute therefor referring to the reports of State officers.

House File No. 168, a bill for an act to amend sections 1495 and 1508 of chapter 4, title 11, of the Code of 1873, in relation to line fences.

House File No. 143, a bill for an act to amend the election laws of the State and to more fully define the duties and powers of the judges of elections.

House File No. 310, a bill for an act to protect breeders and owners of animals, and securing a lien on their progeny.

WILLIAM BROWN, Chairman.

### MESSAGE FROM THE SENATE.

The following message was received from the Senate:

ME. SPEAKEE-I am directed to inform your honorable body that the Senate has passed the following bills:

House File No. 401, a bill for an act to legalize the organization of the township of Logan, in Sioux county, Iowa, and the election and acts of its officers.

Also, House File No. 402, a bill for an act to legalize the incorporation of the town of Hawarden, Sioux county, Iowa, and the acts of the officers thereof.

Also, has passed a substitute for House File No. 62, a bill for an act to prevent fraud in the sale of lard.

Also, House File No. 43, a bill for an act to authorize cities organized under special charters to refund their outstanding bonded debt and to provide for the payment of the same.

Also, has passed Senate File No. 87, a bill for an act providing for the payment of bank examinations and fixing the fees for the same.

Also, substitute for Senate File No. 279, a bill for an act to amend sections 2, 3 and 9, chapter 129, acts of the Sixteenth General Assembly, making the Superintendent of Public Instruction a member of the Board of Directors of the State Normal School.

E. D. CHASSEL, Second Ass't Sec'y.

#### MESSAGE FROM THE GOVERNOR.

ME. SPEAKER—I am directed by the Governor to report that he has approved, signed and deposited in the office of the Secretary of State:

House File No. 21, an act to amend sections 766 and 3784 of the Code, and section 1, chapter 184, laws of Eighteenth General Assembly, in relation to compensation of clerks of the district court, deputy clerk, deputy auditor and deputy treasurer of counties.

FRED. W. HOSSFELD, Private Secretary.

#### RESOLUTIONS.

By Mr. Wilbur :

Resolved by the House, the Senate concurring, That the Superintendent of Public Instruction be requested to ascertain from the city independent districts of over 1,000 inhabitants in this State the number of children :

1. Between the ages of 8 and 16 inclusive.

2. The number between those ages at work in stores, shops or factories.

3. The number between such ages not in a school of any kind.

These statistics shall be embodied in his next biennial report to the Governor.

It is also made the duty of the secretaries of such districts to fill out and return such blanks as the superintendent may deem necessary in order that he may comply with this resolution.

Adopted.

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By Mr. Wilbur.

That five members of a standing committee shall constitute a quorum.

Laid over under rule 34.

SPECIAL ORDER.

Consideration of House File No. 374 continued.

The question being upon the adoption of the amendment submitted March 2, by Wilson of Cass, substitute for schedule of rates to section 2 as recommended by the Committee on Railroads.

Substitute by Mr. Wilbur for section 1:

Section 1. It shall be the duty of the railroad commissioners to establish a just and equitable schedule of freight rates for all the railroads doing business in Iowa, but in the establishment of such schedule of rates they shall not exceed the amounts named in the schedule contained in section 2 of this act, which shall be a guide to them in performing their duty under this section, and it shall be unlawful for any railroad company to charge or demand or receive a greater compensation for transporting goods, merchandise or other property than the compensation allowed in said schedule of rates established by said railroad commissioners.

Amendment by Mr. Hall:

That section 6 be renumbered section 7, and that the following be added as section 6:

"Section 6. The board of railroad commissioners shall have power as provided by law from time to time, and whenever they deem the maximum rates fixed by this act unreasonably high, to fix schedules of rates lower than the same, and to classify freight; provided, that such classification shall not result in the advance of any rate above the said maximum standard fixed herein, and the schedules of rates so fixed by such commissioners shall be *prima facio* evidence in all of the courts of this State and of the United States of reasonable rates for the transportation of freight, goods, property and merchandise over lines of railroad in this State."

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On motion of Mr. Hotchkiss the House adjourned.

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## AFTERNOON SESSION.

9 O'CLOCK P. M.

House reconvened. The Speaker in the chair.

### REPORTS OF COMMITTEES.

Mr. Riley from the Committee on Municipal Corporations reported Senate File No. 99, recommending amendment and passage.

Passed on file.

Mr. Wilbur from the Committee on Schools, reported substitute for House File No. 319, recommending amendment and passage.

Also, House File No. 137, recommending its indefinite postponement.

Passed on file.

### EPECIAL ORDER.

Consideration of House File No. 374 was continued. Mr. Teale in the chair.

The Speaker in the chair.

### INTRODUCTION OF BILL BY LEAVE.

By Mr. Foley by request, House File No. 535, a bill for an act to legalize the organization of the independent district of Greenwood, in Chickasaw county, Iowa.

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

On motion of Mr. Hamilton, Mr. Wilbur was authorized to draw another code from the Secretary of State, his code having been taken from his desk in his absence.

On motion of Mr. Hotchkiss the House adjourned.

## HALL OF THE HOUSE OF REPRESENTATIVES, DES MOINES, IOWA, March 7, 1885. }

House met in regular session at 10 o'clock A. M. The Speaker in the chair. Prayer by Rev. J. W. Webb.

Journal of yesterday read and approved.

### PETITIONS AND REMONSTRANCES.

By Mr. Paschal, from citizens of New Market, Iowa, against passage of Senate File No. 237.

Referred to Committee on Telegraphs and Telephones.

By Mr. Tipton, from citizens of Washington county, against legislation on telegraph rates.

Same reference.

By Mr. Hauser, from citizens of Hardin county, in favor of railroad legislation.

Referred to Committee on Railroads.

By Mr. Brown, from citizens of Ringgold county, for passage of House File No. 246.

Referred to Committee on Woman Suffrage.

By Mr. Berryhill, from 495 citizens of Des Moines, for municipal woman suffrage.

Read and withdrawn for presentation to Senate.

By Mr. Rice, from jobbers of Sioux City, against passage of the meat inspection bill.

Read and referred to Committee on Municipal Corporations.

Also, from citizens of Sioux City, against legislation on telegraph rates.

Referred to Committee on Telegraphs and Telephones.

#### RESOLUTION.

By Mr. Lewis:

Resolved, That House Files Nos. 113, 55, 24, 35 and 224, the same being labor and mining bills, be made a special order to follow immediately after the disposition of the special order for temperance bills. Adopted.

### REFORTS OF COMMITTEES.

Mr. Lyrson, from the Committee on Pablic Lynds and Public Buildings, reported House File No. 347, recommending passage. Passed on file. Mr. Anderson, from the Committee on Claims, reported House File No. 288, recommending amendments and passage.

Also, House File No. 419, recommending amendment and passage. Passed on file.

Mr. Calvin, from the Committee on County and Township Organizations, reported House File No. 531, recommending passage. Passed on file.

Mr. Head, from the Committee on Ways and Means, reported Senate File No. 304, recommending passage.

Also, House File No. 416, recommending indefinite postponement. Passed on file.

Mr. Darnall, from the Committee on State University, reported House File No. 181, recommending that it do not pass.

Passed on file.

Mr. McFarland, from the Committee on Retrenchment and Reform, reported resolution by Mr. Yergey to reduce the edition of daily journal from five hundred to two hundred, without recommendation.

Passed on file.

On motion of Mr. Doron, Senate File No. 119 was referred back to the Committee on Medicine, Surgery and Pharmacy.

So referred.

Mr. Hunter, from the Committee on Enrolled Bills, submitted the following report:

MR. SPEAKER-Your Committee on Enrolled Bills, respectfully report that they have examined and find correctly enrolled House File No. 502, an act to legalize the organization and acts of the Clinton and Illinois Bridge Company.

House File No. 106, an act to amend chapter 22 of the acts of the Twenty first General Assembly relating to the bonding of county indebtedness.

HUNTER, Chairman.

The Speaker signed the bills in the presence of the House.

Resolution laid over.

By Mr. Wilbur:

Resolved, That on and after the adoption of this resolution five members of any standing committee of the House shall constitute a quorum for the transaction of business.

Adopted.

### INTRODUCTION OF BILLS.

By Mr. Ilipwell, by request, House File No. 536, a bill for an act to regulate crematory works for the cremation of human bodies within cities.

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

Also a petition on same subject.

Same reference.

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By Mr. Hunter, House File No. 537, a bill for an act to legalize certain ordinances of the town of Sac City, Sac county, Iowa, and acts done thereunder. Read first and second times and referred to the Committee on Judiciary.

By Mr. Wilbur, House File No. 538, a bill for an act providing for contesting the election of presidential electors; additional to chapter 6, title 5, of the Code of 1873.

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

By Mr. Wilbur, House File No. 539, a bill for an act to amend chapter 4, title 5 of the Code of 1873, relating to electors of President and Vice-President of the United States.

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

By Mr. Chapman, by request, House File No. 540, a bill for an act to amend section 1 of chapter 158 of the acts of the Nineteenth General Assembly, providing for the taxation of certain property for road purposes.

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

By Mr. Roach, by request, House File No. 541, a bill for an act to amend section 285 of the Code.

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

#### SENATE MESSAGES CONSIDERED.

Substitute for Senate File No. 279, read a first and second time and referred to Committee on Normal Schools.

Senate File No. 87, read a first and second time and referred to Committee on Banks and Banking.

Substitute for House File No. 62, read a first and second time.

Mr. Head moved that the rules be suspended, and the bill be read a third time now.

Carried unanimously.

The bill was read a third time.

The question being, shall the bill pass?

The yeas were:

Messrs. Agnew, Anderson of Warren, Ball, Beem, Berryhill, Blythe, Brown, Burgess, Byers, Calvin, Chantry, Clarke, Craig, Crooks, Cummins, Curtis, Custer, Darnall, Davie, Dayton, Dietz, Dobson, Doron, Draper, Duus, Eckles, Eilers, Estes, Evans, Field, Fillmore, Foley, Hamilton, Hauser, Hart, Head, Hipwell, Hobbs, Horton, Hospers, Hotchkiss, Jolly, Jones, Kennan, Kline, Larson, Lewis, Limback, Lockin, Luke, Mack, Mahoney, McFarland, Mitchell, Moore, Nelson, Nicoll, Oakman, Owen, Parkhurst, Paschal, Piatt, Rice, Roach, Robb, Roberts, Robeson, Roe, Roundy, Rowan, Russell, Schleicher, Shipley, Slosson, Smith, Steele, Teale, Theophilus, Thompson, Thornburg, Thorniley, Tipton, Townsend, Wagner, Walker, Wilbur, Wilson of Butler, Wilson of Cass, Woods, Wyman, Yergey and Mr. Speaker-92.

The nays were none.

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Absent or not voting:

Messrs. Anderson of Hamilton, Buell, Chapman, Hall, Homrighaus, Hunter, Riley and Wyckoff-8.

So the bill passed and the title was agreed to.

House File No. 43.

Amendment by the Senate:

To insert in section 6, line 14, of the printed bill, after the word "of", the words, "the holder of."

Mr. Hipwell moved that the amendment be concurred in.

Upon this motion.

The yeas were:

Messrs. Agnew, Anderson of Hamilton, Anderson of Warren, Ball, Berryhill, Blythe, Brown, Beem, Burgess, Byers, Calvin, Chantry, Chapman, Craig, Crooks, Cummins, Curtis, Custer, Darnall, Davie, Dayton, Dietz, Dobson, Doron, Draper, Duus, Eckles, Eilers, Estes, Evans, Field, Fillmore, Foley, Hall, Hamilton, Hauser, Head, Hipwell, Hobbs, Horton, Homrighaus, Hospers, Hunter, Jolly, Jones, Kennan, Kline, Larson, Lewis, Limback, Lockin, Luke, Mack, Mahoney, McFarland, Mitchell, Moore, Nelson, Nicoll, Oakman, Owen, Parkhurst, Paschal, Piatt, Riley, Robb, Roberts, Robeson, Roe, Roundy, Schleicher, Shipley, Steele, Slosson, Smith, Theophilus, Thompson, Thorniley, Tipton, Townsend, Wagner, Walker, Wilbur, Wilson of Butler, Wilson of Cass, Woods, Wyckoff, Wyman, Yergey and Mr. Speaker—90.

The nays were:

Mr. Roach-1.

Absent or not voting:

Messrs. Buell, Clarke, Hart, Hotchkiss, Rice, Rowan, Russell, Teale and Thornburg--9.

So the amendment was concurred in.

### SPECIAL ORDER.

Consideration of House File No. 374 continued.

Mr. Paschal in the chair.

Mr. Speaker in the chair.

On motion of Mr. Thompson, the House adjourned.

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# AFTERNOON SESSION.

2 O'CLOCK P. M.

The House reconvened, the Speaker in the chair.

### SPECIAL ORDER.

Consideration of House File No. 374 continued.

Mr. Beem in the chair.

The question being upon the adoption of the amendment to the substitute as recommended March 2, by the Committee on Railroads.

Messrs. Wilson of Cass and Smith demanded the yeas and nays. Mr. Clarke explained his vote as follows:

ME. SPEAKEE—On the maximum rate, owing to the unjust discrimination on the part of the committee report in favor of shippers and against farm product, as plainly shown by the schedule as amended, and that said amendment does not afford the relief asked; also, that House File No. 373 affords a much better law for the people whom I have the honor to represent, hence, as a matter of duty to my constituents, I vote no.

Mr. Cummins explained his vote.

Mr. Custer explained his vote as follows:

ME. SPEAKER—I wish to explain my vote. Should I vote aye on this measure, I would make it possible to compel that portion of my constituency in Jasper county, living along the Minnesota and Northwestern and Iowa Central railroads, to pay 20 per cent more freight than that part of my constituency living along the lines of the Rock Island railroad. Hence, I think such a vote would be unjust to that portion of my constituency who might be compelled to pay the additional cost of 20 per cent on their freight; hence, I vote no.

Mr. Luke explained his vote as follows:

ME. SPEAKER—I vote for the substitute as it is recommended by the railroad committee, and is intended to perfect the bill, although I am opposed to the bill itself.

Mr. McFarland explained his vote.

Mr. Steele explained his vote.

Mr. Thompson explained his vote as follows :

MR. SPEAKER—I believe that this substitute is calculated to work hardship to certain portions of the State and encourage discriminations which are prohibited by House File No. 373, and that the schedule unduly increases the rates on freight from the distance of 240 to 300 mile hauls. I also believe that if a mamimum tariff schedule is adopted it should not be lower than the minimum rates charged on the Illinois roads, for the reason that competition will always compel lower than the maximum rates by the roads, and while we should legislate to protect the rights of the people and prevent discrimination and extortion, we cannot afford to be unjust towards the railroads or to confiscate the property of corporations or individuals as a punishment for their past sins. I therefore vote no.

The yeas were :

Messrs. Agnew, Anderson of Warren, Ball, Beem, Berryhill, Brown, Burgess, Byers, Calvin, Chantry, Chapman, Crooks, Darnall, Davie, Dayton, Dobson, Doron, Draper, Duus, Eckles, Eilers, Estes, Field, Fillmore, Foley, Hall, Hamilton, Hauser, Hart, Head, Hobbs, Horton, Homrighaus, Hospers, Hotohkiss, Hunter, Jolly, Kennan, Larson, Lewis, Lockin, Luke, Mack, Mahoney, McFarland, Mitchell, Nelson, Nicoll, Oakman, Owen, Parkhurst, Paschal, Piatt, Rice, Riley, Roach, Robb, Roberts, Robeson, Roe, Roundy, Rowan, Russell, Schleicher, Shipley, Steele, Slosson, Smith, Teale, Theophilue, Thorniley, Tipton, Townsend, Wagner, Walker, Wilbur, Wilson of Butler, Wilson of Cass, Woods, Wyckoff, Wyman and Yergey-82.

The nays were:

Messrs. Buell, Clarke, Craig, Cummins, Curtis, Custer, Dietz, Evans, Hipwell, Kline, Limback, Moore and Thompson-13.

Absent or not voting :

Messrs. Anderson of Hamilton, Blythe, Jones, Thornburg and Mr. Speaker-5.

So the amendent to the substitute was adopted.

The Speaker in the chair.

The question being upon the adoption of the substitue as amended. Messers. Wilson of Cass and Smith demanded the yeas and nays.

Mr. McFarland explained his vote.

The yeas were:

Messrs. Agnew, Anderson of Hamilton, Anderson of Warren, Ball, Beem, Berryhill, Blythe, Brown, Burgess, Byers, Calvin, Chantry, Chapman, Crooks, Darnall, Davie, Dayton, Dobson, Doron, Draper, Duus, Eckles, Eilers, Estes, Field, Fillmore, Foley, Hall, Hamilton, Hauser, Hart, Head, Hobbs, Horton, Homrighaus, Hospers, Hotchkiss, Hunter, Jolly, Kennan, Kline, Larson, Lewis, Lockin, Mack, Mahoney, McFarland, Mitchell, Nelson, Nicoll, Oakman, Owen, Parkhurst, Paschal, Piatt, Rice, Riley, Roach, Robb, Roberts, Robeson, Roe, Roundy, Rowan, Russell, Schleicher, Shipley, Steele, Slosson, Smith, Teale, Theophilus, Thorniley, Tipton, Townsend, Wagner, Walker, Wilbur, Wilson of Butler, Wilson of Cass, Woods, Wyckoff, Wyman, Yergey and Mr. Speaker-85.

The nays were:

Messrs. Buell, Clarke, Craig, Cummins, Curtis, Custer, Dietz, Evans, Hipwell, Limback, Luke, Moore and Thompson-13.

Absent or not voting:

Messrs. Jones and Thornburg-2.

So the substitute as amended was adopted.

Amendment by Mr. Head, to re-number section 7 as section 8, and to add the following as section 7 after section 6: "SEC. 7. If any corporation organized for pecuniary profit under the laws of this State for the transaction of business therein, or foreign corporation chartered or organized under the laws of any other state or country, but doing business in this state, or any person or persons shall create, enter into, or become a member of or party to any pool, trust, combination, confederation or agreement, either express or implied, with any other corporation, railroad company, partnership, common carrier or person for the purpose of regulating or fixing the price to be charged or received for the transportation of freight or passengers, or receive any drawback, recompense, reward, gift or other consideration whatever in violation of this act, shall be deemed guilty of a conspiracy to defraud, and upon conviction thereof shall be punished by a fine not exceeding five hundred dollars, and in an addition thereto may be imprisoned in the county jail not to exceed one year."

The question being upon the adoption of the substitute by Mr. Wilbur for section 1, offered March 6.

Messrs. Paschal and Wilbur demanded the yeas and nays. The yeas were:

Messrs. Curtis, Evans, Larson, Mitchell, Robeson and Wilbur-6. The nays were:

Messrs. Agnew, Anderson of Hamilton, Anderson of Warren, Ball, Beem, Berryhill, Blythe, Brown, Buell, Burgess, Byers, Calvin, Chantry, Chapman, Craig, Crooks, Cummins, Curtis, Darnall, Davie, Dayton, Deitz, Dobson, Doran, Draper, Duus, Eckles, Eilers, Estes, Field, Fillmore, Folev, Hall, Hamilton, Hauser, Hart, Head, Hipwell, Hobbs, Horton, Homrighaus, Hospers, Hotchkiss, Hunter, Jolly, Jones, Kennan, Kline, Lewis, Limback, Lockin, Luke, Mack, Mahoney, McFarland, Moore, Nelson, Nicoll, Oakman, Owen, Parkhurst, Paschal, Piatt, Rice, Riley, Roach, Robb, Roberts, Roe, Roundy, Rowan, Russell, Schleicher, Shipley, Slosson, Smith, Steele, Teale, Theophilus, Thompson, Thornburg, Thorniley, Tipton, Townsend, Wagner, Walker, Wilson of Butler, Wilson of Cass, Woods, Wyckoff, Yergey and Mr. Speaker-92.

Absent or not voting:

Messrs. Clarke and Wyman-2.

So the substitute was lost.

The question being upon the amendment by Mr. Hall to renumber section 6, as section 7, and insert an additional section as section 6.

Adopted.

Amendment by Mr. Roach, to section 1, to strike out the words "of class A" in line 3, and to strike out all of section 1 after the third line.

The question being upon the amendment by Mr. Roach.

Messrs. Roach and Hall demanded the yeas and nays.

Mr. Custer explained his vote as follows:

ME. SPEAKEE—I vote yea on this amendment from the fact that it will remove the second and third class patrons of the different railroads running through my county, and making no distinction as to the rates of freight that each may pay. That if this amendment is

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passed all of my constituents would stand on the same footing, and none be compelled to pay 20 per cent more than another.

I therefore vote yea.

Mr. Speaker explained his vote as follows:

I vote against the amendment because it seeks to strike out the words "of class A" in the third line.

The yeas were:

Messrs. Clarke, Custer, Darnall, Head, Hunter, Luke, Roach, Slosson, Wilbur and Wilson of Butler-10.

The nays were:

Messrs. Agnew, Anderson of Hamilton, Anderson of Warren, Ball, Beem, Berryhill, Blythe, Brown, Buell, Byers, Calvin, Chantry, Chapman, Craig, Crooks, Cummins, Curtis, Davie, Dayton, Deitz, Dobson, Doron, Draper, Duus, Eckles, Eilers, Estes, Evans, Field, Fillmore, Foley, Hall, Hamilton, Hauser, Hart, Hipwell, Hobbs, Horton, Homrighaus, Hospers, Hotohkiss, Jolly, Kennan, Kline, Larson, Lewis, Limback, Lockin, Mack, Mahoney, MoFarland, Mitchell, Moore, Nelson, Nicoll, Oakman, Owen, Parkhurst, Paschal, Piatt, Riley, Robb, Roberts, Robeson, Roe, Roundy, Rowan, Russell, Schleioher, Shipley, Smith, Steele, Teale, Theophilus, Thompson, Thornburg, Thorniley, Tipton, Townsend, Wagner, Walker, Wilson of Cass, Woods, Wyckoff, Wyman, Yergey and Mr. Speaker-87.

Absent or not voting:

Messrs. Burgess, Jones and Rice-3

So the amendment was lost.

Amendment by Mr. Ilead to section 1, to strike out of 6th line the word "ten" and insert "five" in lieu thereof, also to strike out of line 9, the word "twenty", and insert "ten" in lieu thereof.

Upon the adoption of this amendment Messrs. Head and Thornburg demanded the yeas and nays.

Mr. Byers explained his vote.

Mr. Beem explained his vote as follows:

ME. SPEAKEE—I vote yea on the amendment for the reason that I believe it would secure a more equitable distribution of rates to railroads and people alike.

The yeas were:

Messrs. Anderson of Warren, Beem, Byers, Chantry, Clarke, Crooks, Custer, Darnall, Dayton, Doron, Eilers, Estes, Foley, Hauser, Head, Hobbs, Hunter, Jolly, Larson, Luke, Mahoney, Nelson, Roach, Schleicher, Shipley, Slosson, Smith, Thompson, Thornburg, Thorniley, Wilbur, Wilson of Butler and Yergey-33.

The nays were:

Messrs. Agnew, Anderson of Hamilton, Ball, Berryhill, Blythe, Brown, Buell, Calvin, Chapman, Craig, Cummins, Curtis, Davie, Dietz, Dobson, Duus, Eckles, Evans, Field, Fillmore, Hall, Hamilton, Hart, Hipwell, Horton, Homrighaus, Hospers, Hotchkiss, Jones, Kennan, Kline, Lewis, Limback, Lockin, Mack, MoFarland, Mitchell, Moore, Nicoll, Oakman, Owen, Parkhurst, Paschal, Piatt, Riley, Robb, Roberts, Robeson, Roundy, Rowan, Russell, Teale, Theophilus, Tipton, Townsend, Wagner, Walker, Wilson of Cass, Woods, Wyckoff, Wyman and Mr. Speaker-62. Absent or not voting:

Messrs. Burgess, Draper, Rice, Roe and Steele-5.

So the amendment was lost.

Amendment by Mr. Roach to section 1, to add at the end of the section the following. "This section shall not be construed to authorize any railroad company to charge, demand or receive the rate provided in said schedule, nor such rate with any additional per cent, when the railroad commissioners have fixed a lower rate."

Lost.

Amendment by Mr. Speaker to section 1, to strike out all of that part of the section after the end of line 3, and before the words "the classification" in line 10.

Lost.

Amendment by Mr. Thompson to section 2, to amend the schedule by adding only  $\frac{1}{2}$  cent per each ten miles of distance on first class freight hauls from 240 to 500 miles, and on other classes of freight in the same proportion as in the schedule from 200 to 240 mile hauls.

Adopted.

Mr. Paschal moved to reconsider the vote by which the amendment by Mr. Thompson was adopted.

Carried.

Mr. Head moved to continue the special order until 10:30 o'clock A. M. to-morrow.

Carried.

#### REPORT OF COMMITTEE.

Mr. Dobson, from the Committee on Text Books, reported the following bills with the recommendation that they be indefinitely postponed for the reason that the committee have prepared a substitute therefor: House Files Nos. 422, 255, 437, 182, 330, 220, 88, 99, 311, and 9.

Also House File No. 542, by the Committee on Text Books, a bill for an act authorizing school districts to purchase text books, allowing electors of said districts to decide the question of free text books, recommending passage.

The bill was read a first and second times and passed on file.

Mr. Beem was granted leave to withdraw the petition presented by him for the relief of Chester Turney.

On motion of Mr. Hotchkiss the House adjourned.

# HALL OF THE HOUSE OF REPRESENTATIVES, DES MOINES, IOWA, Monday, March 8, 1888.

House met in regular session at 10 o'clock A. M. The Speaker in the chair. Prayer by Rev. B. Schmidt. Journal of yesterday read and approved.

### PETITIONS AND REMONSTRANCES.

By Mr. Lewis, from ninety-five citizens of Wayne county, asking equal political rights for men and women.

Referred to Committee on Woman's Suffrage.

By Mr. Oakman, from citizens of Delaware county, asking appropriation of five thousand dollars to assist driven wells suits.

Referred to Committee on Appropriations.

Also from one hundred citizens of Delaware county, in favor of women's suffrage.

Referred to Committee on Woman's Suffrage.

By Mr. Parkhurst, from one hundred or more citizens of O'Brien county, asking passage of bill regarding usury.

Read and referred to Committee on Judiciary.

By Mr. Blythe, from five hundred and thirty-three citizens of Cerro Gordo county, favoring women's suffrage.

Referred to Committee on Women's Suffrage.

Also one from citizens of Cerro Gordo county, asking passage of House File No. 182.

Referred to Committee on Text Books.

By Mr, Head, from one hundred and fifty-two citizens of Greene county, favoring women's suffrage.

Referred to Committee on Women's Suffrage. Leave to withdraw. By Mr. Eckles, from citizens of Marshall county, favoring women's suffrage.

Same reference.

By Mr. Evans, from five hundred and sixty-eight citizens of Muscatine county, same subject.

Same reference.

By Mr. Steele, from citizens of Henry county, favoring reduction of passenger and freight rates.

Referred to Committee on Railroads.

By Mr. Davie, from citizens of Crawford county, favoring the amending of chapter 4, title 10 of the Code of 1873.

Referred to Committee on Railroads.

## BEPORTS OF COMMITTEES.

Mr. Roach, from the Committee on Judiciary, reported House File No. 535, recommending passage.

Also, House File No. 472, recommending amendment and passage. Passed on file.

Mr. Wilson of Cass, from committee on railroads, reported House File No. 3, recommending indefinite postponement.

Also, House File No. 353, recommending indefinite postponement. Also, House File No. 250, recommending indefinite postponement. Passed on file.

Also, House File No. 139, recommending reference to Committee on Judiciary.

So referred.

Also, House File No. 521, recommending amendments and passage. Passed on file.

Mr. Larson, from the Committee on Public Lands and Buildings, reported House File No. 498, recommending indefinite postponement, for the reason that Senate File 284 covers the same ground and has passed.

On motion of Mr. Larson the report was adopted.

Mr. Custer, from the Committee on Suppression of Intemperance, reported House File No. 353, recommending adoption and passage of substitute, entitled a bill for an act to amend chapter 24 of the Code of 1873, relating to change of venue in criminal cases.

Substitute read first and second times and passed on file.

Mr. Moore, from the Committee on Federal Relations, reported Joint Resolution No. 13, recommending adoption.

Also, Joint Resolution No. 15, recommending adoption.

Also, Joint Resolution No. 5, recommending amendments and adoption.

## INTRODUCTION OF BILLS.

By Mr. McFarland, House File No. 543, a bill for an act to compel the C., M. & St. P. Ry. Co. at Ruthven, Palo Alto county, to remove its depot buildings and platforms out of the line of North and South Gowin streets in said town of Ruthven, Iowa, and to compel said railway company to give right of way for said streets acress their track, and to provide a proper street crossing thereat.

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

By Mr. Jones, House File No. 544, a bill for an act providing for funding bonds and outstanding indebtedness of certain cities, and authorizing certain cities to fund certain outstanding indebtedness, and to provide for the levy of taxes for the payment thereof, and providing a penalty for the diversion of such tax.

Read first and second times and referred to Committee on Municipal Corporations.

By Mr. Jones, House File No. 545, a bill for an act to organize and manage the department for criminal insane at the penitentiary at Anamosa, and to fix the compensation of additional officers.

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Read first and second times and referred to Committee on Penitentiaries.

By Mr. Wyman by request, House File No. 546, a bill for an act in relation to places for holding terms of district court, and repealing a portion of section 5, chapter 134, of the acts of the Twenty-first General Assembly, and amending the same and said chapter.

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

By Mr. Shipley, House File No. 547, a bill for an act to legalize the acts and ordinances of the town of Stuart, Guthrie county, Iowa.

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

By Mr. Head, House File No. 548, a bill for an act to amend section 1, chapter 51, acts of the Fifteenth General Assembly.

Read first and second times and passed on file.

## RESOLUTION.

By Mr. Clark, to postpone the consideration of House File No. 374, until Thursday, March 13th, 2:30 P. M.

Mr. Teale moved that the resolution lie on the table. Carried.

#### SPECIAL ORDER.

Consideration of House File No. 374 continued.

The question being on the adoption of the amendment by Mr. Thompson.

Lost.

Amendment by Mr. Lewis, to strike out that portion of the schedule of rates in section 2, under "merchandise in cents per 100 pounds," all after the rates given for 260 and more than 250, and insert in lieu thereof the following:

|                       | First Class. | Second Class | Third Class. | Fourth Class. |
|-----------------------|--------------|--------------|--------------|---------------|
| 270 and more than 260 | 47.0         | 36.5         | 25.5         | 18            |
| 280 and more than 270 | 48           | 87           | 26           | 18.5          |
| 290 and more than 280 | 48.5         | 87.5         | 26.5         | 19            |
| 300 and more than 290 | 49           | 38           | 27           | 19.5          |
| 320 and more than 300 | 50           | 89           | 28           | 20.5          |
| 340 and more than 320 |              | 40           | 29           | 21 5          |
| 860 and more than 340 |              | 41           | 30           | 22.5          |
| 380 and more than 360 | 53           | 42           | 81           | .23.5         |
| 400 and more than 380 |              | 43           | 32           | 24.5          |
| 420 and more than 400 |              | 44           | 33           | 25.5          |
| 440 and more than 420 |              | 45           | 34           | 26.5          |
| 460 and more than 440 |              | 46           | 35           | 27.5          |
| 480 and more than 460 |              | 47           | 36           | 28.5          |
| 500 and more than 480 |              | 48           | 87           | 29.5          |

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Also to strike out that portion of the schedule of rates in section two under "special car load classes in cents per 100 lbs.," and under "fifth class," beginning at the rate of "270 and more than 200" miles to the end and insert in lieu thereof, the following:

|      |       | •    |      |     |   |      |   |      |      |      |     |   |     |     |       |      |      |       |
|------|-------|------|------|-----|---|------|---|------|------|------|-----|---|-----|-----|-------|------|------|-------|
| ii.  |       |      |      |     |   |      |   |      |      |      |     |   |     |     |       |      |      |       |
|      |       |      |      |     |   |      |   |      |      |      |     |   |     |     |       |      |      |       |
|      |       |      |      |     |   |      |   |      |      |      |     |   |     |     |       |      |      |       |
| 70 1 | and n | nore | than | 260 | - | <br> | - |      |      |      |     | _ |     |     | <br>- |      | <br> |       |
|      | and n |      |      |     |   |      |   |      |      |      |     |   |     |     |       |      |      |       |
| 0    | and n | nore | than | 280 |   | <br> |   | <br> | <br> | <br> |     |   |     |     |       | <br> |      |       |
| 0    | and n | nore | than | 290 |   | <br> |   | <br> | <br> |      |     |   |     |     | <br>  |      |      |       |
|      | and n |      |      |     |   |      |   |      |      |      |     |   |     |     |       |      |      |       |
|      | and n |      |      |     |   |      |   |      |      |      |     |   |     |     |       |      |      |       |
| 10   | and n | aore | than | 340 |   | <br> |   | <br> | <br> | <br> |     |   |     |     |       | <br> | <br> | <br>  |
| 80   | and n | nore | than | 860 |   | <br> |   | <br> | <br> | <br> |     |   |     | • • |       | <br> | <br> | <br>  |
| 00 1 | and n | ore  | than | 880 |   | <br> |   | <br> |      | <br> |     |   |     |     |       | <br> | <br> |       |
| 20 1 | and n | nore | than | 400 |   | <br> |   | <br> | <br> | <br> | ••  |   |     |     |       | <br> | <br> | <br>• |
| 40 1 | and n | ore  | than | 420 |   | <br> |   | <br> | <br> | <br> | ••• |   |     |     | <br>  | <br> | <br> |       |
| 60 1 | and n | ore  | than | 440 |   | <br> |   | <br> | <br> | <br> |     |   | ••  |     |       | <br> | <br> | <br>  |
| 50 1 | and n | aore | than | 460 |   | <br> |   | <br> | <br> | <br> | • • |   | ••• |     | <br>• | <br> |      |       |
| 00 1 | and n | ore  | than | 480 |   | <br> |   | <br> | <br> | <br> |     |   |     |     |       | <br> | <br> |       |

Adopted.

Amendment by Mr. Clarke to section 9, to reduce the carload rates on hogs, cattle and calves, horses and mules, wheat, flaxseed and millet, twenty per cent.

- · Mr. Jolly moved the previous question upon the amendment.
  - Mr. Roe seconded the motion.

Carried.

Upon the adoption of the amendment Messrs. Clarke and Smith demanded the yeas and nays.

Mr. Head explained his vote.

Mr. Jolly explained his vote.

The yeas were:

Messrs. Buell, Clarke, Curtis, Darnall, Deitz, Evans, Head, Hipwell, Jones, Limback, Rice, Riley, Shipley, Slosson, Thompson and Wyman-16.

The nays were:

Messrs. Agnew, Anderson of Hamilton, Anderson of Warren, Ball, Beem, Berryhill, Blythe, Brown, Burgess, Byers, Calvin, Chantry, Chapman, Crooks, Cummins, Davie, Dayton, Dobson, Doron, Draper, Duus, Eckles, Eilers, Estes, Fillmore, Hall, Hamilton, Hauser, Hart, Horton, Homrighaus, Hospers, Hotchkiss, Hunter, Jolly, Kennan, Kline, Larson, Lewis, Lockin, Luke, Mack, Mahoney, McFarland, Mitchell, Moore, Nelson, Nicoll, Oakman, Owen, Parkhurst, Paschal, Piatt, Roach, Robb, Roberts, Robeson, Roe, Roundy, Rowan, Russell, Schleicher, Smith, Steele, Teale, Theophilus, Thornburg, Thorniley, Tipton, Townsend, Walker, Wilbur, Wilson of Butler, Wilson of Cass, Woods, Wyckoff, Yergey and Mr. Speaker-78.

Absent or not voting:

Messrs. Craig, Custer, Field, Foley, Hobbs, and Wagner-6. So the amendment was lost.

Amendment by Mr. Yergey, to insert under "Z" on page 68, between the words "except" and 'in" in line 12 the words "live stock and."

Adopted.

Amendment by Mr. Robb to strike out on page 37, line 71, the words "be sure and take release."

Adopted.

The question being upon the amendment by Mr. Hall, offered March 7, to renumber section 7 as section 8, and to add an additional section as section 7.

Messrs. Head and Custer demanded the yeas and nays.

The yeas were:

Messre. Clark, Caster, Head, Jones, Moore and Shipley-6. The nays were:

Messrs. Agnew, Anderson of Hamilton, Anderson of Warren, Ball, Beem, Berryhill, Blythe, Brown, Buell, Burgess, Byers, Calvin, Chantry, Chapman, Crooks, Cummins, Curtis, Darnall, Davie, Dayton, Dobson, Doron, Draper, Eckles, Eilers, Estes, Field, Fillmore, Hall, Hamilton, Hauser, Hart, Horton, Hotchkiss, Hunter, Jolly, Kennan, Kline, Lewis, Lockin, Mack, Mahoney, McFarland, Mitchell, Nelson, Nicoll, Oakman, Owen, Parkhurst, Paschal, Piatt, Rice, Riley, Roach, Robb, Roberts, Robeson, Roe, Roundy, Rowan, Russell, Schleicher, Slosson, Smith, Steele, Teale, Theophilus, Thompson, Thornburg, Thorniley, Tipton, Townsend, Walker, Wilbur, Wilson of Butler, Wilson of Cass, Wyckoff, Woods, Yergey and Mr. Speaker-80. Absent or not voting:

Messrs. Craig, Dietz, Duus, Evans, Foley, Hipweil, Hobbs, Homrighaus, Hospers, Larson, Limback, Luke, Wagner and Wyman-14.

So the amendment was lost.

Mr. Jolly moves that the rules be suspended, the bill considered engrossed and read a third time now.

Carried.

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On motion of Mr. Burgess the House adjourned.

# AFTERNOON SESSION.

2 O'CLOCK P. M.

House reconvened. The Speaker in the chair.

### SPECIAL ORDER.

House File No. 374, a bill for an act to establish reasonable maximum rates of charges for the transportation of freight and property on the different railroads of this State was read a third time.

The question being, shall the bill pass.

Mr. Evans explained his vote as follows:

ME. PRESIDENT—While it has been claimed by the supporters of this bill that it is in the interest of the farmers of Iowa, and in the interest of the manufacturers of Iowa, yet I believe it is simply and solely in the interest of interior lumber companies whose lumber is manufactured out side of the State, and against the millions of capital and thousands of laboring men engaged in lumber manufacturing in the cities along the Mississippi river. Therefor I vote no.

Mr. McFarland explained his vote as follows:

ME. SPEAKEE-I vote for House File 374 simply and wholly because no railroad legislation has as yet become a law, and as House File 373, a bill that I approve, has gone to the Senate, and as these two bills present differing remedies, I simply desire that these two bills go to the Senate, for its consideration, side by side. If House File 373 was a law, I should most emphatically vote against this bill.

Mr. Thompson explained his vote as follows:

ME. SPEAKER—I desire to say in explanation of my vote on this bill that I am in favor of all necessary legislation to prevent extortion and discrimination by railroads against the people, and am pledged to vote for a reasonable maximum schedule of freight tariffs, but I do not believe this bill to contain such a reasonable maximum schedule. I believe that it discriminates against the farming interest and in favor of certain localities of the State, against the river counties and in favor of the interior of the State; and that if this bill becomes a law, it will leave it within the power of the railroads to crush every manufacturing and jobbing interest in the State, without violating the provisions of the inter state commerce law. I therefore vote no.

Mr. Speaker explained his vote as follows:

I am in favor of any and all measures which in my judgment will protect the people of Iowa from the greed and rapacity of railroad companies. I am not convinced that this is such a measure, but to the contrary. I believe the rates fixed discriminate against the farming and other producing interests of the State, as well as against various sections of the State. I therefore vote no.

Mr. Clarke explained his vote as follows:

I desire to explain my vote. I vote "aye," simply because it seems to be the best we can do, knowing full well, in my judgment, it is unjust to the farming interest and in favor of the shippers and politicians.

The yeas were:

Messrs. Agnew, Anderson of Hamilton, Anderson of Warren, Ball, Beem, Berryhill, Blythe, Brown, Burgess, Byers, Calvin, Chantry, Chapman, Clarke, Crooks, Darnall, Davie, Dayton, Dobson, Doron, Draper, Duus, Eckles, Eilers, Estes, Field, Fillmore, Foley, Hall, Hamilton, Hauser, Hart, Head, Hobbs, Horton, Homrighaus, Hospers, Hotchkiss, Hunter, Jolly, Jones, Kennan, Kline, Larson, Lewis, Lockin, Mack, Mahoney, McFarland, Mitchell, Nelson, Nicoll, Oakman, Owen, Parkhurst, Paschal, Piatt, Rice, Riley, Roach, Robb, Roberts, Robeson, Roe, Roundy, Rowan, Russell, Schleicher, Shipley, Steele, Slosson, Smith, Teale, Theophilus, Thornburg, Thorniley, Tipton, Townsend, Wagner, Walker, Wilbur, Wilson of Butler, Wilson of Cass, Woods, Wyckoff, Wyman and Yergey-87.

The nays were:

Messrs. Buell, Cummins, Curtis, Custer, Dietz, Evans, Hipwell, Limback, Luke, Moore, Thompson and Mr. Speaker-12.

Absent or not voting:

Mr. Craig--1.

So the bill passed and the title was agreed to.

Mr. Roe moved to reconsider the vote by which the bill was passed and that the motion lie on the table.

Mr. Custer moved that the consideration of House File No. 501, and other temperance bills, be continued until 2:30 P. M. Monday.

Carried.

Mr. Lewis moved that the consideration of the labor and mining bills follow that of the temperance bills.

Carried.

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House File No. 48, indefinitely postponed.

House File No. 57, indefinitely postponed.

House File No. 19, indefinitely postponed.

House File No. 5, indefinitely postponed.

House File No. 96, indefinitely postponed.

House File No. 173, indefinitely postponed.

House File No. 89, indefinitely postponed.

House File No. 234, indefinitely postponed.

#### REFORTS OF COMMITTEES.

Mr. Brown, from the Committee on Engrossed Bills, submitted the following report:

ME. SPEAKEE — Your Committee on Engrossed Bills respectfully report that they have examined and find correctly engrossed House File No. 223, a bill for an act to prevent fraud, bribery, or undue influence in elections, primary elections, conventions and caucusses. House File No. 254, a bill for an act to provide for the assessment and taxation of telegraph and telephone lines within the State of Iowa, and to repeal chapter 59 of the acts of the Seventeenth General Assembly of Iowa.

House File No. 246, a bill for an act conferring upon women the right to vote at municipal and school elections.

House File No. 170, a bill for an act to amend section 1,571 of the Code of 1873, and section 23 of chapter 60 of the acts of the Fifteenth General Assembly, in relation to the publication of reports of State banks and savings banks.

House File No. 126, a bill for an act to legalize certain ordinances of the town of Kingsley, in Plymouth county, Io wa, and the acts of its officers thereunder.

House File No. 7, a bill for an act to prohibit the incorporation of towns and cities within three miles of the incorporated limits of any city of the first class, and to prevent the extension of the limits of towns and cities already organized within such three mile limits.

WILLIAM BROWN, Chairman.

Mr. Roach, from the Committee on Judiciary, reported House File No. 507, recommending passage.

Passed on file.

Mr. Lockin, from the Committee on Animal Industry, reported Senate File No. 65, recommending amendment and passage.

Passed on file.

Mr. Head from the Committee on Ways and Means, reported House File No. 433, recommending passage.

Also, House File No. 430, recommending indefinite postponement. Passed on file.

Mr. Riley, from the Committee on Municipal Corporations, reported House File No. 448, recommending indefinite postponement.

Passed on file.

Mr. Agnew, from the Committee on Insurance, reported House File No. 364, recommending passage.

Also, House File No. 78, recommending passage.

Also, Senate File No. 105, recommending passage.

Passed on file.

## ENGROSSED BILLS.

House File No. 246, a bill for an act conferring on women the right to vote at municipal and school elections.

The question being, shall the bill be read a third time.

Carried.

The bill was read a third time.

The question being shall the bill pass?

Mr. Evans explained his vote as follows:

ME. SPEAKEE—I am opposed to special legislation for a special purpose, while I would vote to amend the constitution making female suffrage general, I believe this bill unconstitutional, therefore I vote no. Mr. Hall explained his vote as follows:

MR. SPEAKER-From my youth up I have been from principal in favor of female suffrage. I recognize the republican party as one of progress, concerned in the spirit of equal rights to all, and grown to manhood in battling for the right against established wrong. I regard the prohibitory law of this State as a grand achievement in the interest of the home and the safety of the State. I further realize the fact that such reforms when adopted by political parties as party issues work slowly. Such is human nature, and must take it as we find it. I do not believe that the women of Iowa as a body or as a majority are demanding this law at this time. I further believe that while as a principle it is right, yet to make certain reforms already adopted as party issues, I deem it inexpedient to urge new ones at this time, believing that the people should become more fully reconciled to the present laws before new departures are taken, and further believing that no harm can come to this cause from delay, I vote against the bill, not from principle, but on the grounds of inexpediency.

Mr. Head explained his vote as follows:

ME. SPEAKEE — While I doubt the constitutionality and the propriety of this measure, I have one of the most sacred and loving duties ever imposed upon mortal man, to perform to day—paternal obedience. I have a venerable and honored father and loving mother whom I revere and dearly love. They have requested me by petition to vote for the bill, saying that they believe its passage will tend to lessen crime, shut up the saloon and keep it shut, thus protecting the homes of Iowa. I will vote for this bill with a sincere hope that if it should become a law it will tend to elevate mankind, give better protection to the home and result in good to the people of this great commonwealth.

Mr. Homrighaus explained his vote:

Mr. Hotchkiss explained his vote:

Mr. Roach explained his vote as follows:

ME. SPEAKEE—I vote no upon this bill because I am fully convinced in my own mind that it is unconstitutional. I do not believe the legislature has the power to confer the right of suffrage upon any class of persons to whom the constitution does not give it.

Mr. Robb explained his vote as follows:

ME. SPEAKEE—I am in favor of universal suffrage. I believe that woman has the same right to vote that man has, and that suffrage is the inherent right of citizenship, but I am not in favor of a law that discriminates, that says to one class of women residing within corporate limits of a city or town that they have rights that women who reside on the fields and farms of one of the greatest producing States in the Union do not have. I therefore vote no.

Mr. Theophilus explained his vote as follows:

ME. SPEAKEE—Believing this measure to be unconstitutional I vote no.

Mr. Thompson explained his vote.

Mr. McFarland explained his vote as follows:

ME. SPEAKER-I vote against the measure because I believe it to be unconstitutional, and furthermore because I believe a woman who 1888.]

lives in rural districts is as much entitled to a vote as the woman who lives in town.

Mr. Roe explained his vote.

The yeas were:

Messrs. Agnew, Anderson of Hamilton, Anderson of Warren, Ball, Berryhill, Blythe, Byers, Calvin, Chantry, Clarke, Crooks, Custer, Darnall, Dobson, Doron, Eckles, Field, Fillmore, Hauser, Head, Jones, Kennan, Lewis, Lockin, Mack, Nicoll, Oakman, Riley, Roberts, Robeson, Shipley, Steele, Smith, Thornburg, Thorniley, Tipton, Townsend, Walker, Wilbur, Wilson of Butler, Wilson of Cass, Wyckoff, Yergey and Mr. Speaker-44.

The nays were:

Messrs. Beem, Brown, Buell, Burgess, Chapman, Craig, Cummins, Curtis, Davie, Dayton, Dietz, Draper, Duus, Eilers, Estes, Evans, Foley, Hall, Hamilton, Hart, Hipwell, Hobbs, Horton, Homrighaus, Hospers, Hotchkiss, Hunter, Jolly, Kline, Larson, Limback, Luke, Mahoney, McFarland, Mitchell, Moore, Nelson, Owen, Parkhurst, Piatt, Rice, Roach, Robb, Roe, Roundy, Rowan, Russell, Schleicher, Slosson, Theophilus, Thompson, Wagner, Wyman and Woods-53.

Absent or not voting:

Messrs. Paschal and Teale-2.

So the bill was lost on passage.

House File No. 126, a bill for an act to legalize certain ordinances of the town of Kingsley in Plymouth county, Iowa, and the acts of its officers thereunder.

The question being shall the bill be read a third time.

Carried.

The bill was read a third time.

The question being shall the bill pass.

The yeas were:

Messrs. Agnew, Anderson of Hamilton, Anderson of Warren, Beem, Berryhill, Blythe, Brown, Buell, Burgess, Byers, Calvin, Chantry, Chapman, Clarke, Craig, Crooks, Cummins, Curtis, Darnall, Davie, Dayton, Dobson, Doron, Draper, Duus, Eckles, Eilers, Evans, Field, Fillmore, Foley, Hamilton, Hauser, Hart, Head, Hipwell, Horton, Homrighaus, Hospers, Hunter, Jolly, Jones, Kennan, Larson, Lewis, Limback, Lockin, Luke, Mack, Mahoney, McFarland, Moore, Nelson, Nicoll, Oakman, Owen, Parkhurst, Piatt, Riley, Roach, Robb, Roberts, Robeson, Roe, Roundy, Rowan, Schleicher, Shipley, Slosson, Smith, Theophilus, Thompson, Thornburg, Thorniley, Tipton, Townsend, Wagner, Walker, Wilbur, Wilson of Butler, Wilson of Cass, Woods, Wyckoff, Wyman, Yergey and Mr. Speaker-86.

The nays were none.

Absent or not voting:

Messrs. Ball, Custer, Dietz, Estes, Hall, Hobbs, Hotchkiss, Kline, Mitchell, Paschal, Rice, Russell, Steele and Teale-14.

So the bill passed and the title was agreed to.

House File No. 170, a bill for an act to amend section 1571 of the Code of 1873, and section 2, of chapter 60, of the acts of the Fifteenth General Assembly, in relation to the publication of reports of State banks and savings banks. The question being shall the bill be read third a time? Carried.

The bill was read a third time.

The question being shall the bill pass?

The yeas were:

Messrs. Agnew, Anderson of Hamilton, Anderson of Warren, Beem, Berryrill, Blythe, Brown, Byers, Calvin, Chantry, Chapman, Clarke, Craig, Crooks, Cummins, Darnall, Davie, Dayton, Deitz, Doron, Draper, Duus, Eckles, Eilers, Estes, Field, Fillmore, Foley, Hamilton, Hauser, Hart, Head, Hipwell, Horton, Homrighaus, Hospers, Hotohkiss, Hunter, Jolly, Kennan, Kline, Larson, Lewis, Limback, Lockin, Luke, Mack, Mahoney, McFarland, Nelson, Nicoll, Oakman, Owen, Piatt, Roach, Robb, Roberts, Robeson, Roundy, Rowan, Schleicher, Shipley, Slosson, Smith, Theophilus, Thornburg, Thorniley, Tipton, Townsend, Walker, Wilbur, Wilson of Butler, Wilson of Cass, Wyman, Yergey and Mr. Speaker-76.

The nays were:

Mr. Wyckoff-1.

Absent or not voting:

Messrs. Ball, Buell, Burgess, Curtis, Custer, Dobson, Evans, Hall, Hobbs, Jones, Mitchell, Moore, Parkhurst, Paschal, Rice, Riley, Roe,

Russell, Steele, Teale, Thompson, Wagner and Woods-23.

So the bill passed and the title was agreed to.

House File 310, a bill for an act to protect breeders and owners of animals, and securing liens upon their progeny.

The question being shall the bill be read a third time.

Carried.

The bill was read a third time.

The question being shall the bill pass.

The yeas were:

Messrs. Agnew, Anderson of Hamilton, Anderson of Warren, Ball, Beem, Berryhill, Blythe, Brown, Byers, Calvin, Chantry, Chapman, Clarke, Craig, Crooks, Curtis, Darnall, Dayton, Deitz, Dobson, Draper, Duus, Eckles, Eilers, Estes, Evans, Foley, Hamilton, Hauser, Hart, Head, Hipwell, Horton, Homrighaus, Hospers, Hotchkiss, Hunter, Jolly, Jones, Kennan, Larson, Lewis, Lockin, Mack, Mahoney, Moore, Nelson, Oakman, Parkhurst, Piatt, Rice, Riley, Roberts, Robeson, Roe, Rowan, Schleicher, Shipley, Steele, Smith, Teale, Theophilus, Thornburg, Tipton, Townsend, Walker, Wilson of Butler, Woods, Wyman and Mr. Speaker-70.

The nays were:

Messrs. Custer, Davie, Luke, Nicoll, Owen, Roach, Robb, Roundy, Slosson, Thompson, Thorniley, Wyckoff and Yergey-13.

Absent or not voting:

Messrs. Buell, Burgess, Cummins, Doron, Field, Fillmore, Hall, Hobbs, Kline, Limback, McFarland, Mitchell, Paschal, Russell, Wagner, Wilbur and Wilson of Cass-17.

So the bill passed and the title was agreed to.

House File 7, a bill for an act to prohibit the incorporation of towns and cities within three miles of the limits of any city of the first class, and to prevent the extension of the limits of towns and cities already organized within such three mile limit.

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The question being shall the bill be read a third time? Carried.

The bill was read a third time.

The question being shall the bill pass?

The yeas were:

Messrs. Agnew, Anderson of Hamilton, Anderson of Warren, Ball, Beem, Berryhill, Blythe, Byers, Calvin, Chapman, Clarke, Craig, Crooks, Cummins, Curtis, Custer, Darnall, Davie, Dayton, Dobson, Draper, Duus, Eckles, Eilers, Estes, Foley, Hall, Hamilton, Hauser, Hart, Hipwell, Horton, Homrighaus, Hospers, Hotchkiss, Jolly, Jones, Kennan, Kline, Lewis, Moore, Nelson, Oakman, Parkhurst, Piatt, Rice, Roberts, Robeson, Roe, Rowan, Russell, Shipley, Smith, Teale, Theophilus, Thornburg, Tipton, Townsend, Walker, Wilson of Butler and Mr. Speaker-61.

The navs were:

Messrs. Chantry, Larson, Nicoll, Owen, Robb, Roundy, Schleicher, Slosson, Thompson, Thorniley and Wyckoff-11.

Absent or not voting:

Messrs. Brown, Buell, Burgess, Deitz, Doron, Evans, Field, Fillmore, Head, Hobbs, Hunter, Limback, Lockin, Luke, Mack, Mahoney, McFarland, Mitchell, Paschal, Riley, Roach, Steele, Wagner, Wilbur, Wilson of Cass, Woods, Wyman and Yergey-28.

So the bill passed and the title was agreed to.

House File No. 254, a bill for an act to provide for the assessment and taxation of telegraph and telephone lines within the State of Iowa, and to repeal chapter fifty nine (59,) of the acts of the Seventeenth General Assembly of Iowa.

The question being shall the bill be read a third time? Carried.

The bill was read a third time.

The question being shall the bill pass?

The yeas were:

Messrs. Agnew, Anderson of Hamilton, Anderson of Warren, Ball, Beem, Berryhill, Blytne, Brown, Buell, Burgess, Byers, Calvin, Chantry, Chapman, Clarke, Craig, Crooks, Cummins, Curtis, Custer, Darnall, Davie, Dayton, Dietz, Dobson, Doron, Draper, Duus, Eckles, Eilers, Estes, Evans, Field, Fillmore, Foley, Hall, Hamilton, Hauser, Hart, Hipwell, Horton, Homrighaus, Hospers, Hotchkiss, Hunter, Jolly, Jones, Kennan, Kline, Larson, Lewis, Limback, Lockin, Luke, Mack, Mahoney, Moore, Nelson, Nicoll, Oakman, Owen, Parkhurst, Paschal, Piatt, Roach, Robb, Roberts, Robeson, Roe, Roundy, Rowan, Russell, Schleicher, Shipley, Steele, Slosson, Smith, Teale, Theophilus, Thompson, Thornburg, Thorniley, Tipton, Townsend, Wagner, Walker, Wilbur, Wilson of Butler, Woods, Wyckoff, Wyman, Yergey and Mr. Speaker-93.

The nays were none.

Absent or not voting:

Messrs. Head, Hobbs, McFarland, Mitchell, Rice, Riley and Wilson of Cass-7.

So the bill passed and the title was agreed to.

House File No. 223, a bill for an act to prevent fraud, bribing or

undue influence in elections, primary elections, conventions and caucuses.

The question being, shall the bill be read a third time.

Carried.

The bill was read a third time.

The question being shall the bill pass?

Mr. Byers explained his vote.

The yeas were:

Messrs. Agnew, Anderson of Hamilton, Ball, Beem, Blythe, Buell, Burgess, Calvin, Chantry, Craig, Cummins, Darnall, Davie, Dayton, Dietz, Dobson, Doron, Draper, Duus, Evans, Field, Fillmore, Foley, Hamilton, Hauser, Hospers, Hotchkiss, Jolly, Kennan, Kline, Lewis, Limback, Mack, Mahoney, Mitchell, Moore, Nelson, Nicoll, Oakman, Owen, Parkhurst, Paschal, Roach, Robb, Roberts, Robeson, Roe, Roundy, Schleicher, Steele, Slosson, Smith, Teale, Theophilus, Thornburg, Thorniley, Tipton, Townsend, Wagner, Walker, Wilbur, Wilson of Butler, Woods, Wyckoff, Yergey and Mr. Speaker-68.

The nays were:

Messrs. Anderson of Warren, Byers, Chapman, Crooks, Curtis, Custer, Eckles, Eilers, Hall, Jones, Larson, Luke, Piatt, Rowan, Russell and Shipley-15.

Absent or not voting:

Messrs. Berryhill, Brown, Clarke, Estes, Hart, Head, Hipwell, Hobbs, Homrighaus, Hunter, Lockin, McFarland, Rice, Riley, Thompson, Wilson of Cass and Wyman-17.

So the bill passed and the title was agreed to.

House File No. 102, a bill for an act to amend chapter 175 of the laws of the Nineteenth General Assembly, and to repeal section 1583 of the Code, and to enact a substitute therefor, referring to the reports of State officers.

The question being shall the bill be read a third time.

Carried.

The bill was read a third time.

On the question, shall the bill pass?

The yeas were:

Messrs. Agnew, Anderson of Hamilton, Anderson of Warren, Ball, Beem, Blythe, Buell, Burgess, Byers, Calvin, Chantry, Craig, Darnall, Davie, Dayton, Doron, Draper, Duns, Eckles, Eilers, Estes, Evans, Field, Foley, Hamilton, Hauser, Hipwell, Horton, Homrighaus, Hospers, Hotchkiss, Jolly, Kennan, Kline, Larson, Lewis, Limback, Luke, Mack, Mahoney, Moore, Nelson, Nicoll, Oakman, Owen, Parkhurst, Paschal, Piatt, Roberts, Robeson, Roe, Roundy, Rowan, Roach, Russell, Schleicher, Steele, Slosson, Theophilus, Thompson, Thornburg, Thorniley, Tipton, Townsend, Wagner, Walker, Wilbur, Wilson of Butler, Wyckoff, Wyman, Yergey and Mr. Speaker-72.

The nays were:

1

Mr. Shipley-1.

Absent or not voting:

Messrs. Berryhill, Brown, Chapman, Clarke, Crooks, Cummins, Curtis, Custer, Dietz, Dobson, Fillmore, Hall, Hart, Head, Hobbs, Hunter, Jones, Lockin, McFarland, Mitchell, Rice, Riley, Robb, Smith, Teale, Wilson of Cass and Woods-27. So the bill passed and the title was agreed to.

House File No. 168, a bill for an act to amend section 1495 and section 1508 of chapter four (4), title eleven (11) of the Code of 1873, in relation to line fences.

The question being shall the bill be read a third time? Carried.

The bill was read a third time.

The question being shall the bill pass.

Mr. Roe explained his vote.

The yeas were:

Mesars. Agnew, Anderson of Hamilton, Ball, Blythe, Buell, Burgess, Byers, Calvin, Chantry, Craig, Crooks, Cummins, Curtis, Darnall, Dayton, Draper, Eckles, Eilers, Evans, Field, Hall, Hamilton, Hauser, Head, Homrighaus, Hospers, Hotchkiss, Kennan, Larson, Lewis, Moore, Nelson, Oakman, Piatt, Roberts, Robeson, Roe, Roundy, Rowan, Steele, Smith, Thornburg, Thorniley, Tipton, Wilbur, Wilson of Butler, Wilson of Cass, Woods, Yergey and Mr. Speaker-50.

The nays were:

Messrs. Anderson of Warren, Beem, Brown, Chapman, Custer, Davie, Dobson, Doron, Duus, Estes, Fillmore, Foley, Hart, Hipwell, Hobbs, Horton, Jolly, Jones, Kline, Limback, Luke, Mack, Mahoney, Mitchell, Nicoll, Owen, Parkhurst, Paschal, Roach, Shipley, Slosson, Theophilus, Thompson, Wagner, Walker, Wyckoff and Wyman—36. Absent or not voting:

Messrs. Berryhill, Clarke, Dietz, Hunter, Lookin, McFarland, Rice, Riley, Robb, Russell, Schleicher, Teale and Townsend-14.

So the bill was lost on passage.

House File No. 143, a bill for an act to amend the election laws of the State, and to more fully define the duties and powers of the judges of elections.

The question being shall the bill be read a third time? Carried.

The bill was read a third time.

The question being shall the bill pass?

The yeas were:

Messrs. Agnew, Anderson of Hamilton, Anderson of Warren, Ball, Blythe, Brown, Calvin, Chapman, Clarke, Crooks, Curtis, Custer, Darnall, Draper, Eckles, Evans, Hauser, Kennan, Lewis, Mack, Mahoney, Moore, Nelson, Nicoll, Roach, Roberts, Robeson, Smith, Teale, Thornburg, Tipton, Walker, Wilson of Butler, Wilson of Cass, Yergey and Mr. Speaker-36.

The navs were:

Messrs. Beem, Burgess, Byers, Craig, Davie, Dayton, Doron, Duus, Eilers, Estes, Field, Fillmore, Foley, Hall, Hamilton, Hart, Hobbs, Horton, Homrighaus, Hospers, Hotohkiss, Jolly, Jones, Kline, Larson, Luke, Mitchell, Oakman, Owen, Parkhurst, Paschal, Piatt, Rice, Robb, Roe, Roundy, Rowau, Schleicher, Shipley, Slosson, Steele, Thcophilus, Thompson, Thorniley, Wagner, Wilbur, Woods, Wyckoff and Wyman-49.

Absent or not voting:

Messrs. Berryhill, Buell, Chantry, Cummins, Dietz, Dobson, Head,

Hipwell, Hunter, Limback, Lockin, McFarland, Riley, Russell and Townsend—15.

So the bill was lost on passage.

Mr. Burgess moved that the vote by which the bill was lost be reconsidered, and that the motion lie on the table.

Upon this motion Messrs. Wilbur and Burgess demanded the yeas and nays.

The yeas were:

Messrs. Beem, Buell, Burgess, Clarke, Craig, Davie, Dayton, Duus, Eilers, Ester, Foley, Hamilton, Hart, Horton, Hospers, Hotchkiss, Jolly, Kline, Larson, Mitchell, Owen, Piatt, Robb, Roundy, Rowan, Russell, Theophilus, Thompson, Wagner and Wyman-30.

The nays were:

Messrs. Agnew, Anderson of Hamilton, Anderson of Warren, Ball, Berrvhill, Blythe, Brown, Byers, Calvin, Chantry, Chapman, Crooks, Curtis, Custer, Darnall, Doran, Draper, Eckles, Evans, Field, Hall, Hauser, Head, Hobbs, Homrighaus, Hunter, Jones, Kennan, Lewis, Luke, Mack, Mahoney, McFarland, Moore, Nelson, Nicoll, Oakman, Parkhurst, Paschal, Roach, Roberts, Robeson, Roe, Schleicher, Shipley, Slosson, Smith, Steele, Teale, Thornburg, Thorniley, Tipton, Walker, Wilbur, Wilson of Butler, Wilson of Cass, Wyckoff, Yergey and Mr. Speaker.—59.

Absent or not voting:

Messrs. Cummins, Dietz, Dobson, Fillmore, Hipwell, Limback, Lockin, Rice, Riley, Townsend, and Woods-11.

So the motion was lost.

Mr. Wilbur moved to reconsider the vote by which House File No. 143 was lost.

Upon this motion Messrs. Wilbur and Custer demanded the yeas and nays.

The yeas were:

Messrs. Agnew, Anderson of Hamilton, Anderson of Warren, Ball, Berryhill, Blythe, Brown, Byers, Calvin, Chantry, Chapman, Clarke, Crooks, Cummins, Curtis, Custer, Darnall, Dobson, Doron, Draper, Eckles, Evans, Field, Hall, Hauser, Head, Hunter, Jones, Lewis, Luke, Mack, Mahoney, McFarland, Moore, Nelson, Nicoll, Oakman, Paschal, Roach, Roberts, Robeson, Shipley, Steele, Smith, Teale, Thornburg, Tipton, Walker, Wilbur, Wilson of Butler, Wilson of Cass, Wyckoff, Yergey and Mr. Speaker-54.

The nays were:

Messrs. Beem, Buell, Burgess, Craig, Davie, Dayton, Duus, Eilers, Estes, Foley, Hamilton, Hart, Hipwell, Hobbs, Horton, Homrighaus, Hospers, Hotchkiss, Jolly, Kennan, Kline, Larson, Mitchell, Owen, Parkhurst, Piatt, Rice, Robb, Roe, Roundy, Rowan, Russell, Schleicher, Theophilus, Thompson, Wagner, Woods and Wyman-38.

Absent or not voting:

Messrs. Dietz, Fillmore, Limback, Lockin, Riley, Slosson, Thorniley and Townsend--8.

So the motion prevailed.

The question being shall the bill pass.

Mr. Thompson explained his vote.

The yeas were:

Messrs. Agnew, Anderson of Hamilton, Anderson of Warren, Ball, Berryhill, Blythe, Brown, Calvin, Chantry, Chapman, Clarke, Crooks, Cummins, Curtis, Custer, Darnall, Dobson, Draper, Eckles, Evans, Field, Hall, Hauser, Head, Hunter, Kennan, Lewis, Mack, Mahoney, McFarland, Moore, Nelson, Nicoll, Oakman, Paschal, Roach, Roberts, Robeson, Shipley, Steele, Slosson, Smith, Teale, Thornburg, Thorniley, Tipton, Walker, Wilbur, Wilson of Butler, Wilson of Cass, Yergey and Mr. Speaker-52.

The nays were;

Messrs. Beem, Buell, Burgess, Byers, Craig, Davie, Dayton, Doron, Duus, Eilers, Estes, Foley, Hamilton, Hart, Hipwell, Hobbs, Horton, Homrighaus, Hospers, Hotchkiss, Jolly, Jones, Kline, Larson, Luke, Mitchell, Owen, Parkhurst, Piatt, Rice, Robb, Roe, Roundy, Rowan, Russell, Schleicher, Theophilus, Thompson, Wagner, Woods, Wyokoff and Wyman-42.

Absent or not voting:

Messrs. Deitz, Fillmore, Limback, Lockin, Riley and Townsend-6. So the bill passed and the title was agreed to.

Mr. Head moved that the vote by which House File No. 143 was passed be reconsidered and that that motion lie on the table.

Carried.

Mr. Thompson moved to reconsider the vote by which House File No. 246 was lost be reconsidered, and that that motion be laid on the table.

Upon this motion Messrs. Brown and Darnall demanded the yeas and nays.

The yeas were:

Messrs. Beem, Buell, Burgess, Craig, Cummins, Curtis, Davie, Dayton, Draper, Duus, Eilers, Estes, Evans, Foley, Hall, Hamilton, Hart, Hipwell, Hobbs, Horton, Homrighaus, Hospers, Hotchkiss, Hunter, Jolly, Kennan, Kline, Larson, Luke, Mahoney, McFarland, Mitchell, Moore, Owen, Parkhurst, Paschal, Piatt, Rice, Roach, Robb, Roe, Roundy, Rowan, Russell, Schleicher, Slosson, Teale, Theophilus, Thompson, Wagner, Woods and Wyman-52.

The nays were:

Messrs. Agnew, Anderson of Hamilton, Anderson of Warren, Ball, Berryhill, Blythe, Brown, Byers, Calvin, Chantry, Chapman, Clarke, Crooks, Custer, Darnall, Dobson, Doron, Eckles, Field, Fillmore, Hauser, Head, Jones, Lewis, Mack, Nelson, Nicoll, Oakman, Roberts, Robeson, Shipley, Smith, Thornburg, Thorniley, Tipton, Townsend, Walker, Wilbur, Wilson of Butler, Wilson of Cass, Wyckoff, Yergey

and Mr. Speaker-43.

Absent or not voting:

Messrs. Dietz, Limback, Lockin, Riley and Steele-5.

So the motion prevailed.

Mr. Chapman moved to reconsider the vote by which House File No. 168 was lost.

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

Upon this motion Messers. Chapman and Burgess demanded the yeas and nays.

The yeas were:

Messrs. Brown, Burgess, Chantry, Clarke, Davie, Dobson, Doron, Duns, Estes, Fillmore, Foley, Hamilton, Hart, Horton, Hunter, Jolly, Lockin, Luke, Mack, McFarland, Nicoll, Owen, Piatt, Roach, Robb, Roe, Roundy, Slosson, Thompson, Wagner, Wyckoff and Wyman-33.

The nays were:

Messrs. Agnew, Anderson of Hamilton, Auderson of Warren, Ball, Beem, Berryhill, Blythe, Buell, Byers, Calvin, Chapman, Craig, Crooks, Cummins, Curtis, Custer, Darnall, Dayton, Draper, Eckles, Eilers, Evans, Field, Hall, Hauser, Head, Hipwell, Homrighaus, Hospers, Jones, Kennan, Larson, Lewis, Moore, Nelson, Oakman, Paschal, Roberts, Robeson, Rowan, Russell, Schleicher, Shipley, Smith, Steele, Teale, Theophilus. Thornburg, Thorniley, Tipton, Townsend, Walker, Wilbur, Wilson of Cass, Wilson of Butler, Woods, Yergey and Mr. Speaker-58.

Absent or not voting:

Messrs. Dietz, Hobbs, Hotchkiss; Kline, Limback, Mahoney, Mitchell, Rice and Riley-9.

So the motion was lost.

The motion to reconsider prevailed.

The question being, shall the bill pass?

The yeas were:

Messrs. Agnew, Anderson of Hamilton, Anderson of Warren, Ball, Berryhill, Blythe, Buell, Byers, Calvin, Chantry, Chapman, Craig, Crooks, Cummins, Curtis, Darnall, Draper, Eckles, Eilers, Evans, Field, Hall, Hamilton, Hauser, Head, Hipwell, Homrighaus, Hospers, Kennan, Larson, Lewis, McFarland, Mitchell, Moore, Nelson, Owen, Paschal, Piatt, Roberts, Robeson, Roundy, Russell, Schleicher, Steele, Smith, Teale, Thornburg, Thorniley, Tipton, Townsend, Walker, Wilbur, Wilson of Butler, Wilson of Cass, Woods, Yergey and Mr. Speaker-57.

The nays were:

Messrs. Beem, Brown, Burgess, Clarke, Custer, Davie, Dobson, Doron, Duus, Estes, Fillmore, Foley, Hart, Hobbs, Horton, Hunter, Jolly, Kline, Lockin, Luke, Mack, Nicoll, Owen, Parkhurst, Roach, Robb, Rowan, Slosson, Theophilus, Thompson, Wagner, Wyckoff and Wyman-33.

Absent or not voting:

Messrs. Deitz, Dayton, Hotchkiss, Jones, Limback, Mahoney, Rice, Riley, Roe and Shipley-10.

So the bill passed and the title was agreed to.

Mr. Head moved to reconsider the vote by which House File No. 168 passed, and that that motion lie on the table.

Carried.

#### **BESOLUTION.**

By Mr. Roach, relative to members voting on roll call. Laid over under Rule No. 34.

### LEAVE OF ABSENCE GRANTED.

Mr. Riley was granted leave of absence until Saturday morning.

#### MESSAGE FROM THE SENATE.

The following message was received from the Senate:

ME. SPEAKEE-I am directed to inform your honorable body that the Senate has passed the following House bill:

House File No. 526, a bill for an act to provide for the payment of the expenses of the committees appointed to visit the State Institutions.

E. D. CHASSELL, Second Ass't Secretary.

#### REPORT OF ENROLLING COMMITTER.

Mr. Hunter, from the Committee on Enrolled Bills, submitted the following report:

ME. SPEAKEE—Your Committee on Enrolled Bills respectfully report that they have this day presented to the Governor for his approval the following bills:

House File No. 502, an act to legalize the organization and acts of the Clinton and Illinois Bridge Company.

House File No. 196, an act to amend chapter 22 of the acts of the Twenty first General Assembly, relating to the bonding of county indebtedness.

# HUNTER, Chairman.

Also:

ME. SPEAKER—Your Committee on Enrolled Bills, respectfully report that they have examined and find correctly enrolled, House File No. 48, an act to authorize cities organized under special charters to refund their outstanding bonded debt and to provide for the payment ot the same.

House File No. 62, an act to prevent fraud in the sale of lard and to provide for the violation thoreof.

House File No. 402, an act to legalize the incorporation of the town of Hawarden, in Sioux county, Iowa, and the acts of the officers thereof.

House File No. 401, an act to legalize the organization of the township of Logan, in Sioux county, State of Iowa, and the election and acts of its officers.

Senate File No. 284, an act to authorize the Governor to lease lot seven, in block thirty-three, in the city of Des Moines, to the Governor's Guards, designated in the military organization of the State as Company A, Third Regiment, Iowa National Guard.

HUNTER, Chairman.

The Speaker signed the bills in the presence of the House.

# BILLS ON CALENDAR.

House File No. 344 lost on engrossment.

Mr. Head entered a motion to reconsider the vote by which House File No. 344 was lost on engrossment.

Substitute for House File No. 249 referred to Committee on Roads and Highways.

Mr. Berryhill in the chair.

House File No. 160, a bill for an act to amond section 4070 of the Code, in relation to the playing of baseball on the Sabbath day.

Amendment by the committee:

Strike out all after the words "section 1," and insert the following: That section 4070 of the Code of 1873 be and the same is hereby amended as follows: By inserting after the word "dancing," in the fourth line thereof, the words "or in the playing base ball."

Amendment to the amendment by Mr. Piatt, to add to section 1 the words, "or the games commonly called draw poker and oroquet."

Lost.

Amendment by committee adopted.

Mr. Thompson moved that the House adjourn.

Lost.

Amendment by Mr. Theophilus, to add after the words "base ball" the words "foot ball and croquet."

Adopted.

The question being shall the bill be engrossed?

Messrs. Dobson and Lewis demanded the yeas and nays.

Mr. Beem explained his vote.

The yeas were:

Messrs. Agnew, Anderson of Hamilton, Anderson of Warren, Ball, Berryhill, Brown, Byers, Calvin, Craig, Crooks, Darnall, Dayton, Dobson, Doron, Eckles, Eilers, Estes, Field, Fillmore, Hall, Hauser, Hobbs, Horton, Hospers, Hotchkiss, Hunter, Jones, Kennan, Lewis, Lockin, Mack, Nelson, Nicoll, Oakman, Parkhurst, Roberts, Robeson, Steele, Slosson, Smith, Theophilus, Thornburg, Tipton, Townsend, Wilbur, Wilson of Butler, Wilson of Cass, Wyckoff, Wyman and Yergey-50.

The nays were:

Messrs. Beem, Burgess, Chantry, Davie, Draper, Duus, Hipwell, Jolly, Larson, Mahoney, Owen, Piatt, Roach, Roe, Roundy, Shipley, Thompson and Thorniley-18.

Absent or not voting:

Messrs. Blythe, Buell, Chapman, Clarke, Cummins, Curtis, Custer, Dietz, Evans, Foley, Hamilton, Hart, Head, Homrighaus, Kline, Limback, Luke, McFarland, Mitchell, Moore, Paschal, Rice, Riley, Robb, Rowan, Russell, Schleicher, Teale, Wagner, Walker, Woods and Mr. Speaker-32.

So the bill was ordered engrossed.

## INTRODUCTIONS OF BILLS BY LEAVE.

By Mr. Head, House File No. 549, a bill for an act to relinquish

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all right and title of the State of Iowa to the United States in the so-called river lands.

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

By Mr. Head, House File No. 550, a bill for an act to repeal section 2214 of the Code of Iowa, and enact a substitute therefor.

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

On motion of Mr. Larson the House adjourned.

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# HALL OF THE HOUSE OF REPRESENTATIVES, DES MOINES, IOWA, March 9, 1888.

House met in regular session at 10 A. M. The Speaker in the chair Prayer by Rev. S. E. Wishard. Journal of yesterday read and approved.

## LEAVE OF ABSENCE.

Mr. Rowan, until Tuesday.

Mr. Roe, indefinitely.

Mr. Hauser, until Tuesday.

Mr. Parkhurst, until Tuesday.

Mr. Estes, until Monday.

Mr. Wilson of Cass, until Tuesday.

### PETITIONS AND REMONSTRANCES.

By Mr. Parkhurst, a communication from Warren Walker, against the passage of House File No 65.

Referred to Committee on Compensation of Public Officers.

By Mr. Smith, from citizens of Mitchell county, for passage of House File No. 189.

Referred to Committee on Text Books.

By Mr. Wyckoff, from citizens of Appanoose county, against legislation on telegraph rates.

Referred to Committee on Telegraphs and Telephones.

By Mr. Thompson, from citizens of Clayton county, in favor of Woman Suffrage.

Referred to Committee on Woman Suffrage.

By Mr. Custer, from citizens of Jasper county, against legislation on telegraph rates.

Referred to Committee on Telegraphs and Telephones.

#### RESOLUTIONS.

By Mr. Roach:

Resolved, That no member who is present in the House or in the cloak room when his name is regularly called, shall be permitted to vote after roll call without furnishing a valid excuse in writing for his failure to vote.

Mr. Thompson moved to lay the resolution on the table.

Carried.

By Mr. Hotchkiss, offered February 28th, for final adjournment March 22d.

Amended by Mr. Hotchkiss to make the date March 80th.

Mr. Thompson moved to lay the resolution on the table subject to call.

Carried.

By Mr. Custer, by request:

Joint resolution No. 16, proposing to amend section 1 of article 2. of the Constitution of Iowa.

Read a first and second time and passed on file.

Senate concurrent resolution relative to Des Moines river lands:

WHEREAS, The Fifteenth, Sixteenth, Eighteenth, Nineteenth and Twentieth General Assembly of the State of Iowa, by joint resolutions, duly approved by the Governor, petition the Congress of the United States for the relief of the settlers upon what is commonly known as the Des Moines River Lands; and,

WHEBEAS, General litigation 18 now pending in the courts of the United States relating to the title and rights of the settlers to and upon said lands upon which said settlers located in good faith and have made valuable improvements and have for many years made their homes; and,

WHEREAS, On account of the very great hardships that have been brought about by which the conflicting decisions aforesaid great disturbance and trouble has arisen and is likely to arise, unless some satisfactory and just action be taken by the State and Federal Government relating to this subject; therefore

Resolved by the Senate of Iowa, the House of Representatives concurring, That our Senators and Representatives in Congress are hereby requested to favor the immediate passage of the bill lately introduced in the Senate of the United States by Hon. James F. Wilson, and now pending in Congress, in so far as it has for its object to provide that the Attorney General of the United States to immediately commence, or cause such proceedings to be instituted by suit, either in law or in equity, or both, as may be necessary, and appear in the name of the United States, so as to remove all clouds from the title to said lands in which suits any person or persons in possession of or claiming title to any tract or tracts of land under the United States involved in such suits, may at his or their expense unite with the United States in the prosecution of such suits, to the end that the title or titles of any person or person claiming said lands may be forever settled.

The resolution was concurred in.

Joint resolution No. 16 considered.

Mr. Hamilton moved that the resolution be referred to the Committee on Constitutional Amendments.

Amendment by Mr. Robb, to refer to the Committee on Woman Suffrage.

Lost.

Motion to refer lost.

Mr. Head in the chair.

Amendment by Mr. Wilbur, to add the following as section 2: SEC. 2. Resolved, further, That the foregoing proposed amend-ment 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, as provided by law.

Adopted.

Mr. Custer moved that the resolution be engrossed.

Upon this motion Messrs. Custer and Wilson demanded the yeas and nays.

Mr. Moore moved the previous question.

Carried.

The question being upon the engrossment of the resolution.

The yeas were:

Messrs. Agnew, Anderson of Hamilton, Anderson of Warren, Ball, Berryhill, Blythe, Brown, Burgess, Byers, Calvin, Chantry, Chapman, Clarke, Crooks, Cummins, Curtis, Custer, Darnall, Dobson, Doron, Eckles, Evans, Field, Fillmore, Hall, Hauser, Head, Hobbs, Hospers, Hotchkiss, Hunter, Jones, Kennan, Lewis, Lockin, Juke, Mack, Mahoney, McFarland, Moore, Nelson, Nicoll, Oakman, Paschal, Rice, Roach, Robb, Roberts, Robeson, Schleicher, Shipley, Steele, Slosson, Smith, Theophilus, Thornburg, Thorniley, Teale, Tipton, Townsend, Walker, Wilbur, Wilson of Butler, Wilson of Cass, Wyckoff and Yergey-66.

The nays were:

Messrs. Buell, Craig, Davie, Dayton, Dietz, Draper, Duus, Foley, Hamilton, Hart, Hipwell, Horton, Homrighaus, Kline, Larson, Limback, Mitchell, Owen, Piatt, Roundy, Russell, Thompson, Wagner, Woods and Wyman-25.

Absent or not voting:

Messrs. Beem, Kilers, Estes, Jolly, Parkhurst, Riley, Roe, Rowan and Mr. Speaker-9.

So the resolution was ordered engrossed.

On motion of Mr. Anderson of Warren, joint resolution No. 15, relative to pensions for prisoners of the late war was taken up.

Resolution adopted.

On motion of Mr. Wilson of Cass, joint resolution No. 13, relative to the protection of public timber lands, was taken up.

Resolution adopted.

# INTRODUCTION OF BILLS.

By Mr. Dobson, House File No. 551, a bill for an act to prevent dealers in petroleum and its products, coal, lumber, and linseed oil from forming pools or trusts, and to prevent members of pools or trusts from doing business in this State, and to provide a penalty for violating the provisions of this act.

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

By Mr. Curtis, House File No 552, a bill for an act to amend section 543 of the Code relating to the jurisdiction of police judges.

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

By Mr. Kennan, House File No. 553, a bill for an act to reorgan-

ize the State militia and to amend chapter 74 of the Eighteenth General Assembly, and to amend chapter 65 of the Twentieth General Assembly.

Read first and second times and referred to the Committee on Military.

# MESSAGE FROM THE GOVERNOR.

# IOWA EXECUTIVE OFFICE, March 9, 1888.

MR. SPEAKER—I am instructed by the Governor to report that he has approved, signed and deposited in the office of the Secretary of State:

House File No 502, an act to legalize the organization and acts of the Clinton and Illinois Bridge Company, and

House File No. 196, an act to amend chapter 22 of the acts of the Twenty-first General Assembly relating to the bonding of county indebtedness.

FREDK. W. HOSSFELD, Private Secretary.

## MESSAGE FROM THE SENATE.

The following message was received from the Senate :

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

House File No. 332, a bill for an act extending to cities organized under special charters the provisions of chapter 192 of the acts of the Twentieth General Assembly.

Also, that the Senate has concurred in House concurrent resolution relative to requesting State Superintendent to furnish certain statistics.

E. D. CHASSELL, Second Assistant Secretary.

## RECONSIDERATION.

Mr. Fillmore moved to reconsider the vote by which House File No. 160 was ordered engrossed.

Carried.

Mr. Dobson moved to reconsider the vote by which the amendment by Mr. Theophilus, adding the words "foot ball and croquet" was adopted.

Upon this motion Messrs. Theophilus and Hart demanded the yeas and nays.

On motion of Mr. Woods the House adjourned.

# AFTERNOON SESSION.

2 O'CLOCK P. M.

The House reconvened, the Speaker in the chair.

#### LEAVE OF ABSENCE GRANTED.

Mr. Curtis, until Monday. Mr. Draper, until Tuesday. Mr. Russell, until Tuesday.

Mr. Eilers, indefinitely.

### BUSINESS PENDING.

Consideration of House File No. 160 continued.

. The question being upon the motion to reconsider the vote by which the amendment by Mr. Theophilus was adopted.

Mr. Nicoll explained his vote as follows:

ME. SPEAKEE—I am in favor of prohibiting the playing of the games of foot ball and croquet, and all other games on the Sabbath, but believing that the amendment of the gentleman from Howard would tend to defeat the bill now before this house, I vote for a reconsideration of the vote by which the amendment was adopted. I vote aye.

Mr. Brown explained his vote as follows:

ME. SPEAKER – In voting for the reconsideration of the vote by which the amendment to House File No. 160, offered by the gentleman from Howard, was adopted, I do so believing the amendment should be adopted, but if adopted, will endanger the bill to an extent that will not warrant me in voting for said amendment. I therefore vote in favor of reconsideration.

The yeas were:

Messrs. Agnew, Anderson of Warren, Berryhill, Brown, Byers, Calvin, Cummins, Darnall, Dobson, Fillmore, Hall, Head, Homrighaus, Hospers, Hunter, Jones, Kennan, Lewis, Lockin, Luke, Mack, Mahoney, McFarland, Nicoll, Oakman, Paschal, Roach, Roberts, Robeson, Steele, Slosson, Smith, Thorniley, Tipton, Townsend, Wilbur, Wilson of Cass, Woods, Wyckoff and Yergey-40.

The nays were:

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Messrs. Anderson of Hamilton, Ball, Beem, Blythe, Buell, Burgess, Chantry, Craig, Crooks, Curtis, Davie, Dayton, Dietz, Duus, Eckles, Eilers, Evans, Field, Foley, Hamilton, Hipwell, Horton, Jolly, Larson, Limback, Mitchell, Owen, Piatt, Rice, Robb, Roundy, Russell, Schleicher, Shipley, Teale, Theophilus, Thompson, Walker, Wilson of Butler, Wyman and Mr. Speaker-41.

Absent or not voting:

Messrs. Chapman, Clarke, Custer, Doron, Draper, Estes, Hart, Hauser, Hobbs, Hotchkiss, Kline, Moore, Nelson, Parkhurst, Riley, Roe, Rowan, Thornburg and Wagner-19.

So the motion was lost.

Mr. Burgess moved that the rules be suspended, the bill be considered engrossed and read a third time now.

Carried.

The bill was read a third time.

The question being shall the bill pass?

The yeas were:

Messrs. Agnew, Anderson of Hamilton, Anderson of Warren, Ball, Berryhill, Blythe, Brown, Byers, Calvin, Craig, Crooks, Darnall, Dobson, Field, Fillmore, Hall, Hauser, Head, Hobbs, Hospers, Hunter, Jones, Kennan, Lewis, Limback, Lockin, Mack, Mahoney, Nicoll, Oakman, Paschal, Roberts, Robeson, Steele, Slosson, Smith, Theophilus, Tipton, Townsend. Walker, Wilbur, Wilson of Butler, Wilson of Cass, Yergey and Mr. Speaker-45.

The nays were:

Messrs. Beem, Buell, Burgess, Chantry, Cummins, Davie, Dayton, Dietz, Daus, Eilers, Evans, Foley, Hamilton, Horton, Homrighaus, Jolly, Kline, Larson, Luke, McFarland, Mitchell, Owen, Piatt, Rice, Roach, Robb, Roundy, Russell, Schleicher, Shipley, Teale, Thompson, Thorniley, Wagner, Woods, Wyckoff and Wyman-38.

Absent or not voting:

Messrs. Chapman, Clark, Curtis, Custer, Doron, Draper, Eckles, Estes, Hart, Hotchkiss, Moore, Nelson, Parkhurst, Riley, Roe, Rowan and Thornburg-17.

So the bill was lost on passage.

Mr. Wilson of Cass moved that the rules be suspended and that House File No. 496, a bill for an act to legalize certain ordinances of the incorporated town of Griswold, Cass county, Iowa, and to legalize acts done thereunder, be taken up, considered engrossed and read a third time now.

Carried.

The bill was read a third time.

The question being, shall the bill pass?

The yeas were:

Messrs. Agnew, Anderson of Hamilton, Anderson of Warren, Ball, Beem, Berryhill, Blythe, Brown, Buell, Burgess, Byers, Calvin, Chantry, Clarke, Craig, Crooks, Cummins, Curtis, Darnall, Davie, Dayton, Dietz, Dobson, Duus, Eckles, Eilers, Evans, Field, Fillmore, Foley, Hall, Hamilton, Hauser, Hart, Head, Hipwell, Horton, Homrighaus, Hospers, Hunter, Jolly, Jones, Kennan, Kline, Larson, Lewis, Limback, Lockin, Luke, Mack, Mahoney, McFarland, Nicoll, Oakman, Owen, Paschal, Piatt, Rice, Roach, Robb, Roberts, Robeson, Roundy, Rowan, Schleicher, Shipley, Slosson, Smith, Teale, Theophilus, Thompson, Thorniley, Tipton, Townsend, Walker, Wilbur, Wilson of Butler, Wilson of Cass, Woods, Wyckoff, Wyman, Yergey and Mr. Speaker-88. The nays were none.

Absent or not voting:

Messrs. Chapman, Custer, Doron, Draper, Estes, Hobbs, Hotchkiss, Mitchell, Moore, Nelson, Parkhurst, Riley, Roe, Russell, Steele, Thornburg and Wagner-17.

So the bill passed and the title was agreed to.

#### REPORTS OF COMMITTEES.

Mr. Larson, from the Committee on Public Lands and Public Buildings, reported House File No. 445, recommending passage.

Passed on file.

Mr. Head, from the Committee on Ways and Means, reported House File No. 290, recommending amendment and passage.

Also, House Files Nos. 59, 66, 70, 97, 108, 109, 123, 124, 125, 164, 185, 186, 290, 382 and 417, recommending indefinite postponement, for the reason that a committee bill has been reported by the committee, numbered House File No. 424.

Passed on file.

Mr. Tipton, from the Committee on Agriculture, reported House File No. 508, recommending amendment and passage.

Also, House File No. 812, recommending amendment and passage. Passed on file.

Mr. Wilbur, from Committee on Schools, reported House File No. 119, recommending adoption of substitute, entitled a bill for an act

for re-districting the schools and the organization of school boards.

Substitute read a first and second time and passed on file.

## BILLS ON CALENDAB.

Mr. Robb moved the rules be suspended and that House File No. 521, a bill for an act for the promotion of the safety of the public traveling on railway trains be, taken up.

Upon this question the yeas and nays were demanded.

The yeas were:

Messrs. Ball, Beem, Berryhill, Blythe, Brown, Burgess, Byers, Calvin, Chantry, Clarke, Crooks, Curtis, Darnall, Davie, Dayton, Duus, Eckles, Eilers, Field, Foley, Hall, Hamilton, Hart, Horton, Hospers, Hunter, Jolly, Jones, Lewis, Luke, Mack, Mahoney, McFarland, Mitchell, Nelson, Nicoll, Oakman, Owen, Paschal, Rice, Roach, Robb, Rob erts, Robeson, Roundy, Russell, Schleicher, Shipley, Teale, Theophilus, Thompson, Thorniley, Tipton, Townsend, Wagner, Walker Wilson of Cass, Wyckoff, Wyman, Yergey and Mr. Speaker-61.

The nays were:

Messrs. Anderson of Hamilton, Anderson of Warren, Buell, Craig Cummins, Deitz, Dobson, Doran, Evans, Fillmore, Hobbs, Kennan Kline, Larson, Limback, Lockin, Piatt, Slosson, Smith, Steele, Thorn burg, Wilbur, Wilson of Butler and Woods-24.

Absent or not voting:

Messrs. Agnew, Chapman, Custer, Draper, Estes, Hauser, Head, Hipwell, Homrighaus, Hotohkiss, Moore, Parkhurst, Riley, Roe and Rowan-15. So the motion prevailed.

Amendments by the committee:

To add to the title the words "and to provide punishment for incompetent engineers and railway companies employing the same."

To strike out section 2 and renumber section 3 as section 4, and to add the following as sections 2 and 3:

Sec. 2. If any railway corporation shall violate the provisions of this act by employing or permitting any incompetent engineer as described in this act to run any engine attached to any passenger train on their line, shall be deemed guilty of a misdemeanor, and upon conviction shall be fined in the sum of one thousand dollars and costs of prosecution for each and every offense.

Sec. 3. Any person who shall attempt to exercise the duties of an engineer who is incompetent under the provisions of section 1 of this act, and shall be found in charge of an engine attached to any passenger train on the line of any railroad in this State, shall be deemed guilty of a misdemeanor, and upon conviction shall be fined in a sum of not less than ten nor more than one hundred dollars for each and every offense, and stand convicted until such fine and costs are paid.

Adopted.

Amendment by Mr. Russell:

To add to section 3 of the bill as amended, the following: "Nothing in this act shall be construed as to prevent any person other than the engineer in cases where by reason of sudden disability of the regular engineer while said train is being operated between stations, to take charge of said engine and conduct the same to its destination under the direction of the conductor in charge of said train."

Adopted.

The question being shall the bill be engrossed?

Messrs. Robb and Wyckoff demanded the yeas and nays.

The yeas were:

Messrs. Beem, Blythe, Brown, Burgess, Byers, Calvin, Chantry, Clarke, Crooks, Curtis, Darnall, Davie, Dayton, Duus, Eilers, Field, Hall, Hart, Hipwell, Horton, Hospers, Hunter, Jolly, Nicoll, Owen, Paschal, Robb, Roberts, Robeson, Roundy, Russell, Shipley, Thompson, Tipton, Walker, Wyckoff, Wyman, Yergey and Mr. Speaker-39. The nays were:

Messrs. Anderson of Warren, Buell, Craig, Cummins, Custer, Deitz, Dobson, Doron, Evans, Foley, Hobbs, Jones, Kennan, Larson, Lewis, Limback, Lockin, Mahoney, McFarland, Oakman, Piatt, Roach, Steele, Slosson, Smith, Theophilus, Thornburg, Townsend, Wagner, Wilbur, Wilson of Butler, and Woods-32.

Absent or not voting:

Messrs. Agnew, Anderson of Hamilton, Ball, Berryhill, Chapman, Draper, Eckles, Estes, Fillmore, Hamilton, Hauser, Head, Homrighaus, Hotchkiss, Kline, Luke, Mack, Mitchell, Moore, Nelson, Parkhurst, Rice, Riley, Roe, Bowan, Schleicher, Teale, Thorniley and Wilson of Cass-29.

So the bill was ordered engrossed.

House File No. 178, a bill for an act to amend section 24 of chapter 151, of the laws of the Eighteenth General Assembly, changing the times of the meetings of local boards of health.

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The bill was ordered engrossed.

Speaker pro tem Wilbur in the chair.

House File No. 321, indefinitely postponed.

House File No. 334, a bill for an act relating to the appointment of notaries public and the fees therefor.

Amendment by Mr. Darnall to strike out section 2. Adopted.

Amendment by Mr. Burgess to strike out the enacting clause. Carried.

House File No. 103, a bill for an act providing for compensation of mayors and constables in certain cases to which the state is a party. Amendment by the committee to strike out section 2.

Adopted.

Amendment by Mr. Beem to strike out of the title the words "and constables."

Adopted.

The bill was ordered engrossed.

House File No. 51, indefinitely postponed.

House File No. 75, indefinitely postponed.

House File No. 165 considered.

Mr. Lewis moved that the rules be suspended and that Senate File No. 47 be considered in place of House File 165.

Carried.

Senate File No. 47, a bill for an act to prevent fraud in the sale of grain and other cereals.

Amendments by committee.

By striking out of section 1 the word "three" in 24th line inserting instead "five." Also striking out the words "one year" in 24th line, inserting instead "two years." Also striking out in the 25th line "five hundred," inserting instead "two thousand." Also striking out in the same line "one" between words "than" and "hundred," inserting instead "two."

Lost.

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Also to renumber section 2 as section 4, and add the following as sections 9 and 3:

SEC. 2. Any person or number of persons who shall designedly and by false pretenses or by misrepresenting the nature of any document or other evidence of indebtedness with intent to defraud, obtain or attempt to procure the signature of another person to such document or evidence of indebtedness shall be deemed guilty of the crime of swindling and shall be punished as provided in section 1 of this act.

SEC. 3. Every banker, officer of a bank, loan broker, financial agent or private loaner of money shall use all due and reasonable caution against purchasing such evidences of indebtedness as are mentioned in sections 1 and 2 of this act, and in case action is brought for the collection therefor, by the endorsee thereof, he shall show fully to the court that he used due diligence in ascertaining the nature of the transaction out of which said note grew, to the end that the maker, endorsor, guarantor or surety of such evidence thus obtained by fraud may have the same defense against the so called "third party" or innocent purchaser as is given him by the law against the payee of such obligations. Lost.

Amendment by Mr. Head, to strike out of section 1, line 1, the word "whoever" and insert in lieu thereof the following, "any itinerant vendor of grain, seed or cereals.

Mr. Fillmore moved the previous question.

Carried.

Upon the adoption of the amendment by Mr. Head.

Messrs. Head and Roberts demanded the yeas and nays.

Mr. Burgess explained his vote.

Mr. Lewis explained his vote.

The yeas were:

Messrs. Anderson of Hamilton, Anderson of Warren, Beem, Berryhill, Blythe, Burgess, Calvin, Chantry, Cummins, Davie, Dobson, Doron, Evans, Hart, Head, Horton, Jolly, Jones, Kline, Larson, McFarland, Mitchell, Moore, Oakman, Robb, Robeson, Shipley, Steele, Thornburg, Thorniley, Townsend; Wilson of Butler and Woods-33.

The nays were:

Messrs. Agnew, Ball, Brown, Buell, Byers, Chapman, Crooks, Custer, Darnall, Dayton, Eckles, Field, Fillmore, Foley, Hamilton, Hobbs, Homrighaus, Hospers, Hunter, Kennan, Lewis, Lockin, Luke, Mack, Mahoney, Nelson, Nicoll, Owen, Paschal, Piatt, Roach, Roberts, Roundy, Russell, Slosson, Smith, Teale, Theophilus, Thompson, Tipton, Walker, Wilbur, Wyckoff and Yergey-44.

Absent or not voting:

Messrs. Clarke, Craig, Curtis, Dietz, Draper, Duus, Eilers, Estes, Hall, Hauser, Hipwell, Hotchkiss, Limback, Parkhurst, Rice, Riley, Roe, Rowan, Schleicher, Wagner, Wilson of Cass, Wyman and Mr. Speaker-23.

So the amendment was lost.

The question being shall the bill be read a third time? Carried.

Carried.

The bill was read a third time.

The question being shall the bill pass?

Mr. Anderson of Warren explained his vote.

Mr. Burgess explained his vote as follows:

ME. SPEAKEE—I desire to explain my vote. I have listened to the debate with a good deal of interest, in order to make up my mind how to vote upon the question. I find, however, that but one farmer on the floor of the House has spoken in its favor except the gentleman from Greene, and I don't believe he is a farmer to heart.

I have received no petition from the farmers of my county, asking the passage of such law.

I place a higher estimate on the intelligence of the farmers of Iowa, than to think they need such protection.

I believe in the broadest freedom to the farmers of the State in the exchange of their products, and anything that tends to restrict this freedom is injurious to their interests. I therefore vote, No.

Mr. Byers explained his vote.

Mr. Evans explained his vote.

Mr. Kline explained his vote.

Mr. Thompson explained his vote, as follows:

MR. SPEAKER-I am opposed to any further enactments in favor of "papa" government in this State, I therefore vote, No.

Mr. Speaker explained his vote.

The yeas were:

Messrs. Agnew, Anderson of Hamilton, Ball, Brown, Byers, Chapman, Crooks, Custer, Darnall, Dayton, Dobson, Field, Fillmore, Foley, Hunter, Jolly, Kennan, Lewis, Lockin, Mack, Mahoney, Moore, Nelson, Nicoll, Owen, Paschal, Robb, Robeson, Russell, Shipley, Slosson, Smith, Teale, Thornburg, Tipton, Walker, Wilson of Butler, Wyckoff and Yergey-40.

The nays were:

Messrs. Anderson of Warren, Beem, Berryhill, Blythe, Buell, Burgess, Calvin, Chantry, Cummins, Davie, Doron, Eckles, Evans, Hamilton, Hobbs, Horton, Homrighaus, Hospers, Jones, Kline, Larson, Luke, McFarland, Mitchell, Oakman, Piatt, Rice, Roach, Roberts, Roundy, Theophilus, Thompson, Thorniley, Townsend, Wilbur, Woods and Mr. Speaker-38.

Absent or not voting:

Messrs. Craig, Curtis, Dietz, Draper, Duus, Eilers, Estes, Hall, Hart, Hauser, Hipweil, Hotchkiss, Limback, Parkhurst, Riley, Roe, Rowan, Schleicher, Steele, Wagner, Wilson of Cass, and Wyman -22.

So the bill was lost on passage.

Mr. Chapman entered a motion to reconsider the vote by which Senate File No. 47 was lost on passage.

# INTRODUCTION OF BILLS.

By Mr. Head, House File No. 554, a bill for an act for the punishment of pools, lumber, coal or other trusts and conspiracies and as to evidence on such cases.

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

By Mr. Kennan, House File No. 555, a bill for an act to repeal section 1672 of the Code, and to enact a substitute therefor.

Read first and second times and referred to the Committee on College for the Blind.

By Mr. Berryhill, House File No. 556, a bill for an act to amend chapter 34, laws of 1874.

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

## LEAVE OF ABSENCE.

Leave of absence was granted Mr. Hart until Monday. On motion of Mr. Darnall the House adjourned.



# HALL OF THE HOUSE OF REPRESENTATIVES, Des Moines, Iowa, March 10, 1888.

House met in regular session at 10 o'clock A. M. The Speaker in the chair. Prayer by Rev. S. Anracher. Journal of yesterday read and approved.

### LEAVE OF ABSENCE GRANTED.

Mr. Hamilton indefinitely. Mr. Chapman until Monday. Mr. Luke indefinitely.

#### PETITIONS AND REMONSTRANCES.

By Mr. Robb, from citizens of Union county, against legislation on telegraph rates.

Read and referred to Committee on Telegraphs and Telephones. By Mr. Chantry, from citizens of Mills county, same subject. Same reference.

#### REPORTS OF COMMITTEES.

Mr. Roach, from the Committee on Judiciary, reported House File No. 549, recommending adoption and passage of substitute entitled, a bill for an act to relinquish all right and title of the State of Iowa to the United States in the so called river lands; substitute read a first and second time.

Mr. Hall moved the rules be suspended, the bill considered engrossed and read a third time now.

Carried unanimously.

The bill was read a third time.

The question being shall the bill pass?

The yeas were:

Messrs. Agnew, Anderson of Hamilton, Anderson of Warren, Ball, Beem, Berryhill, Blythe, Brown, Burgess, Byers, Calvin, Chantry, Crooks, Cummins, Darnall, Davie, Deitz, Dobson, Doron, Eckles, Evans, Field, Fillmore, Hall, Head, Hipwell, Hobbs, Homrighaus, Hospers, Hunter, Jolly, Jones, Kennan, Kline, Larson, Lewis, Limback, Lockin, Luke, Mack, Mahoney, McFarland, Mitchell, Moore, Nelson, Nicoll, Oakman, Owen, Paschal, Piatt, Rice, Riley, Roach, Robb, Roberts, Robeson, Roundy, Schleicher, Shipley, Steele, Slosson, Smith, Teale, Theophilus, Thornburg, Townsend, Wagner, Walker, Wilbur, Wilson of Butler, Wyckoff, Wyman, Yergey and Mr. Speaker-74. 536

The nays were none.

Absent or not voting:

Messrs. Buell, Chapman, Clarke, Craig, Curtis, Custer, Dayton, Draper, Duus, Eilers, Estes, Foley, Hamilton, Hart, Hauser, Horton, Hotchkiss, Parkhurst, Roe, Rowan, Russell, Thompson, Thorniley, Tipton, Wilson of Cass and Woods-26.

So the bill passed and the title was agreed to.

Mr. Larson, from the Committe on Public Lands and Public Buildings, reported House File No. 464, recommending amendment and passage.

Passed on file.

Mr. Head, from the Committee on Ways and Means, reported House File No. 424, without recommendation.

Mr. Wilbur on behalf of the minority of the Committee on Ways and Means submitted the following minority report:

ME. SPEAKER.—A minority of your Committee on Ways and Means beg leave to report that in connection with the majority of the committee they have carefully considered House File Nos. 424, a committee substitute for House Files Nos. 59, 66, 70, 97, 108, 109, 123, 125, 164, 185, 186, 290 and 417, and that they are constrained to dissent from the report of the majority of the committee for the following reasons:

First. From the petitions that have been presented and from our knowledge of the wishes of our constituents, we are led to believe that the people of the state demand the enactment of a law of this kind.

Second. That the bill, if it were to become a law, would correct an evil in our present revenue laws, long recognized, viz: "That mortgaged real estate is doubly taxed" and we believe that all property, so far as practicable, should be taxed to its owners alone.

*Third.* We believe that if this bill were to become a law it would prevent the present discrimination against Iowa capital in favor of foreign capital, which discrimination enables loan agents to make large profits, but benefits no other class of Iowa citizens.

Fourth. This bill, if it were to become a law, would relieve the people of lows from the burden of taxation u pon about \$100,000,000 worth of property, which should be paid by its non-resident owners.

Fifth. We believe that if property of this kind were taxed to its non resident owners it would seek permanent investment here and the State be relieved from the constant drain of large sums of interest paid  $t_0$  foreign capitalists.

We- the undersigned, members of the committee, therefore would recommend that the said House File No. 424 do pass as amended.

E. W. WILBUE, G. D. DAENALL, GEO. W. BALL, THOS. TEALE, JOHN CALVIN, J. R. BURGESS, J. C. LOCKIN, L. D. HOTCHEISS.

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Mr. Luke, from the Committee on Police Regulations, reported House File No. 507, recommending indefinite postponement.

Passed on file.

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Mr. Lewis, from the Committee on Compensation of Public Officers, reported House File No. 566, recommending passage, and that the amendment by Messrs. Berryhill and Beem be rejected.

Passed on file.

Mr. Hunter, from the Committee on Enrolled Bills, submitted the following report:

ME. SPEAKEE - Your Committee on Enrolled Bills respectfully report that they have examined and fined correctly enrolled:

House File No. 526, an act to provide for the payment of the expenses of the committees appointed to visit the State Institutions.

HUNTER, Chairman.

The Speaker signed the bill in the presence of the House.

# INTRODUCTION OF BILLS.

By Mr. Custer, House File No. 557, a bill for an act to legalize the actions and proceedings of the board of supervisors of Jasper county in submitting to the people of said county the question "Shall stock be restrained from running at large?"

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

By Mr. Schleicher, House File No. 558, a bill for an act to provide for the organization of sub districts as independent districts.

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

By Mr. Beem, by request, House File No. 559, a bill for an act to define and punish the crime of having possession of burglars' tools.

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

By Mr. Hipwell, by request, House File No. 560, a bill for an act to amend chapter two (2), title nine (9) of the Code of 1873, relating to corporations other than those for pecuniary profit, and to legalize certain corporations.

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

## SENATE MESSAGES CONSIDERED.

House File 332, an act extending to cities organized under special charters the provisions of chapter 192 of the acts of the Twentieth General Assembly.

Amendment by the Senate to add at the beginning of the title the words "A bill for".

On motion of Mr. Hipwell the motion was unanimously concurred in.

## BILLS ON CALENDAR.

Mr. Cummins moved that House File No. 499, a bill for an act to amend section 320 of the Code as amended by chapter 153, laws of

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the Sixteenth General Assembly, relating to the assessment and taxation of the property of railway corporations, be now taken up, the rules suspended, the bill considered engrossed and read a third time now.

Carried.

The bill was read a third time.

The question being shall the bill pass?

The yeas were :

Messrs. Agnew, Anderson of Hamilton, Anderson of Warren, Ball, Beem, Berryhill, Brown, Burgess, Calvin, Crooks, Cummins, Darnall, Dietz, Dobson, Doron, Eckles, Evans, Field, Fillmore, Foley, Hipwell, Homrighaus, Horton, Hospers, Hunter, Jolly, Jones, Kennan, Kline, Larson, Lewis, Mack, McFarland, Moore, Nelson, Nicoll, Oakman, Owen, Paschal, Piatt, Rice, Riley, Roach, Robb, Roberts, Robeson, Roundy, Schleicher, Shipley, Steele, Slosson, Smith, Theophilus, Thompson, Thorniley, Tipton, Townsend, Wagner, Walker, Wilbur, Wilson of Butler, Woods, Wyckoff, Wyman Yergey and Mr. Speaker -66.

The nays were:

Messrs. Chantry, Custer, Davie, Hobbs and Lockin-5.

Absent or not voting :

Messrs. Blythe, Buell, Byers, Chapman, Clarke, Craig, Curtis, Dayton, Draper, Duus, Eilers, Estes, Hall, Hamilton, Hart, Hauser, Head, Hotchkiss, Limback, Luke, Mahoney, Mitchell, Parkhurst, Roe, Rowan, Russell, Teale, Thornburg, and Wilson of Cass-29.

So the bill passed and the title was agreed to.

Mr. Shipley introduced a motion to reconsider the vote by which House File No. 499 passed the House.

## RESOLUTION.

By Mr. Hospers, to discharge all but four committee clerks and four of the five paper folders.

On motion of Mr. Thompson the resolution was referred to the Committee on Retrenchment and Reform.

## BILLS ON CALENDAR.

Mr. Hipwell moved that the rules be suspended and that House File No. 476, a bill for an act to amend an act approved March 20, 1882, entitled an act authorizing the Executive Council to sell and convey an island formed by accretion in the Mississippi river and located in sections 34 and 35, township 78, range 3, east of the fifth P. M., in Scott county, Iowa, be taken up.

Carried.

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

Carried.

The bill was read a third time.

The question being shall the bill pass.

The yeas were:

Messrs. Agnew, Anderson of Hamilton, Anderson of Warren, Ball,

Beem, Berryhill, Brown, Burgess, Byers, Calvin, Chantry, Clarke, Crooks, Cummins, Custer, Darnall, Davie, Dietz, Dobson, Doron, Eckles, Evans, Field, Fillmore, Foley, Hall, Head, Hipwell, Hobbs, Homrighaus, Horton, Hospers, Hunter, Jolly, Jones, Kennan, Kline, Larson, Lewis, Limback, Lockin, Luke, Mack, Mahoney, Moore, Nelson, Nicoll, Oakman, Owen, Paschal, Piatt, Rice, Riley, Roach, Robb, Roberts, Robeson, Roundy, Schleicher, Shipley, Steele, Slosson, Smith, Teale, Theophilus, Thompson, Thorniley, Tipton, Townsend, Wagner, Walker, Wilbur, Wilson of Butler, Woods, Wyckoff, Wyman, Yergey and Mr. Speaker--78.

The nays were, none.

Absent or not voting:

Messrs. Blythe, Buell, Chapman, Craig, Curtis, Dayton, Draper, Duus, Estes, Eilers, Hamilton, Hart, Hauser, Hotchkiss, McFarland, Mitchell, Parkhurst, Roe, Rowan, Russell, Thornburg and Wilson of Cass-22.

So the bill passed and the title was agreed to.

Mr. Custer called up his motion to reconsider the vote by which House File No. 344 was lost on engrossment.

Motion carried.

Amendment by Mr. Jolly, to add to section 1 the following: Provided that the incorporated cities and towns locating highways under the provisions of this act, shall pay all expenses connected therewith.

Lost.

Amendment by Mr. McFarland, to strike out of the title "920" and insert "464" in lieu thereof; also, to strike out of section 1, line 1, "920" and insert "464" in lieu thereof; also, to strike out of line 2 the word "county" and insert "streets" in lieu thereof; also, to strike out all of the section after the word "line" in line 2, and insert in lieu thereof the word "highways."

Lost.

Amendment by Mr. Burgesss:

To strike out the enacting clause.

Mr. Burgess moved the previous question.

Carried.

The question being upon the amendment to strike out the enacting clause.

Messrs. Burgess and Head demanded the yeas and nays.

The yeas were:

Messers. Burgess, Custer, Darnall, Dayton, Jolly, Larson, Owen, and Roundy-8.

The nays were:

Messrs. Agnew, Anderson of Hamilton, Anderson of Warren, Ball, Beem, Brown, Byers, Calvin, Chantry, Clarke, Craig, Crooks, Cummins, Davie, Dobson, Doron, Eckles, Field, Foley, Hall, Head, Hipwell, Hobbs, Horton, Hospers, Hunter, Jones, Kennan, Lewis, Luke, Mack, Mahoney, McFarland, Nelson, Nicoll, Oakman, Paschal, Piatt, Rice, Riley, Roach, Robb, Robeson, Schleicher, Shipley, Steele, Slosson, Smith, Teale, Theophilus, Thompson, Thornburg, Thorniley, Tipton, Townsend, Walker, Wilbur, Wilson of Butler, Wyckoff, Yergey and Mr. Speaker-60. Absent or not voting:

Messrs. Berryhill, Blythe, Buell, Chapman, Curtis, Dietz, Draper, Duus, Eilers, Estes, Evans, Fillmore, Hamilton, Hart, Hauser, Homrighaus, Hotchkiss, Kline, Limback, Lockin, Mitchell, Moore, Parkhurst, Roberts, Roe, Rowan, Russell, Slosson, Wagner, Wilson of Cass, Woods and Wyman-32.

So the amendment was lost.

The question being, shall the bill pass?

Messrs. Head and Burgess demanded the yeas and nays.

Mr. Riley explained his vote.

The yeas were:

Messrs. Agnew, Anderson of Hamilton, Anderson of Warren, Ball, Beem, Brown, Byers, Calvin, Chantry, Clarke, Crooks, Cummins, Dobson, Doron, Eckles, Field, Hall, Head, Hipwell, Hobbs, Hospers, Hunter, Jones, Kennan, Luke, McFarland, Moore, Nelson, Nicoll, Paschal, Piatt, Robb, Roberts, Robeson, Schleicher, Shipley, Steele, Teale, Thornburg, Townsend, Walker, Yergey and Mr. Speaker-43. The nays were:

Messrs. Burgess, Craig, Custer, Darnall, Davie, Dayton, Fillmore, Foley, Horton, Jolly, Larson, Lewis, Lockin, Mahoney, Oakman, Owen, Rice, Riley, Roach, Roundy, Slosson, Smith, Theophilus, Thompson, Thorniley, Tipton, Wilbur, Wilson of Butler, Woods, Wyckoff and Wyman-31.

Absent or not voting:

Messrs. Berryhill, Blythe, Buell, Chapman, Curtis, Dietz, Draper, Duus, Eilers, Estes, Evans, Hamilton, Hart, Hauser, Homrighaus, Hotchkiss, Kline, Limback, Mack, Mitchell, Parkhurst, Roe, Rowan, Russell, Wagner and Wilson of Cass-26.

So the bill was ordered engrossed.

Mr. Shipley called up his motion to reconsider the vote by which House File No. 499 was passed.

Carried.

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Mr. Berryhill moved that the bill be recalled from the Senate. Carried.

## MESSAGE FROM THE SENATE.

The following message was received from the Senate:

ME. SPEAKEE—I am directed to inform your honorable body that the Senate has passed the following bill for the amendment to title substitute for House File No. 549, a bill for an act to relinguish all right and title of the State of Iowa to the United States, in the so called river lands.

E. D. CHASSELL, Second Ass't Secretary.

#### **REPORTS OF COMMITTEES.**

Mr. Roach, from the Committee on Judiciary, reported House File No. 474, recommeding amendment and passage.

Also, House File No. 370, recommending indefinite postponement. Also, House File No. 79, recommending indefinite postponement. Also, House File No. 473, recommending indefinite postponement. Passed on file. Mr. Custer, from the Committee on Suppression of Intemperence, reported a substitute for House File No. 501, recommending amendment and passage.

Passed on file, and 200 extra copies ordered printed.

Mr. Teale offered an amendment to substitute for House File No. 501, which was ordered printed.

On motion of Mr. Teale the consideration of House File No. 501, and other temperence bills was postponed from 2:30 o'clock P. M., Monday to 2:80 o'clock P. M. Tuesday.

On motion of Mr. Jolly the House adjourned.

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# AFTERNOON SESSION.

2 O'CLOCK P. M.

The House reconvened, the Speaker in the chair.

#### INTRODUCTION OF BILLS.

By Mr. Brown, House File No. 561, a bill for an act to authorize boards of supervisors to levy a tax to pay interest on certain outstanding bonds.

Read first and second times and passed on file.

By Mr. Tipton, House File No. 562, a bill for an act to regulate the importation of Texas cattle into the State of Iowa.

Read first and second times and referred to the Committee on Agriculture.

By Mr. McFarland, House File, No. 563, a bill for an act making an appropriation for the State Fish Commission.

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

#### REPORTS OF COMMITTEES.

Mr. Riley, from the Committee on Municipal Corperations, reported Senate File No. 23, recommending passage.

Also, House File No. 339, recommending amendment and passage. Passed on file.

# BECONSIDEBATION.

Mr. Burgess moved to reconsider the vote by which the enacting clause was stricken out of House File No. 334, a bill for an act to amend sections 260 and 3756, relating to the appointment of notaries public and the fees thereof.

Carried.

Amendment by Mr. Burgess to strike out section 3.

Adopted.

Mr. Smith moved that the rules be suspended, the bill considered engrossed and read a third time now.

Carried.

The bill was read a third time.

The question being shall the bill pass.

The yeas were:

Messrs. Agnew, Anderson of Hamilton, Anderson of Warren, Beem, Berryhill, Brown, Burgess, Byers, Calvin, Chantry, Clarke, Crooks, Cummins, Darnall, Davie, Dayton, Dobson, Doron, Eckles, Evans, Field, Foley, Homrighaus, Hospers, Hunter, Jolly, Kennan, Kline, Larson, Lewis, Limback, Lockin, Mack, Mahoney, McFarland, Moore, Nelson, Nicoll, Oakman, Owen, Paschal, Piatt, Rice, Riley, Roach, Roberts, Robeson, Roundy, Shipley, Steele, Slosson, Smith, Teale, Theophilus, Thompson, Thornburg, Tipton, Townsend, Walker, Wilbur, Wilson of Butler, Woods, Wyckoff, Wyman, Yergey and Mr. Speaker-66.

The nays were none.

Absent or not voting:

Messrs. Ball, Blythe, Buell, Chapman, Craig, Curtis, Custer, Dietz, Draper, Duus, Eilers, Estes, Fillmore, Hall, Hamilton, Hart, Hauser, Head, Hipwell, Hobbs, Horton, Hotchkiss, Jones, Luke, Mitchell, Parkhurst, Robb, Roe, Rowan, Russell, Schleicher, Thorniley, Wagner and Wilson of Cass-34.

So the bill passed.

Amendment by Mr. Burgess to the title to make it read, a bill for an act to amend section 260 of the Code of 1873, relating to notaries public.

Adopted.

And the title as amended was agreed to.

## MESSAGE FROM THE SENATE.

The following message was received from the Senate:

MR. SPEAKEE—I am directed to inform your honorable body that the Senate herewith returns as requested House File No. 499, a bill for an act to amend section 1320 of the Code, as amended by chapter 153, laws of the Sixteenth General Assembly, relating to the assessment and taxation of the property of railway corporations.

> E. D. CHASSELL, Second Assistant Secretary.

Mr. Shipley called up his motion to reconsider the vote by which House File No. 499 was passed.

Carried.

Mr. Berryhill moved to reconsider the vote by which the bill was ordered to its third reading.

Carried.

Amendment by Mr. Shipley to strike out of section 1, line 13, the words "reimburse it for the taxes" and the words "with interest."

Adopted.

Amendment by Mr. Cummins to renumber section 2 as section 3 and to add the following as section 2.

Section 2. That section 1321 of the Code be and the same is hereby amended by adding thereto the following: provided that if under the amendment made herein to section 1320 of the Code, any county receives apportionment less than the number of miles actually existing therein for the purpose of correcting the error aforesaid, the board of supervisors in distributing and declaring the length of main track to be assessed in any city, town, township or lesser taxing district, shall take the deduction so made by the executive council from the cities, towns, townships or lesser taxing districts which received the benefit of the said error.

Adopted.

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

The question being shall the bill pass.

The yeas were:

Messrs. Agnew, Anderson of Hamilton, Ball, Beem, Berryhill, Burgess, Byers, Calvin, Chantry, Clarke, Crooks, Cummins, Darnall, Davie, Dayton, Dobson, Doron, Eckles, Field, Fillmore, Foley, Hall, Head, Hipwell, Homrighaus, Jolly, Jones, Kennan, Kline, Larson, Lewis, Limback, Lockin, Mack, Mahoney, McFarland, Nelson, Nicoll, Oakman, Owen, Paschal, Piatt, Rice, Riley, Roach, Roberts, Roundy. Steele, Slosson, Smith, Teale, Theophilus, Thompson, Thornburg, Tipton, Townsend, Wilbur, Wilson of Butler, Woods, Wyckoff, Wyman, Yergey and Mr. Speaker-63.

The nays were:

Mr. Shipley-1.

Absent or not voting:

Messrs. Anderson of Warren, Blythe, Brown, Buell, Chapman, Craig, Curtis, Custer, Dietz, Draper, Duus, Eilers, Estes, Evans, Hamilton, Hart, Hauser, Hobbs, Horton, Hospers, Hotchkiss, Hunter, Luke, Mitchell, Moore, Parkhurst, Robb, Robeson, Roe, Rowan, Russell, Schleicher, Thorniley, Wagner, Walker and Wilson of Cass-36.

So the bill passed and the title was agreed to after adding an "s" to "section" and inserting "and 1321" after 1320.

Mr. Byers entered a motion to re-consider the vote by which House File No. 103 was engrossed.

Mr. Beem filed a resolution instructing the Committee on Appropriations to report appriopriation bills on or before March 20th.

House File No. 549 considered. Senate amendment to add to the title the words except the lands the title to which was relinquished by the United States to the State of Iows by the joint resolution of Congress of March 2, 1864.

Mr. Hall moved that the House do not concur in the amendment. Carried.

## BILLS ON CALENDAR.

Mr. Wilbur moved that legalizing acts and bills recommended for indefinite postponement be taken up.

Carried.

House File No. 326, indefinitely postponed. House File No. 151, indefinitely postponed. House File No. 303, indefinitely postponed. House File No. 375, indefinitely postponed. House File No. 371, indefinitely postponed. House File No. 421, indefinitely postponed. Senate File No. 17, indefinitely postponed. House File No. 219, indefinitely postponed. House File No. 459, indefinitely postponed. House File No. 434, indefinitely postponed. House File No. 431, indefinitely postponed. House File No. 452, indefinitely postponed. House File No. 458, indefinitely postponed. House File No. 438, indefinitely postponed. House File No. 365, indifinitely postponed. House File No. 411, indefinitely postponed. House File No. 302, indefinitely postponed. House File No. 118, indefinitely postponed. House File No. 357, indefinitely postponed. House File No. 358, indefinitely postponed. House File No. 172, indefinitely postponed. House File No. 120, indefinitely postponed. House File No. 518, indefinitely postponed. Senate File No. 2, indefinitely postponed. House File No. 506, indefinitely postponed. Senate File No. 97, indefinitely postponed. House File No. 495, indefinitely postponed. House File No. 255, indefinitely postponed. House File No. 88, indefinitely postponed. House File No. 311, indefinitely postponed. House File No. 448, indefinitely postponed. House File No. 59, indefinitely postponed. House File No. 70, indefinitely postponed. House File No. 97, indefinitely postponed. House File No. 109, indefinitely postponed. House File No. 123, indefinitely postponed. House File No. 125, indefinitely postponed. House File No. 164, indefinitely postponed. House File No. 290, indefinitely postponed. House File No. 382, indefinitely postponed. House File No. 66, indefinitely postponed.

House File No. 537, a bill for an act to legalize certain ordinances of the town of Sac City, Sac county, Iowa, and acts done thereunder.

Mr. Hunter moved that the rules be suspended, the bill considered engrossed and read a third time now.

Carried.

The bill was read a third time.

The question being, shall the bill pass?

The yeas were:

Messrs. Agnew, Anderson of Hamilton, Ball, Beem, Brown, Burgess, Byers, Calvin, Chantry, Clarke, Craig, Crooks, Cummins, Custer, Darnall, Dayton, Dobson, Field, Fillmore, Foley, Hall, Hipwell, Homrighaus, Horton, Hospers, Hunter, Jolly, Jones, Kennan, Kline, Lewis, Limback, Mahoney, Mitchell, Moore, Nicoll, Oakman, Owen, Paschal, Piatt, Rice, Riley, Roach, Robb, Roberts, Robeson, Roundy, Slosson, Smith, Teale, Theophilus, Thompson, Thorniley, Tipton, Townsend, Walker, Wilson of Butler, Woods, Wyckoff, Wyman, Yergey and Mr. Speaker-62.

The nays were none.

Messers. Anderson of Warren, Berryhill, Blythe, Buell, Chapman, Curtis, Davie, Deitz, Doron, Draper, Duus, Eckles, Eilers, Estes, Evans, Hamilton, Hart, Hauser, Head, Hobbs, Hotohkiss, Larson, Lockin, Luke, Mack, McFarland, Nelson, Parkhurst, Roe, Rowan, Russell, Schleicher, Shipley, Steele, Thornburg, Wagner, Wilbur and Wilson of Cass-38.

So the bill passed and the title was agreed to.

Mr. Hall moved that a conference be requested with Senate on its amendments to House File No. 549, and that a committee of three on behalf of the House be appointed.

Carried.

The Speaker appointed Messrs. Hall, Burgess and Cummins.

House File No. 525, a bill for an act to legalize the annexation of certain territory to the incorporated town of Sevastapool, in Polk county.

Mr. Cummins moved that the rules be suspended and the bill considered engrossed and read a third time.

Carried.

The bill was read a third time.

The question being shall the bill pass?

The yeas were:

Messrs. Agnew, Beem, Blythe, Brown, Burgess, Byers, Calvin, Chantry, Clarke, Craig, Crooks, Cummins, Custer, Darnall, Davie, Deits, Dobson, Field, Foley, Hall, Hipwell, Homrighaus, Horton, Hospers, Hunter, Jolly, Jones, Kennan, Larson, Lewis, Limback, Mahoney, McFarland, Mitchell, Moore, Nelson, Nicoll, Oakman, Owen, Paschal, Piatt, Rice, Riley, Roach, Robb, Roberts, Robeson, Roundy, Slosson, Smith, Teale, Theophilus, Thorniley, Tipton, Thompson, Townsend, Walker, Wilbur, Wilson of Butler, Woods, Wyckoff, Wyman, Yergey and Mr. Speaker-64.

The nays were none.

Absent or not voting:

Messrs. Anderson of Hamilton, Anderson of Warren, Ball, Berryhill, Baell, Chapman, Curtis, Dayton, Doron, Draper, Duus, Eckles, Eilers, Estes, Evans, Fillmore, Hamilton, Hart, Hauser, Head, Hobbs, Hotchkiss, Kline, Lockin, Luke, Mack, Parkhurst, Roe, Rowan, Russell, Schleicher, Shipley, Steele, Thornburg, Wagner and Wilson of Cass -36.

So the bill passed and the title was agreed to.

Substitute for House File No. 28, a bill for an act to legalize the assessment and levy of taxes for the years 1886 and 1887 made or collected under sub-division two, section 796 of the Code as amended.

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

Carried.

The bill was read a third time.

The question being shall the bill pass?

The yeas were:

Messrs. Agnew, Beem, Blythe, Brown, Burgess, Byers, Calvin, Chantry, Clarke, Craig, Crooks, Cummins, Custer, Darnall, Davie, Dayton, Dobson, Doron, Field, Foley, Hall, Homrighaus, Hospers, Jolly, Kennan, Kline, Lewis, Limback, Mack, Mahoney, Mitchell, Moore, Nelson, Nicoll, Oakman, Owen, Paschal, Piatt, Rice, Riley, Roach, Robb, Roberts, Robeson, Roundy, Smith, Teale, Theophilus, Thompson, Thorniley, Tipton, Townsend, Walker, Wilson of Butler, Woods and Mr. Speaker-56.

The nave were none.

Absent or not voting:

Messrs. Anderson of Hamilton, Anderson of Warren, Ball, Berryhill, Buell, Chapman, Curtis, Dietz, Draper, Duus, Eckles, Eilers, Estes, Evans, Filimore, Hamilton, Hart, Hauser, Head, Hipwell, Hobbs, Horton, Hotchkiss, Hunter, Jones, Larson, Lockin, Luke, McFarland, Parkhurst, Roe, Rowau, Russell, Schleicher, Shipley, Steele, Slosson, Thornburg, Wagner, Wilbur, Wilson of Cass, Wyckoff, Wyman and Yergey-44.

So the bill passed and the title was agreed to.

On motion of Mr. Burgess the House took up House File No. 116, a bill for an act granting to the C., B. & Q. R'y Co. all the title and interest of the State of Iowa in and to certain grounds on the Des Moines river in the city of Ottumwa, Wapello county, Iowa.

Amendment by committee to strike out all between and including the word "and" in the twenty-second line of the third whereas, to and including the word "acres" in thirty-second line of the preamble. Adopted.

Mr. Burgess moved that the rules be suspended, the bill considered engrossed and read a third time now.

Carried.

The bill was read a third time.

The question being shall the bill pass?

The yeas were:

Messrs. Agnew, Beem, Blythe, Brown, Burgess, Byers, Calvin, Chantry, Clarke, Craig, Crooks, Cummins, Custer, Darnall, Davie, Dayton, Dobson, Doron, Field, Foley, Hall, Hipwell, Homrighaus, Horton, Hospers, Hunter, Jolly, Jones, Kennan, Kline, Lewis, Limback, Mack, Mahoney, Mitchell, Moore, Nelson, Nicoll, Oakman, Owen, Paschal, Piatt, Rice, Roach, Robb, Roberts, Robeson, Roundy, Slosson, Smith, Teale, Theophilus, Thompson, Thorniley, Tipton, Townsend, Walker, Wilson of Butler, Woods, Wyckoff, Yergey and Mr. Speaker-62.

The nays were none.

Absent or not voting:

Messrs. Anderson of Hamilton, Anderson of Warren, Ball, Berryhill, Buell, Chapman, Curtis, Dietz, Draper, Duus, Eckles, Eilers, Estes, Evans, Fillmore, Hamilton, Hart, Hauser, Head, Hobbs, Hotchkiss, Larson, Lockin, Luke, McFarland, Parkhurst, Riley, Roe, Rowan, Russell, Schleicher, Shipley, Steele, Thornburg, Wagner, Wilbur, Wilson of Cass and Wyman-88.

So the bill passed and the title was agreed to.

## REPORT OF COMMITTEE ON ENGROSSING BILLS.

Mr. Brown, from the Committee on Engrossed Bills, submitted the following report:

MR. SPEAKER-Your Committee on Engrossed Bills respectfully

report that they have examined and find correctly engrossed House File No. 521, a bill for an act for the promotion of the safety of the public traveling on railway trains and to provide punishment for incompetent engineers and railroad companies employing the same.

House File No. 178, a bill for an act to amend section 24 of chapter 151 of the laws of the Eighteenth General Assembly, changing times of the meetings of local boards of health.

House File No. 103, a bill for an act providing for compensation for mayors in certain cases to which the State is a party.

WM. BROWN, Chairman.

## JOINT BESOLUTION.

Joint resolution No. 8, by Mr. Riley, proposing an amendment to the Constitution and providing for its reference and publication.

Amendment by the committee to strike out the word "five" in line two of section 9 of said resolution as printed and inserting the word "six" in lieu thereof.

Adopted.

The question being upon the adoption of the resolution?

The yeas were:

Messrs. Agnew, Byers, Calvin, Chantry, Crooks, Darnall, Doron, Field, Fillmore, Hospers, Jones, Kennan, Lewis, Mack, Moore, Nicoll, Oakman, Owen, Riley, Roberts, Robeson, Slosson, Smith, Teale, Theophilus, Thompson, Thorniley, Tipton, Townsend, Walker, Wilson of Butler, Wyckoff, Yergey and Mr. Speaker-34.

The nays were:

Messre. Beem, Burgess, Craig, Cummins, Davie, Dayton, Deitz, Foley, Hall, Hipwell, Homrighaus, Horton, Jolly, Limback, Nelson, Paschal, Piatt, Rosch, Robb, Roundy and Woods-21.

Absent or not voting:

Messrs. Anderson of Hamilton, Anderson of Warren, Ball, Berryhill, Blythe, Brown, Buell, Chapman, Clarke, Curtis, Custer, Dobson, Draper, Duus, Eckles, Eilers, Estes, Evans, Hamilton, Hart, Hauser, Head, Hobbs, Hotchkiss, Hunter, Kline, Larson, Lockin, Luke, Mahoney, McFarland, Mitchell, Parkhurst, Rice, Roe, Rowan, Russell, Schleicher, Shipley, Steele, Thornburg, Wagner, Wilbur, Wilson of Cass and Wyman-45.

So the resolution not having received a constitutional majority was lost.

Mr. Cummings moved that the vote by which the resolution was lost be reconsidered.

Carried.

The resolution was passed on file.

Mr. Thompson offered a resolution which was laid over, for the discharge of inefficient pages and the appointment of others in their place.

#### LEAVE OF ABSENCE.

Mr. Anderson of Warren until Monday. Mr. Thornburg until Monday.

•

Mr. Craig until Monday. Mr. Head until Monday. Mr. Brown until Monday. Mr. Evans until Monday. Mr. Eckles until Tuesday. On motion of Mr. Burgess the House adjourned.

# HALL OF THE HOUSE OF BEPBESENTATIVES, DES MOINES, IOWA, March 12, 1888.

House met in regular session at 10 A. M. The Speaker in the chair. Prayer by Rev. H. O. Breeden. Journal of Saturday read and approved.

# PETITIONS AND REMONSTRANCES.

By Mr. Robb, from Abraham Lincoln Assembly K. of L. in favor of House File No. 389.

Read and referred to Committee on Labor.

By Mr. Lewis, from William Hughes, of Wayne county, asking the passage of a law entitling tax payers to school privileges in any school district where they pay taxes.

Referred to Committee on Schools.

By Mr. Theophilus, from citizens of Chester, Howard county, in favor of the passage of House File No. 182.

Referred to Committee on Text Books.

# INTRODUCTION OF BILLS.

By Mr. Jones, House File No. 564, a bill for an act to authorize boards of supervisors to transfer to cities of the second class one half the amount levied and collected therein for bridge purposes.

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

By Mr. Cummins, by request, House File No. 565, a bill for an act to amend section 1951 of the Code relating to the transfer of real estate.

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

By Mr. Mitchell, House File No. 566, a bill for an act to amend section 906 of the Code in relation to tax upon peddlers.

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

By Mr. Piatt, House File No. 567, a bill for an act to amend chapter 10, section 1826, Code of 1873, in relation to school sites.

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

By Mr. Burgess, House File No. 568, a bill for an act authorizing the county recorder of any county to employ a competent person to translate deeds or other instruments of writing written in foreign languages, into the English language, filed for record, and providing compensation for the same.

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

## MESSAGE FROM THE GOVERNOR.

ME. SPEAKEE—I am directed by the Governor to report that he has approved, signed and deposited in the office of the Secretary of State the following:

House File No. 43, an act to authorize cities organized under special charters to refund their outstanding bonded debt and to provide for the payment of the same.

House File No. 62, an act to prevent fraud in the sale of lard, and to provide punishment for the violation thereof.

House File No. 526, an act to provide for the payment of the expenses of the committees appointed to visit the State institutions.

House File No. 401, an act to legalize the organization of the township of Logan in Sioux county, State of Iowa, and the election and acts of its officers.

House File No. 402, an act to legalize the incorporation of town of Hawarden, Sioux county, Iowa, and the acts of the officers thereof.

FRED'K W. HOSSFELD, Private Secretary.

#### BILLS ON CALENDAR.

Mr. Berryhill moved that the rules be suspended and that the House now take up Senate File No. 290, a bill for an act to provide for the levy of one half mill State tax for the year 1888 and 1889 to pay the outstanding indebtedness of the State.

Carried.

Amendment by committee to strike out the word and figures "and 1889" from line 6 of the written bill.

Upon the adoption of the amendment Messrs. Darnall and Smith demanded the yeas and nays.

Mr. Thompson explained his vote.

The yeas were:

Messrs. Agnew, Anderson of Hamilton, Anderson of Warren, Ball, Beem, Berryhill, Blythe, Burgess, Byers, Calvin, Chantry, Chapman, Clarke, Crooks, Cummins, Curtis, Custer, Darnall, Davie, Doron, Duus, Fillmore, Foley, Hall, Hart, Hobbs, Homrighaus, Horton, Jolly, Jones, Kennan, Kline, Larson, Lewis, Limback, Lockin, Mahoney, McFarland, Mitchell, Moore, Nelson, Nicoll, Oakman, Owen, Paschal, Piatt, Robb, Roberts, Robeson, Roundy, Schleicher, Slosson, Smith, Theophilus, Thompson, Walker, Wilbur, Wilson of Butler, Woods, Wyckoff, Wyman and Yergey-62.

The nays were:

Messrs. Dietz, Riley, Steele, Townsend, Wagner and Mr. Speaker -6.

Absent or not voting:

Messrs. Brown, Buell, Craig, Dayton, Dobson, Draper, Eckles,

Eilers, Estes, Evans, Field, Hamilton, Hauser, Head, Hipwell, Hospers, Hotchkiss, Hunter, Luke, Mack, Parkhurst, Rice, Roach, Roe, Rowan, Russell, Shipley, Teale, Thornburg, Thorniley, Tipton and Wilson of Cass-32.

So the amendment was adopted.

The question being shall the bill be read a third time. Carried.

The question being shall the bill pass.

Mr. Beem explained his vote.

Mr. Steele explained his vote as follows:

ME. SPEAKEE – Believing that the people of the State would prefer to pay the outstanding warrants than to carry any indebtedness and believing the State institutions cannot be cared for properly under this bill, I, therefore, vote no.

The yeas were:

Messrs. Agnew, Anderson of Hamilton, Anderson of Warren, Ball, Berryhill, Blythe, Byers, Calvin, Chantry, Chapman, Clarke, Crooks, Cummins, Curtis, Custer, Darnall, Davie, Dietz, Doran, Duus, Field, Fillmore, Hall, Hobbs, Homrighaus, Jolly, Jones, Kennan, Kline, Larson, Lewis, Lockin, Mahoney, McFarland, Moore, Nelson, Nicoll, Oakman, Owen, Paschal, Piatt, Riley, Robb, Roberts, Robeson, Roundy, Schleicher, Slosson, Smith, Thompson, Thorniley, Wagner, Walker, Wilbur, Wilson of Butler, Woods, Wyckoff, Yergey and Mr. Speaker.-59.

The nays were:

Messrs. Beem, Buell, Burgess, Dayton, Foley, Hart, Horton, Limback, Mack, Mitchell, Steele, Theophilus, Townsend and Wyman-14. Absent or not voting:

Messrs. Brown, Craig, Dobson, Draper, Eckles, Eilers, Estes, Evans, Hamilton, Hauser, Head, Hipwell, Hospers, Hotchkiss, Hunter, Luke, Parkhurst, Rice, Roach, Roe, Rowan, Russell, Shipley, Teale, Thornburg, Tipton and Wilson of Cass-27.

So the bill passed.

Amendment by Mr. Thompson to the title, to strike out the letter "s" off from "years" and to strike out "and 1889."

Adopted; and the title as amended was agreed to.

#### **RESOLUTION.**

Resolution by Mr. Beem; offered Saturday:

Resolved, That the Appropriation Committee be instructed to report all appropriation bills to the House on or before March 20, 1888.

Amendment by Mr. Berryhill to add the words "or as soon thereafter as possible."

Adopted.

The resolution as amended adopted.

By Mr. McFarland.

Be it resolved by the House, the Senate concurring, first, That the Speaker of the House and President of the Senate, be and they are hereby directed to appoint, each, a committee of five from their respective bodies, to act as a special joint committee for the purpose of investigating the subject of combinations and trusts in Iowa, with a view of ascertaining the extent of their existence and with reference to what commodities they are organized, by whom and for what purpose, also that said committee be directed to investigate the nature of these combinations with a view of recommending a legislative remedy at as early a day as possible.

Resolved second, That said committee be empowered to subpons witnesses, books and papers, and to employ experts and counsel if deemed necessary, and to hold its sessions either in Des Moines or in any other place where said committee may think advisable, and in case of holding a session outside of Des Moines, that the members be entitled to mileage and expenses in attendance thereon, and that said committee be authorized to sit at any time, and that the members thereof be excused from other committee work and from attendance on the sessions of the General Assembly when the business of said committee demands it.

Resolved third, That all bills introduced in both Houses on the subject of trusts and combinations be referred to this committee, and that said committee be directed to report a bill covering the subject with all expedition possible.

Mr. Riley moved the previous question. Carried.

Carrieu.

The resolution was adopted.

#### BILLS ON CALENDAR.

House File No. 56, a bill for an act to authorize recorders of deeds to keep abstract books, to make abstracts of title and providing compensation therefor.

Amendments by committee.

Amend Section 1 by inserting between the words "required" and "by" the words "as hereinafter provided" in the second line of the printed bill.

Change the numbering of section 2 to section 6.

Change the numbering of section 3 to section 7.

Inserting the following sections, 2, 8, 4 and 5.

SEC. 2. When in the judgment of the board of supervisors of any county in the State the public interest requires it, they may, or when one-third of the legal voters of any organized county, as shown by the last preceeding general election shall petition the said board of supervisors to order an election for the purpose of determining whether there shall be an abstract office in the county so petitioning in connection with the office of the recorder of deeds, then and in that case the board of supervisors shall ascertain the probable appropriation that will be necessary for the fitting up and furnishing such office with the books, blanks and necessary supplies required in submit the matter to the electors of the said county at the next general election thereafter in the manner hereinafter provided.

SEC. 3. The board of supervisors of the county wherein has been filed the petition as contemplated in section 2 of this act, with the auditor of said county at least 100 days before the next general elec-

tion succeeding shall order that the matter of said appropriation shall be submitted to the people for a vote at its next ensuing election.

SEC. 4. Notice of such election shall be given by the board of supervisors by posting a written notice thereof at the court house door or at the usual place of holding district court in the county, and by publishing the same in all the official papers of the county; said notice shall contain the amount to be appropriated, and for what purpose fully at least ninety days before the next general election for at least three consecutive weeks.

SEC. 5. The ballots to determine the question of appropriation as contemplated in this act shall have written or printed upon them the words "for appropriation for abstract office, or against appropriation for abstract office," with the amount stated therein, which ballots shall be counted, returned and canvassed the same as ballots for county officers, and if a majority of all the votes cast at such election, be for the appropriation the board of supervisors shall declare that this appropriation carried, and proceed to fit up such abstract office, but if a majority of all the ballots cast at such election be against the appropriation they shall declare the question lost.

Strike out the words "judge of the —— court" and insert the words "board of supervisors" between the word "the" in the second line of section 3, and the word "payable" in the third line of section 8 of the printed bill.

Strike out the words "Secretary of State" and insert the words "county auditor" at the end of the eighth line of section 3 of the printed bill.

Strike out the words "county seat" and insert the words "official bonds of the county officers" at the end of section 3 of the printed bill.

Amendments adopted.

Amendment by Mr. Nelson to add the following as section 8:

"Section 8. This act shall not apply to counties having a population exceeding 17,500 as shown by the census of 1885."

Lost.

Amendment by Mr. Lewis to strike out of section 1, line 10 of amended and reprinted bill the word "and", and insert in lieu thereof the word "or"; also strike out the word "other" in same line.

Adopted.

On motion of Mr. Beem the House adjourned.

# AFTERNOON SESSION.

2 O'CLOCK P. M.

The House reconvened, the Speaker in the chair.

Mr. Riley entered a motion to reconsider the vote by which Senate File No. 290 passed the House.

#### RESOLUTION.

By Mr. Lewis, directing the Chief Clerk to inform the House what steps he has taken to carry out the order of the House to provide reporters with stationery.

Laid over under Rule No. 84.

# BUSINESS PENDING.

Consideration of House File No. 56 continued.

Mr. Clarke moved the previous question.

Carried.

The question being shall the bill be engrossed, Messrs. Lewis and Paschal demanded the yeas and nays.

Mr. Yergey explained his vote as follows:

ME. SPEAKEE—I have received more letters on the subject of an abstract law than any other subject, and as the bill before me is a step in the right direction I vote aye.

The yeas were:

Messrs. Agnew, Anderson of Hamilton, Ball, Byers, Custer, Fillmore, Hart, Homrighaus, Hunter, Lewis, Lockin, McFarland, Paschal, Rice, Roberts, Roundy, Slosson, Thornburg, Wilson of Butler, Wyckoff, Wyman and Yergey-22.

The nays were:

Messrs. Anderson of Warren, Beem, Berryhill, Blythe, Brown, Buell, Calvin, Chantry, Chapman, Clarke, Craig, Crooks, Cummins, Curtis, Darnall, Davie, Dobson, Doron, Duus, Field, Hall, Head, Hobbs, Horton, Hospers, Jolly, Jones, Kennan, Kline, Larson, Limback, Mack, Mahoney, Mitchell, Moore, Nelson, Nicoll, Oakman, Owen, Piatt, Riley, Roach, Robb, Rowan, Schleicher, Shipley, Steele, Smith, Theophilus, Thompson, Thorniley, Tiptov, Townsend, Wagner, Walker, Wilbur, Woods and Mr. Speaker-58.

Absent or not voting:

Messrs. Burgess, Dayton, Deitz, Draper, Eckles, Eilers, Estes, Evans, Foley, Hamilton, Hauser, Hipwell, Hotchkiss, Luke, Parkhurst, Robeson, Roe, Russell, Teale and Wilson of Cass-20.

So the bill was lost on engrossment.

Mr. Cummins moved that House File No. 525 be recalled from the Senate.

Carried

House File No. 347, a bill for an act to resume and convey to the United States all lands and rights to lands granted to the State of Iowa by the act of Congress entitled "an act for a grant of land to the State of Iowa, in alternate sections, to aid in the reconstruction of a railroad in the State of Iowa, approved May 12, A. D., 1864, which have not been earned pursuant to the provisions of this act.

Mr. Fillmore moved that the rules be suspended, the bill considered engrossed and read a third time now.

Carried.

The bill was read a third time.

The question being shall the bill pass?

The yeas were:

Messrs. Anderson of Hamilton, Anderson of Warren, Ball, Beem, Brown, Buell, Burgess, Byers, Calvin, Chantry, Chapman, Clarke, Craig, Crooks, Custer, Darnall, Davie, Dobson, Doron, Duus, Field, Fillmore, Foley, Hart, Head, Hobbs, Homrighaus, Horton, Hospers, Hunter, Jolly, Jones, Kennan, Kline, Larson, Lewis, Limback, Lockin, Mack, Mahoney, Mitchell, Moore, Nelson, Nicoll, Oakman, Owen, Paschal, Piatt, Rice, Riley, Roach, Robb, Roberts, Robeson, Roundy, Rowan, Schleicher, Shipley, Slosson, Smith, Theophilus, Thompson, Thornburg, Thorniley, Tipton, Townsend, Wagner, Walker, Wilson of Butler, Woods, Wyckoff, Wyman, Yergey and Mr. Speaker-74.

The nays were none.

Absent or not voting:

Messrs. Agnew, Berryhill, Blythe, Cummins, Curtis, Dayton, Deits, Draper, Eckles, Eilers, Estes, Evans, Hall, Hamilton, Hauser, Hipwell, Hotchkiss, Luke, McFarland, Parkhurst, Roe, Russell, Steele, Teale, Wilbur, and Wilson of Cass-26.

So the bill passed and the title was agreed to.

Mr. Foley moved that the rule be suspended and that House File No. 535, a bill for an act to legalize the organization of the independent school district of Greenwood, in Chickasaw county, Iowa, be taken up and considered engrossed and read a third time now.

Carried.

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The bill was read a third time.

The question being, shall the bill pass?

The yeas were:

Messrs. Anderson of Hamilton, Anderson of Warren, Ball, Beem, Berryhill, Blythe, Buell, Burgess, Byers, Calvin, Chantry, Chapman, Clarke, Craig, Crooks, Cummins, Custer, Darnall, Davie, Dietz, Dobson, Doron, Daus, Field, Fillmore, Foley, Hart, Head, Hipwell, Homrighaus, Horton, Hospers, Hunter, Jolly, Jones, Kennan, Kline, Larson, Lewis, Limback, Lockin, Mack, Mahoney, Mitchell, Moore, Nelson, Nicoll, Oakman, Owen, Paschal, Piatt, Rice, Riley, Roach, Robb, Roberts, Roundy, Rowan, Schleicher, Shipley, Steele, Slosson, Smith, Theophilus, Thompson, Thornburg, Thorniley, Tipton, Townsend, Walker, Wilson of Butler, Woods, Wyckoff, Wyman, Yergey and Mr. Speaker-76. The nays were none.

Absent or not voting:

Messers. Agnew, Brown, Curtis, Dayton, Draper, Eckles, Eilers, Retes, Evans, Hall, Hamilton, Hauser, Hobbs, Hotchkiss, Luke, Mo-Farland, Parkhurst, Robeson, Roe, Russell, Teale, Wagner, Wilbur, and Wilson of Cass-24.

So the bill passed and the title was agreed to.

Mr. Byers called up his motion to reconsider the vote by which House File No. 103 was ordered engrossed.

Carried.

House File No. 193, a bill for an act providing for compensation for mayors in certain cases to which the State is party.

Amendment by Mr. Beem:

To add to section 1 the following: And the marshal of any city or incorporated town who serves the papers in such cases shall receive the same compensation that is allowed to constables for such services, to be audited and paid in the same manner; *provided*, that this act shall not apply to cities or incorporated towns having a population of more than five thousand.

Upon the adoption of the amendment, Messrs. Robb and Byers demanded the yeas and nays.

The yeas were:

Meesrs. Agnew, Ball, Beem, Berryhill, Byers, Calvin, Chantry, Chapman, Crooks, Cummins, Duus, Evans, Field, Hart, Hauser, Homrighaus, Jones, Kennan, Lewis, Limback, Mahoney, Mitchell, Moore, Nelson, Oakman, Paschal, Piatt, Riley, Roach, Bowan, Schleicher, Shipley, Thompson, Thornburg, Tipton, Townsend, Wilson of Butler, Wyckoff and Yergey-39.

The nays were:

Messrs. Anderson of Hamilton, Anderson of Warren, Blythe, Brown, Burgess, Clarke, Craig, Curtis, Darnall, Davie, Deitz, Hipwell, Horton, Hospers, Jolly, Larson, Nicoll, Owen, Robb, Roberts, Roundy, Steele, Slosson, Smith, Theophilus, Thorniley, Wagner, Walker, Woods, Wyman and Mr. Speaker-31.

Absent or not voting:

Messrs. Buell, Custer, Dayton, Dobson, Doron, Draper, Eckles, Eilers, Estes, Fillmore, Foley, Hall, Hamilton, Head, Hobbs, Hotchkiss, Hunter, Kline, Lockin, Luke, Mack, McFarland, Parkhurst, Rice, Robeson, Roe, Russell, Teale, Wilbur and Wilson of Cass-30.

So the amendment was adopted.

The bill was ordered engrossed.

Mr. Berryhill moved to reconsider the vote by which House File No. 103 was ordered engrossed.

Carried.

Mr. Berryhill moved to reconsider the vote by which the amendment by Mr. Beem was adopted.

Carried.

Mr. Beem withdrew his amendment.

Amendment by Mr. Byers:

To add to section 1 the following: And the marshal of any city or incorporated town serving the papers in such cases shall be allowed the same as constables are entitled to receive in similar cases. Substitute for the amendment, by Mr. Cummins: Add to section 1: Marshals and police officers of cities and towns shall be entitled to charge the same fees in State cases as now provided or as may hereafter be provided by law for constables, and such fee shall be audited and paid out of the county treasury in the same manner as constables' fees, and the same shall be turned into the city treasury as provided by chapter 56, laws of the Seventeenth General Assembly, when such officers receive a salary in lieu of fees.

Mr. Berryhill moved that the bill and amendments be referred to Committee on Judiciary and retain its place on calendar.

Carried.

## ENGROSSED BILLS.

House File No. 178, a bill for an act to amend section 24, of chapter 151, of the laws of the Eighteenth General Assembly, changing the time of meetings of local boards of health.

The question being shall the bill be read a third time? Carried.

The bill was read a third time.

The question being shall the bill pass.

The yeas were:

Messrs. Agnew, Anderson of Hamilton, Anderson of Warren, Ball, Beem, Berryhill, Blythe, Brown, Burgess, Byers, Calvin, Chantry, Clarke, Craig, Crooks, Curtis, Custer, Darnall, Davie, Dayton, Diets, Dobson, Doron, Duus, Evans, Field, Fillmore, Foley, Hall, Hart, Hauser, Head, Hipwell, Hobbs, Homrighaus, Hospers, Hunter, Jolly, Jones, Kennan, Kline, Larson, Lewis, Limback, Lockin, Mahoney, Mitchell, Moore, Nelson, Nicoll, Oakman, Owen, Paschal, Piatt, Riley, Roach, Robb, Roberts, Robeson, Roe, Roundy, Rowan, Schleicher, Shipley, Steele, Slosson, Smith, Theophilus, Thompson, Thornburg, Thorniley, Tipton, Townsend, Wagner, Walker, Wilson of Butler, Woods, Yergey and Mr. Speaker-79.

The nays were none.

Absent or not voting:

Messrs. Buell, Chapman, Cummins, Draper, Eckles, Eilers, Estes, Hamilton, Horton, Hotchkiss, Luke, Mack, McFarland, Parkhurst, Rice, Russell, Teale, Wilbur, Wilson of Cass, Wyckoff and Wyman. -21.

So the bill passed and the title was agreed to.

## MESSAGE FROM THE SENATE.

The following message was received from the Senate:

ME. SPEAKER—I am directed by the Senate to inform your honorable body that the Senate has arranged to give General Cyrus Bussey, a former member of the Senate, a reception in the Senate chamber, on Wednesday afternoon at 4 o'clock, and that the members and employes of the House and the members of their families have been invited to attend said reception.

C. H. BROCK, Secretary.

## 1868.]

#### REPORT OF ENROLLING COMMITTEE.

Mr. Hunter, from the Committee on Enrolled Bills, submitted the following report:

ME. SPEAKER—Your Committee on Enrolled Bills respectfully report that they have examined and find correctly enrolled House File No. 832, an act extending to cities organized under special charters the provisions of chapter 192 of the acts of the Twentieth General Assembly.

HUNTER, Chairman.

The Speaker signed the bill in the presence of the House.

## BILLS ON CALENDAR.

House File No. 262, a bill for an act to amend section 4042 of the Code, relating to the sale of milk.

The bill was ordered engrossed.

Substitute for House File No. 848, a bill for an act to amend section 2747 of the Code in reference to printing court calendars.

Amendment by Mr. Ball to add at end of substitute "at cost of same."

Lost.

The substitute was ordered engrossed.

House File No. 148, a bill for an act to amend section 625 of the Code, in relation to canvass by judges of elections.

Amendment by Mr. Craig, to insert after the word thereon in line 11, section 1, the following: "or if any ballot be found containing any name printed in the place of a regular nominee of the party on the party ticket."

Adopted.

Amendment by Mr. Theophilus, to strike out of lines 8 and 9 the words, "over the name or names originally printed on such ballot;" also, to strike out of lines 10 and 11 the words "over the name or names originally printed thereon."

Lost.

Amendment by Mr. Riley to add to section 1 the following: "This act shall apply to all elections whether general or special, and to to state, county and municipal."

Adopted.

Amendment by Mr. Dayton to strike out the words "or to vote" in line 8.

Adopted.

Amendment by Mr. Theophilus to insert after the word "over" in line 8 the words "or covering" also to insert the same words after the word "over" in line 10.

Adopted.

Mr. Burgess moved that the rules be suspended, the bill considered engrossed and read a third time now.

Carried.

The bill was read a third time.

The question being shall the bill pass.

Mr. Robb explained his vote as follows:

ME. SPRAKEE—Owing to the numerous changes constantly being made in our election laws and the various complications arising therefrom, a large number of the laboring classes in our cities are now practically disfranchised because they are unable to keep posted in these various changes which the legislature of this State make at their biennial sessions. I therefore vote no.

The yeas were:

Messrs. Agnew, Anderson of Hamilton, Anderson of Warren, Ball, Beem, Berryhill, Blythe, Brown, Burgess, Byers, Calvin, Chantry, Chapman, Craig, Crooks, Cummins, Curtis, Custer, Darnall, Davie, Dayton, Dietz, Dobson, Doron, Evans, Field, Fillmore, Foley, Hall, Hart, Hauser, Head, Hipwell, Hobbs, Homrighaus, Horton, Hospers, Hunter, Jolly, Jones, Kennan, Kline, Larson, Lewis, Limback, Lockin, Mack, Mahoney, Mitchell, Moore, Nelson, Nicoll, Oakman, Owen, Paschal, Piatt, Riley, Roach, Roberts, Robeson, Roundy, Rowan, Schleicher, Shipley, Steele, Slosson, Smith, Theophilus, Thompson, Thornburg, Thorniley, Tipton, Townsend, Wagner, Walker, Wilbur, Wilson of Butler, Woods, Wyckoff, Wyman, Yergey and Mr. Speaker -82.

The nays were:

Messrs. Rice and Robb-2.

Absent or not voting:

Messrs. Buell, Clarke, Draper, Duus, Eckles, Eilers, Estes, Hamilton, Hotchkiss, Luke, McFarland, Parkhurst, Roe, Russell, Teale, and Wilson of Cass-16.

So the bill passed and the title was agreed to.

House File No. 226, a bill for an act to amend section 9, chapter 100, laws of the Sixteenth General Assembly of Iowa, relating to mechanics' liens.

Mr. Wilbur moved that the rules be suspended, the bill considered engrossed and read a third time now.

Carried.

The bill was read a third time.

The question being shall the bill pass?

The yeas were :

Messrs. Agnew, Anderson of Hamilton, Anderson of Warren, Ball, Blythe, Brown, Buell, Burgess, Byers, Calvin, Chantry, Chapman, Craig, Crooks, Cummins, Curtis, Custer, Darnall, Davie, Dayton, Dietz, Dobson, Doron, Evans, Field, Fillmore, Foley, Hall, Hart, Hauser, Head, Hipwell, Hobbs, Homrighaus, Horton, Hospers, Hunter, Jolly, Jones, Kennan, Kline, Larson, Lewis, Limback, Lockin, Mack, Mahoney, Mitchell, Moore, Nelson, Nicoll, Oakman, Owen, Paschal, Piatt, Rice, Riley, Roach, Robb, Roberts, Robeson, Roundy, Rowan, Schleicher, Shipley, Steele, Slosson, Theophilus, Thompson, Thornburg, Thorniley, Tipton, Townsend, Wagner, Walker, Wilbur, Wilson of Butler, Woods, Wyckoff, Wyman, Yergey and Mr. Speaker -89.

The nays were:

Messre. Beem and Berryhill-9.

Absent or not voting :

Messrs. Clarke, Draper, Duus, Eckles, Eilers, Estes, Hamilton,

Hotchkiss, Luke, McFarland, Parkhurst, Roe, Russell, Smith, Teale and Wilson of Cass-16.

So the bill passed and the title was agreed to.

House File No. 187, a bill for an act to amend section 159 of the Code relating the disposition of Supreme Court reports.

Amendment by committee to strike out the word "and", being the last word in the 4th line of the printed bill, and all of lines 5, 6 and 7. Adopted.

The bill was ordered engrossed.

Mr. Roach in the chair.

House File No. 212, a bill for an act to repeal section 2803 of the Code of 1873, and to enact a substitute therefor in relation to the finding of verdicts by a jury.

Amendment by Mr. Dayton to strike out of line 3, section 1, the words "and sign," and to insert after the word "verdict" in same line, "they shall write out the same and sign their names thereto and".

Adopted.

Amendment by Mr. Head to strike out the word "ten" in line 3 of section 1, and insert "eight" in lieu thereof.

Lost.

Mr. Riley moved that the rules be suspended, the bill considered engrossed and read a third time now.

Carried.

The bill was read a third time.

The question being shall the bill pass?

The yeas were:

Messrs. Agnew, Anderson of Hamilton, Anderson of Warren, Ball, Brown, Burgess, Byers, Chantry, Chapman, Crooks, Curtis, Custer, Dobson, Doron, Evans, Field, Fillmore, Foley, Hall, Hart, Hauser, Head, Homrighaus, Horton, Hospers, Hunter, Jones, Kennan, Kline, Larson, Lewis, Limback, Lockin, Mack, Mahoney, McFarland, Moore, Nelson, Nicoll, Oakman, Paschal, Riley, Roberts, Robeson, Rowan, Schleicher, Shipley, Steele, Slosson, Smith, Thornburg, Tipton, Townsend, Walker, Wilbur, Wilson of Butler, Wyckoff, Wyman, Yergey and Mr. Speaker--60.

The nays were:

Messrs. Beem, Berryhill, Blythe, Calvin, Craig, Cummins, Darnall, Davie, Dayton, Hobbs, Jolly, Mitchell, Owen, Piatt, Rice, Roach, Robb, Roundy, Theophilus, Thompson, Thorniley, Wagner and Woods -23.

Absent or not voting:

Messrs. Buell, Clarke, Dietz, Draper, Duus, Eckles, Eilers, Estes, Hamilton, Hipwell, Hotchkiss, Luke, Parkhurst, Roe, Russell, Teale and Wilson of Cass-17.

So the bill passed and the title was agreed to.

## BEPORT OF COMMITTEE.

Mr. Hunter, from the Committee on Enrolled Bills, submitted the following report:

ME. SPEAKEE-Your Committee on Enrolled Bills respectfully re-

port that they have this day presented to the Governor for his approval the following bill:

House File No. 323, an act extending to cities organized under special charters the provisions of chapter 192 of the acts of the Twentieth General Assembly.

HUNTER, Chairman.

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Mr. Cummins entered a motion to reconsider the vote by which House File No. 525 passed the House. On motion of Mr. Paschal the House adjourned.

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# HALL OF THE HOUSE OF REPRESENTATIVES, Des Moines, Iowa, March 13, 1888.

House met in regular session at 10 o'clock A. M. The Speaker in the chair. Prayer by Rev. Jas. T. Docking. Journal of yesterday read and approved.

## PETITIONS AND BEMONSTRANCES.

By Mr. Hauser, from 40 citizens of Hardin county, asking legislation for the removal of willow hedges.

Referred to Committee on Roads and Highways.

By Mr. Wyckoff, by citizens of Appanoose county, against legislation on telegraphic rates.

Referred to Committee on Telephones and Telegraphs.

By Mr. Wilson, from citizens of Cass county, asking legislation establishing a firemen's relief fund.

Referred to Committee on Municipal Corporations.

By Mr. Field, from citizens of Page county, against legislation on telegraph rates.

Referred to Committee on Telegraphs and Telephones.

By Mr. Riley, from 15 proprietors of hotels, asking repeal of statute, permitting cities to license taverns, etc.

Referred to Committee on Municipal Corporations.

## REPORT OF ENGROSSING COMMITTEE.

Mr. Brown, from the Committee on Engrossed Bills, submitted the following report:

ME. SPEAKEE-Your Committee on Engrossed Bills respectfully report that they have examined and find correctly engrossed, House File No. 344, a bill for an act to amend section 920 of the Code of Iowa of 1873, relating to the establishing of public highways in incorporated cities and towns.

WM. BROWN, Chairman.

#### REPORTS OF COMMITTEES.

Mr. Riley, from the Committee on Municipal Corporations, reported House File No. 271, recommending indefinite postponement.

Also, House File No. 372, recommending indefinite postponement. Passed on file.

Mr. Agnew, from the Committee on Insurance reported House File No. 320, recommending indefinite postponement. Also, House File No. 278, recommending passage. Passed on file.

Mr. Berryhill, from the Committee on Appropriations, reported Senate File No. 116, recommending passage.

Passed on file.

Mr. Head, from the Committee on Ways and Means, reported House File No. 429, recommending indefinite postponement.

Also, there being no further business before the Committee on Ways and Means requiring the services of a clerk, the clerk of said committee tendered her resignation, which was accepted, to take effect March 15, 1888.

ALBERT HEAD, Chairman.

Passed on file.

#### RESOLUTION LAID OVER.

By Mr. Lewis:

Be it Resolved, That the Chief Clerk of this House is requested to report immediately what steps he has taken, if any, to carry out the resolution reported by the Committee on Retrenchment and Reform of this House, and adopted January 30, 1888, which provides that all reporters of newspapers reporting the proceedings of this House be entitled to one dollar per week for stationery.

Adopted.

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## INTRODUCTION OF BILLS.

By Mr. Schleicher, House File No. 569, a bill for an act to quiet title of settlers on Des Moines river lands in the State of Iowa, and for other purposes.

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

By Mr. Jolly, House File No. 570, a bill for an act to legalize the election of the city of Knoxville, Marion county, Iowa, of A. D. 1888, and to legalize the register lists of voters made for and used at such election.

Read first and second times and passed on file.

By Mr. Homrighaus, House File No. 571, a bill for an act to amend chapter 193 of laws of the Twentieth General Assembly, in relation to management and investment of the endowment fund of the Iowa Agricultural College.

Read first and second times and referred to the Committee on Agricultural College.

By Mr. Wilbur, House File No. 572, a bill for an act in relation to the time of certifying taxes for the support of schools, amendatory of chapter 9, title 12, of the Code, relating to the system of common schools.

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

### RESOLUTION.

By Mr. Robb, concurrent resolution relative to county recorders reporting information to Commissioner of Labor Statistics. Referred to Committee on Labor.

# BILLS ON CALENDAR.

House File No. 138, a bill for an act entitled an act to determine liability for personal injuries.

Amendments by committee:

To strike out "an," in line 1, and insert "any personal" in lieu thereof. Also, to insert "also" in line 5, after the word "shall."

Adopted.

The bill was ordered engrossed.

House File No. 337, a bill for an act relating to challenge of jurors, additional to section 2772 of the Code of 1873.

Amendment by committee:

To strike out the word "township" wherever it occurs in the bill. Adopted.

Mr. Craig moved that the rules be suspended, the bill considered engrossed and read a third time now.

Carried.

The bill was read a third time.

The question being shall the bill pass?

The yeas were:

Messrs. Agnew, Anderson of Warren, Ball, Beem, Berryhill, Brown, Buell, Burgess, Byers, Calvin, Chantry, Chapman, Clarke, Craig, Crooks, Cummins, Curtis, Custer, Darnall, Davie, Dayton, Deitz, Dobson, Doron, Duus, Evans, Field, Fillmore, Foley, Hall, Hart, Hauser, Head, Hipwell, Hobbs, Homrighaus, Horton, Hospers, Hunter, Jolly, Jones, Kennan, Kline, Larson, Lewis, Limback, Lockin, Mack, Mahoney, Mitchell, Moore, Nelson, Nicoll, Oakman, Owen, Paschal, Piatt, Riley, Roach, Robb, Roberts, Robeson, Roe, Roundy, Rowan, Schleicher, Shipley, Steele, Slosson, Smith, Teale, Theophilus, Thompson, Thornburg, Thorniley, Tipton, Townsend, Walker, Wilson of Butler, Wilson of Cass, Woods, Wyckoff, Wyman, Yergey and Mr. Speaker-85.

The nays were:

Mr. Wilbur-1.

Absent or not voting:

Messrs. Anderson of Hamilton, Blythe, Draper, Eckles, Eilers, Estes, Hamilton, Hotchkiss, Luke, McFarland, Parkhurst, Rice, Russell and Wagner-14.

So the bill passed and the title was agreed to.

Mr. Mitchell moved that the rules be suspended and that Senate File No. 116, a bill for an act to extend the time for paying the indebtedness of the Orphan Asylum at Andrew, Iowa, be taken up and read a third time now.

Carried.

The bill was read a third time.

The question being, shall the bill pass?

The yeas were:

Messrs. Agnew, Anderson of Warren, Ball, Beem, Berryhill, Brown, Buell, Burgess, Byers, Calvin, Chantry, Clarke, Craig, Crooks, Cummins, Curtis, Custer, Darnall, Davie, Dayton, Deitz, Dobson, Doron, Duus, Evans, Field, Fillmore, Foley, Hall, Hauser, Head, Hipwell, Hobbs, Homrighaus, Horton, Hospers, Hunter, Jolly, Jones, Kennan, Kline, Larson, Lewis, Limback, Lockin, Mack, Mahoney, McFarland, Mitchell, Moore, Nelson, Nicoll, Oakman, Owen, Piatt, Riley, Roach, Robb, Roberts, Robeson, Roe, Roundy, Rowan, Russell, Schleicher, Shipley, Steele, Smith, Theophilus, Thompson, Thornburg, Thorniley, Tipton, Townsend, Walker, Wilbur, Wilson of Butler, Wilson of Cass, Woods, Wyckoff, Wyman, Yergey and Mr. Speaker-83.

The nays were:

Messrs. Paschal and Slosson-2.

Absent or not voting:

Messrs. Anderson of Hamilton, Blythe, Chapman, Draper, Eckles, Eilers, Estes, Hamilton, Hart, Hotohkiss, Luke, Parkhurst, Rice, Teale and Wagner-15.

So the bill passed and the title was agreed to.

Mr. Robb moved that the rules be suspended and that the substitute for Senate File No. 30, a bill for an act to amend Chapter 143, acts of the Sixteenth General Assembly and chapter 24, acts of the Nineteenth General Assembly; relating to superior courts and to proceedings therein, be now taken up.

Carried.

Mr. Ball moved that the bill be referred to the Committee on Judiciary and retain its place on the calendar.

Carried.

House File No. 297, a bill for an act to regulate the hanging of doors to public buildings.

Amendments by Committee:

To insert in section 1, line 1 of printed bill, after first word "rooms" the words "of more than one story," also to insert in line 2, after word "gatherings," the word "churches."

Amendment to the amendment by Mr. Wilbur, to change the first word "rooms," in line 1, to "buildings."

Adopted.

Amendment as amended adopted.

Further amendments by Committee:

To insert in section 2, line 1, after word "institutions" the word "churches."

Adopted.

To insert in section 3, line 1, after word "institutions" the word "churches," also in line 3, to change word "ten" to "thirty."

Adopted.

Amendment by Mr. Beem, to strike out of section 3, line 5, the word "convicted" and insert "committed" in lieu thereof.

Adopted.

Amendment by Mr. Head, to insert in section 3, line 3, after the word "writing" the words "by any citizen of the county."

Adopted.

Amendment by Mr. Wilbur, to strike out section 3. Adopted.

Amendment by Mr. Darnall, to insert in section 1, line 3, after the words "leading to" the words "exist and" Adopted. The bill was lost on engrossment. House File No. 93, a bill for an act to secure to children between the ages of eight and fifteen years the benefits of an elementary education. Amendments by Committee: To section 1, to insert the letter "a" after past word "or" in line 4 of printed bill. Adopted. Also to insert words "or equivalent" after the word "same" in line 9. Adopted. Also to insert words "or equivalent" after the word "same" in line. 10. Adopted. Also insert the words "duly verified" after the words "physician" in line 16. Adopted. Also to insert words "prima facie" after words "shall be" in line 16. Adopted. To section 2 to strike out word "day" in line 2. Adopted. To section 3, to strike out lines 1, 2 and 3 and line 4, up to and including the word "force." Adopted. Also to insert after word "directors" in line 4 the words "of any independent district or district township." Adopted. Also, to insert after word "constables" in line 5 the words "police officers." Adopted. Also, to change "ten" in line 26 to "five." Adopted. Also, to strike out the words "under oath" in line 32 and insert after the word "plead" in the same line the words "and prove." Adopted. Also, to insert in line 84 after the word "shall" the word "be." Adopted. To section 4, to strike out the word "labeling" in line 7. Adopted. To section 5, to insert after second "shall" in line 5, the words "upon conviction;" also, to strike out "forfeit a penalty of" in lines 5 and 6 and insert "be fined" in lieu thereof. Adopted. Also, strike out the words "forfeit a penalty of" in line 7 and insert the words "upon conviction be fined," in place thereof. Adopted. Also, to insert after the word "any" in line 10 the words "justice of the peace or."

Adopted.

Amendment by Mr. Russell, to insert in section 4, line 4, after the word "text-books" the words "and clothing;" also to insert the same words after the word "book" in line 5.

Mr. Riley moved the previous question upon the amendment. Carried.

The question being upon the amendment by Mr. Russell, Messrs. Russell and Robb demanded the yeas and nays.

Mr. Doron explained his vote.

The yeas were:

Messrs. Beem, Brown, Burgess, Clarke, Craig, Davie, Dayton, Duus, Foley, Hart, Hobbs, Horton, Jones, Kline, Larson, Limback, Mitchell, Owen, Piatt, Rice, Robb, Roe, Rowan, Russell, Shipley, Wagner and Wyckoff-27.

The nays were:

Messrs. Anderson of Warren, Ball, Blythe, Byers, Calvin, Chantry, Crooks, Cummins, Darnall, Dietz, Dobson, Doron, Evans, Field, Hall, Hauser, Homrighaus, Hospers, Hunter, Jolly, Jones, Lewis, Lockin, Mack, Mahoney, McFarland, Moore, Nelson, Nicoll, Oakman, Paschal, Riley, Roach, Roberts, Robeson, Roundy, Schleicher, Slosson, Smith, Teale, Theophilus, Thompson, Thornburg, Thorniley, Tipton, Townsend, Walker, Wilbur, Wilson of Butler, Wilson of Cass, Wyman, Yergey and Mr. Speaker-53.

Absent or not voting:

Messre. Agnew, Anderson of Hamilton, Berryhill, Buell, Chapman, Curtis, Custer, Draper, Eckles, Eilers, Estes, Fillmore, Hamilton, Head, Hipwell, Hotokkiss, Luke, Parkhurst, Teale and Woods-20.

So the amendment was lost.

Amendment by Mr. Jolly:

To change "25" in section 3, line 26, to "10."

Lost.

Amendment by Mr. Byers:

To add to section 1 the following: "Provided, that if it shall be made to appear to the board of directors of any independent district or district township that the service or labor of any child of twelve years of age or more is necessary to the maintenance of his parents or to his own support, such child may be relieved of further school attendance."

#### 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 Resotion, in which the concurrence of the House is asked:

Relative to appointment of joint committee to investigate Univerversity at Iowa City.

E. D. CHASSELL, Second Assistant Secretary.

On motion of Mr. Anderson of Warren, the House adjourned.

# AFTERNOON SESSION.

2 O'CLOCK P. M.

The House reconvened, the Speaker in the chair.

BUSINESS PENDING.

Consideration of House File No. 93 continued.

The question being upon the amendment by Mr. Byers. Adopted.

Amendment by Mr. Foley to strike out of section 1, line four, the words "taught by a competent instructor."

Upon the adoption of the amendment Messrs. Foley and Craig demanded the yeas and navs.

The yeas were:

Messrs. Agnew, Anderson of Warren, Ball, Beem, Buell, Chantry, Craig, Darnall, Davie, Dayton, Dobson, Doron, Duus, Evans, Foley, Hart, Hobbs, Horton, Hotchkiss, Hunter, Jolly, Kline, Larson, Limback, Mitchell, Owen, Piatt, Robb, Roe, Roundy, Rowan, Russell, Schleicher, Shipley, Teale, Theophilus, Thompson, Wagner and Woods -39.

The nays were:

Messrs. Brown, Calvin, Chapman, Clarke, Crooks, Cummins, Curtis, Custer, Deitz, Field, Hall, Hauser, Head, Hipwell, Homrighaus, Hospers, Jones, Kennan, Lewis, Lockin, Mack, Mahoney, Moore, Nelson, Nicoll, Oakman, Paschal, Roberts, Robeson, Steele, Slosson, Smith, Thornburg, Thorniley, Townsend, Walker, Wilbur, Wilson of Butler, Wilson of Cass, Wyckoff, Yergey and Mr. Speaker-42.

Absent or not voting:

Messrs. Anderson of Hamilton, Berryhill, Blythe, Burgess, Byers, Draper, Eckles, Eilers, Estes, Fillmore, Hamilton, Luke, McFarland, Parkhurst, Rice, Riley, Roach, Tipton and Wyman-19.

So the amendment was lost.

Further amendment by Mr. Foley to strike out of section 2 all of line three and all of line four before the word "at."

Adopted.

Amendment by Mr. Lewis to strike out all of section 3 down to and including the word "notice" in line eighteen; also to strike out in same section the words beginning with the word "and" in line twenty-one to and including the word "same" in line twenty-four; also to strike out of section 5, line two, the words "as well as truant officers provided for in section 8 of this act." Upon the adoption of the amendment Messrs. Mitchell and Wilbur demanded the yeas and nays.

The yeas were:

Messrs. Agnew, Anderson of Warren, Ball, Beem, Blythe, Brown, Burgess, Byers, Chantry, Craig, Crooks, Cummins, Custer, Darnall, Davie, Dayton, Dietz, Dobson, Doron, Duus, Fillmore, Foley, Hall, Hart, Hauser, Hipwell, Hobbs, Horton, Hospers, Hotchkise, Jolly, Jones, Kline, Larson, Lewis, Limback, Lockin, McFarland, Mitchell, Nelson, Nicoll, Owen, Piatt, Rice, Roach, Robb, Roe, Roundy, Rowan, Russell, Schleicher, Shipley, Steele, Tipton, Wagner, Wilbur, Wilson of Cass, Woods and Wyman-59.

The nays were:

Messre. Buell, Calvin, Chapman, Clarke, Evans, Field, Homrighaus, Hunter, Kennan, Mahoney, Mack, Moore, Oakman, Paschal, Riley, Roberts, Robeson, Slosson, Smith, Theophilus, Thompson, Thornburg, Townsend, Walker, Wilson of Butler, Wyckoff, Yergey and Mr. Speaker-28.

Absent or not voting:

Messrs. Anderson of Hamilton, Berryhill, Curtis, Draper, Eckles, Eilers, Estes, Hamilton, Head, Luke, Parkhurst, Teale and Thorniley -13.

So the amendment was adopted.

Mr. Wilbur moved to reconsider the vote by which the amendment by Mr. Lewis was adopted.

#### SPECIAL ORDER.

Mr. Custer moved that the consideration of House File No. 501 and other temperance bills be continued until 10:30 A. M. to-morrow. Carried.

Mr. Burgess moved that the consideration of House File No. 113 and other mining bills be continued to follow the consideration of House File No. 501.

Carried.

Consideration of House File No. 93 continued.

Mr. Wilbur's motion to reconsider prevailed.

The question being upon the amendment by Mr. Lewis.

Substitute for the amendment by Mr. Wilbur:

To strike out all of section 3 as amended down to the word "designate," in line 4 of printed bill, and to insert in lieu thereof, "the board

of directors of any independent district or district township may".

Carried and adopted.

Amendment by Mr. McFarland:

To insert in section 5, line 2, after the word "officers", the words "as well as the special duty of constables, marshals and policemen." Lost.

Amendment by Mr. Foley:

To insert in section 1, line 5, after the word "instructor," the words "or in a school under supervision of a religious society."

Adopted.

Amendment by Mr. Jolly:

To change "sixteen," in lines 3 and 5, to "twelve."



Adopted.

Mr. Wilbur moved that the rules be suspended and the bill considered engrossed and read a third time now.

Carried.

The bill was read a third time.

The question being shall the bill pass.

Mr. Davie explained his vote.

Mr. Russell explained his vote as follows:

ME. SPEAKER—I believe it to be the duty of the State when it assumes the responsibility of the education of children and to provide a system of education which is compulsory, it should not only furnish the teacher and room and books, but necessary clothing for the children of the poor—whose only crime is poverty. I regard a law without this wise provision as sought by the amendment I offered, not only oppressive and one in favor of the rich as against the poor, but calculated to make poverty odious and criminal.

I believe in compulsory education; but I want it free and unvexed by the restrictions imposed by this bill. I will never vote to make poverty a crime, hence, I vote NO!!! against this measure.

The yeas were:

Messrs. Agnew, Anderson of Warren, Ball, Blythe, Buell, Byers, Calvin, Chantry, Chapman, Clarke, Crooks, Cummins, Curtis, Darnall, Dietz, Dobson, Eckles, Evans, Field, Fillmore, Hall, Hauser, Head, Hipwell, Hunter, Jolly, Jones, Kennan, Lewis, Lockin, Mack, Mahoney, McFarland, Moore, Nelson, Nicoll, Oakman, Paschal, Riley, Roberts, Robeson, Schleicher, Slosson, Smith, Theophilus, Thompson, Thornburg, Tipton, Townsend, Wagner, Walker, Wilbur, Wilson of Butler, Wilson of Cass, Wyckoff, Yergey and Mr. Speaker-57.

The navs were:

Messrs. Beem, Burgess, Craig, Davie, Dayton, Doron, Duus, Foley, Hart, Hobbs, Horton, Hospers, Hotchkiss, Kline, Larson, Limback, Mitchell, Owen, Piatt, Rice, Roach, Robb, Roe, Roundy, Rowau, Russell, Shipley, Steele, Woods and Wyman-29.

Absent or not voting:

Messrs. Anderson of Hamilton, Berryhill, Brown, Custer, Draper, Eilers, Estes, Hamilton, Homrighaus, Kline, Luke, Parkhurst, Teale, and Thorniley-14.

So the bill passed and the title was agreed to after changing the word "sixteen" therein to "twelve."

House File No. 229, a bill for an act to amend section 5 of chapter 70 of the acts of the Twentieth General Assembly of Iowa, relating to compensation when domestic animals are killed by dogs.

Amendment by committee:

To strike out the word "depositions," and insert in lieu thereof, "affidavite," between the words "the" and "of" in line 4 of the printed bill.

Adopted.

Mr. Thompson moved that the bill be referred back to the Committee on Agriculture.

Carried.

# SENATE MESSAGE CONSILERED.

Mr. Wagner moved that the rules be suspended and that the Senate Concurrent Resolution providing for the investigation of the affairs of the State University at Iowa City, be taken up.

Carried.

WHEREAS, One Prof. G. Hinrichs, of Iowa City, has made various charges against certain professors of the State University at Iowa City, of a serious character, which charges tend to harm and cripple said institution and to bring it into disrepute; and,

WHEREAS, If said charges so made are in any particular true, they are a disgrace to the government of said institution, which should be wiped out at the earliest possible moment; and,

WHEREAS, Other persons have been and now are making serious charges as to the management and methods of said institution,

Be it resolved by the Senate, the House concurring, That a Committee of five, consisting of two from the Senate and three from the House of Representatives be appointed to make a thorough inquiry into said charges and report the same to the General Assembly March 24, 1888, and that said committee have power to call before it persons and papers, and to swear all witnesses brought before it, provided that said committee shall not be composed of persons who have been students or are graduates of said university; that said committee also report how many hours per day, on the average, the professors employed in the university, have devoted to the discharge of their duties during the last year, and any mismanagement or mal administration that may come to the knowledge of the committee, whether called for by this resolution or not; also report as to the truth of the charges made by Prof. Fellows; also report as to the charges made that saloons are kept open in violation of the laws of Iowa at Iowa City; that the committee report as to the advisability of abolishing the legal, medical and dental departments of said university.

The resolution was concurred in.

# BILLS ON CALENDAR.

Mr. McFarland entered a motion to reconsider the vote by which House File No. 347 passed the House.

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

Carried.

House File No. 166, a bill for an act to prevent and to punish fraud in the sale of cattle.

Amendments by committee, to add to the title "horses and other domestic animals."

Adopted.

To strike out the word "admissible," inserting instead the word "eligible" between "are" and "to" in fifth line of section 1.

Adopted.

To strike out sections 2 and 3 and to renumber section 4 as section 2, and section 5 as section 3.

Adopted.

The bill was ordered engrossed.

House File No. 296, a bill for an act for the protection of railroad employes and other persons at frogs, switches, guard rails and other places.

Mr. Curtis moved that the rules be suspended, the bill considered engrossed and read a third time now.

Carried.

The bill was read a third time.

The question being shall the bill pass?

The yeas were:

Messrs. Agnew, Anderson of Warren, Ball, Beem, Blythe, Brown, Buell, Burgess, Byers, Chantry, Chapman, Craig, Crooks, Cummins, Curtis, Custer, Darnall, Davie, Dayton, Dietz, Dobson, Doron, Duus, Eckles, Field, Foley, Hall, Hart, Hauser, Head, Hipwell, Hobbs, Homrighaus, Hospers, Hotchkiss, Hunter, Jolly, Jones, Kennan, Kline, Larson, Lewis, Lockin, Mack, Mahoney, McFarland, Mitchell, Moore, Nelson, Nicoll, Oakman, Owen, Paschal, Piatt, Rice, Riley, Roach, Robb, Roberts, Robeson, Roe, Roundy, Rowan, Russell, Schleicher, Steele, Smith, Teale, Theophilus, Thompson, Thorniley, Tipton, Wagner, Walker, Wilson of Butler, Wilson of Cass, Woods, Wyckoff, Wymon, Yergey and Mr. Speaker—86.

The nays were, none.

Absent or not voting:

Messrs. Anderson of Hamilton, Berryhill, Craig, Draper, Eilers, Estes, Evans, Fillmore, Hamilton, Horton, Luke, Parkhurst, Townsend and Wilbur--14.

So the bill passed and the title was agreed to.

House tile No. 280, a bill for an act for the relief of John Hadiene, of Webster county, Iowa, and authorizing the payment of his claim against the State of Iowa.

Amendment by Mr. Hall to strike out of the first "whereas," line three, the first words "southwest quarter" and insert in lieu thereof "west half."

Adopted.

Mr. Hall moved that the rules be suspended, the bill considered engrossed and read a third time now.

Carried.

The bill was read a third time.

The question being shall the bill pass?

The yeas were :

Messrs. Agnew, Anderson of Warren, Ball, Beem, Brown, Buell, Burgess, Byers, Calvin, Chantry, Chapman, Clarke, Craig, Crooks, Cummins, Curtis, Custer, Darnall, Davie, Dayton, Dietz, Dobson, Doran, Daus, Eckles, Evans, Field, Foley, Fillmore, Hall, Hart, Hauser, Head, Hipwell, Hobbs, Homrighaus, Horton, Hospers, Hotchkiss, Hunter, Jolly, Jones, Kennan, Kline, Larson, Lewis, Limback, Lockin, Mack, Mahoney, McFarland, Mitchell, Moore, Nelson, Nicoll, Oakman, Owen, Paschal, Piatt, Rice, Riley, Roach, Robb, Roberts, Robeson, Roe, Roundy, Rowan, Russell, Schleicher, Shipley, Steele, Slosson, Smith, Teale, Theophilus, Thorniley, Tipton, Wagner, Walker, Wilbur, Wilson of Butler, Wilson of Cass, Woods, Wyckoff, Wyman, Yergey and Mr. Speaker—88.

The nays were none

Absent or not voting:

Messers. Anderson of Hamilton, Berryhill, Blythe, Draper, Eilers, Ester, Hamilton, Luke, Parkhurst, Thompson, Thornburg and Townsend—12.

So the bill passed and the title was agreed to.

Mr. Riley in the chair.

House File No. 351, a bill for an act relating to reports from State institutions.

Mr. Calvin moved that the rules be suspended, the bill considered engrossed and read a third time now.

Carried.

The bill was read a third time.

The question being, shall the bill pass?

The yeas were:

Messrs. Agnew, Anderson of Warren, Ball, Beem, Blythe, Brown, Burgess, Byers, Calvin, Chantry, Chapman, Clarke, Craig, Crooks, Cummins, Curtis, Custer, Darnall, Davie, Dayton, Dietz, Doron, Daus, Eckles, Evans, Field, Foley, Hall, Hart, Hauser, Head, Hipwell, Horton, Hospers, Hunter, Jolly, Jones, Kennan, Kline, Larson, Lewis, Limback, Mack, McFarland, Mitchell, Nelson, Nicoll, Oakman, Owen, Paschal, Piatt, Rice, Riley, Koach, Robb, Roberts, Robeson, Roe, Roundy, Rowan, Russell, Shipley, Steele, Slosson, Smith, Teale, Theophilus, Thompson, Thornburg, Thorniley, Tipton, Wagner, Walker, Wilbur, Wilson of Butler, Wilson of Cass, Woods and Wyman-77.

The nays were:

Mr. Wyckoff-1.

Absent or not voting:

Messrs. Anderson of Hamilton, Berryhill, Buell, Dobson, Draper, Eilers, Estes, Fillmore, Hamilton, Hobbs, Homrighaus, Hotohkiss, Lockin, Luke, Mahoney, Moore, Parkhurst, Schleicher, Townsend, Wyckoff, Yergey and Mr. Speaker-22.

So the bill passed and the title was agreed to.

House File No. 366. A bill for an act authorizing cities and towns to submit to the qualified electors the question of levying a special tax for the purpose of prospecting for water and gas.

Amendment by committee to insert after the word "May," in the second line of section 1, the following words "Upon the presentation of a petition signed by a majority of the resident freehold taxpayers thereof."

Adopted.

Amendment by Mr. Wilbur to insert in section 1, after the word "gas" in line 5, the words "mineral oil".

Adopted.

Amendment by Mr. Smith to strike out of section 1, line 6, the word "both" and insert "all".

Adopted.

1

The bill was ordered engrossed.

House File No. 294, indefinitely postponed.

House File No. 203, indefinitely postponed.

House File No. 312, a bill for an act to prevent the collection of

any greater rate of interest on a stay bond than is provided for in judgment.

Amendment by Committee:

To strike out of section 1 in the second line after the word "than" "is provided for in the judgment"; inserting instead "provided for in the instrument on which judgment is rendered.

Adopted.

The bill was ordered engrossed.

House File No. 122, a bill for an act to amend section 4256 of the Code of Iowa as enacted by section 3, chapter 42 of the laws of the Twenty first General Assembly relating to grand jurors.

Amendments by Committee:

To strike out the word "four" in the seventh line of section 1, and insert "three" in lieu thereof; also, to strike out all of section 2.

Adopted.

Amendment by Mr. Yergey:

To strike out of section 1, line 3, the words "deemed necessary" and insert the words "demanded by the grand jury" in lieu thereof. Lost.

Mr. Ball moved that the rules be suspended, the bill considered engrossed and read a third time now.

Carried.

The bill was read a third time.

The question being shall the bill pass.

The yeas were:

Messrs. Agnew, Ball, Blythe, Buell, Calvin, Cummins, Curtis, Dobson, Doron, Eckles, Evans, Field, Fillmore, Foley, Hart, Ilipwell, Hobbs, Homrighaus, Horton, Hospers, Kennan, Kline, Larson, Lewis, Limback, Mitchell, Moore, Oakman, Paschal, Piatt, Rice, Riley, Roach, Robb, Roberts, Robeson, Roe, Rowan, Steele, Theophilus, Thompson, Thornburg, Townsend, Wagner, Wilbur and Wilson of Butler-47.

The nays were:

Messrs. Anderson of Warren, Beem, Brown, Burgess, Chantry, Chapman, Craig, Crooks, Custer, Darnall, Davie, Dayton, Dietz, Estes, Hall, Hauser, Hotchkiss, Hunter, Jolly, Jones, Lockin, Nelson, Nicoll, Owen, Roundy, Russell, Slosson, Smith, Teale, Thorniley, Tipton, Walker, Wilson of Cass, Woods, Wyckoff, Wyman and Yergey-37. Absent or not voting:

Messrs. Anderson of Hamilton, Berryhill, Byers, Clarke, Draper, Duus, Eilers, Hamilton, Head, Luke, Mack, Mahoney, McFarland, Parkhurst, Schleicher, Shipley and Mr. Speaker-16.

So the bill, not having received a constitutional majority, was lost on passage.

House File No. 362, a bill for an act to amend section 834, chapter 1, title 6 of the Code of 1873, in relation to the state board of equalization.

Amendment by Mr. Robb to strike out "last" in first line of the bill and insert "eighth."

Adopted.

Mr. Mack moved that the rules be suspended and the bill be considered engrossed and read a third time now.

Carried.

The bill was read a third time.

The question being shall the bill pass?

The yeas were:

Messrs. Agnew, Anderson of Warren, Ball, Beem, Blythe, Brown, Buell, Burgess, Calvin, Chantry, Chapman, Clarke, Crooks, Curtis, Darnall, Davie, Dayton, Dobson, Doron, Duus, Eckles, Estes, Field, Hall, Hauser, Head, Hospers, Hunter, Jolly, Jones, Kennan, Larson, Lewis, Lockin, Mack, Mahoney, Mitchell, Moore, Nelson, Nicoll, Oakman, Owen, Paschal, Piatt, Riley, Roach, Robb, Roberts, Robeson, Roe, Roundy, Slosson, Smith, Teale, Theophilus, Thompson, Thornburg, Tipton, Townsend, Walker, Wilbur, Wilson of Butler, Woods, Wyckoff and Yergey-65.

The nays were:

Messers. Craig, Dietz, Evans, Hart, Hipwell and Wyman-6.

Absent or not voting:

Messre Anderson of Hamilton, Berryhill, Byers, Cummins, Custer, Draper, Eilers, Fillmore, Foley, Hamilton, Hobbs, Homrighaus, Horton, Hotchkiss, Kline, Limback, Luke, McFarland, Parkhurst, Rice, Rowan, Russell, Schleicher, Shipley, Steele, Thorniley, Wagner, Wilson of Cass and Mr. Speaker-29.

So the bill passed.

Amendment to the title by Mr. Roach that it be made to read "a bill for an act to amend section 834, chapter 1, title 6 of the Code of 1873, relative to the State board of equalization."

Adopted, and the title as amended was agreed to.

House File No. 135, a bill for an act to protect wage workers in their rights to organize for their mutual protection and benefit.

Amendments by Committee:

To section 1 strike out the word "or" in first line after the word "require," also by striking out the words "any applicant for employment or" in first and second lines, also to strike out in line three the words "or applicant for employmant with any such individual, firm or corporation," also to strike out in lines four and five the words "or securing employment."

Adopted.

To section 2, strike out the words "refuse to employ an applicant for work or" in first line; also to strike out the words "applicant or" in second line.

Adopted.

That section 3 be stricken out.

Adopted.

Amendment by Mr. Head to insert in section 1, line four, after the word "labor," the words "or political."

Adopted.

Further amendment by Mr. Head to insert in section 2, line two, after the word "labor" the words "or political."

Adopted.

Amendment by Mr. Wilbur to add to section 2 the following: Provided, that all the fines and penalties of this act shall apply to any employe who seeks to boycott or prevent any person not a member of a labor organization from being employed by any employer." 1888.]

Upon the adoption of the amendment, Messrs. Wilbur and Custer demanded the yeas and nays.

The yeas were:

Messrs. Agnew, Anderson of Warren, Ball, Blythe, Buell, Calvin, Chantry, Chapman, Curtis, Custer, Darnall, Doron, Estes, Evans, Fillmore, Hauser, Head, Hobbs, Hospers, Jones, Kennan, Larson, Lockin, Mahoney, Moore, Nelson, Oakman, Riley, Steele, Smith, Teale, Thornburg, Townsend, Wilbur and Wilson of Butler-35.

The nays were:

Messrs. Beem, Burgess, Craig, Crooks, Cummins, Davie, Dayton, Duus, Eckles, Foley, Hall, Hart, Hipwell, Homrighaus, Horton, Hotchkiss, Hunter, Jolly, Kline, Lewis, Mitchell, Nicoll, Owen, Paschal, Piatt, Rice, Roach, Robb, Roberts, Robeson, Roe, Roundy, Rowan, Russell, Slosson, Theophilus, Thompson, Tipton, Wagner, Walker, Woods, Wyckoff and Yergey-48.

Absent or not voting:

Messrs. Anderson of Hamilton, Berryhill, Brown, Byers, Clarke, Dietz, Dobson, Draper, Eilers, Field, Hamilton, Limback, Luke, Mack, McFarland, Parkhurst, Schleicher, Shipley, Thorniley, Wilson of Cass, Wyman and Mr. Speaker-22.

So the amendment was lost.

Amendment by Mr. Jones to strike out section 2.

Mr. Head moved that the bill be referred to the Committee on Judiciary and retain its place on the calendar.

Upon this motion, Messrs. Robb and Jolly demanded the yeas and nays.

The yeas were:

Messrs. Anderson of Warren, Doron, Head, Homrighaus, Jones-5. The nays were:

Messrs. Agnew, Ball, Beem, Blythe, Buell, Burgess, Byers, Calvin, Chantry, Craig, Crooks, Cummins, Curtis, Custer, Darnall, Davie, Dayton, Duus, Eckles, Estes, Evans, Field, Fillmore, Foley, Hall, Hart, Hauser, Hipwell, Hobbs, Horton, Hospers, Hotchkiss, Hunter, Jolly, Kennan, Kline, Larson, Lewis, Lockin, Mahoney, Moore, Nelson, Nicoll, Oakman, Owen, Paschal, Piatt, Riley, Roach, Robb, Roberts, Robeson, Roe, Roundy, Rowan, Russell, Steele, Slosson, Smith, Theophilus, Thompson, Thornburg, Tipton, Townsend, Wagner, Walker, Wilbur, Wilson of Butler, Woods, Wyckoff, and Yergey-72.

Absent or not voting:

Messrs. Anderson of Hamilton, Berryhill, Brown, Chapman, Clarke, Deitz, Dobson, Draper, Eilers, Hamilton, Limback, Luke, Mack, McFarland, Mitchell, Parkhurst, Rice, Schleicher, Shipley, Teale, Thorniley, Wilson of Cass, Wyman and Mr. Speaker—93.

So the motion was lost.

The question being upon the amendment by Mr. Jones, Messrs. Robb and Burgess demanded the yeas and nays.

The yeas were:

Messrs. Cummins, Curtis, Doron, Estes, Evans, Hauser, Head, Jones, Larson, Moore, Roach, Smith and Wilson of Butler-13. The nays were:

Messrs. Agnew, Ball, Beem, Blythe, Buell, Burgess, Byers, Calvin, Chantry, Craig, Crooks, Custer, Darnall, Davie, Dayton, Deitz, Duus,

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Eckles, Field, Fillmore, Foley, Hall, Hart, Hipwell, Hobbs, Homrighaus, Horton, Hospers, Hotchkiss, Hunter, Jolly, Kennan, Kline, Lewis, Lockin, Mitchell, Nelson, Nicoll, Oakman, Owen, Paschal, Piatt, Riley, Robb, Roberts, Robeson, Roe, Roundy, Rowan, Russell, Steele, Slosson, Theophilus, Thompson, Thornburg, Tipton, Townsend, Wagner, Wilbur, Woods, Wyckoff and Yergey-62.

Absent or not voting:

Messrs. Anderson of Hamilton, Anderson of Warren, Berryhill, Brown, Chapman, Clarke, Dobson, Draper, Eilers, Hamilton, Limback, Luke, Mack, Mahoney, McFarland, Parkhurst, Rice, Schleicher, Shipley, Teale, Thorniley, Walker, Wilson of Cass, Wyman and Mr. Speaker-25.

So the amendment was lost.

Amendment by Mr. Ball, to insert in section 1, line 5, before the word "shall," the following: "or any person or persons who require, seek to compel, or cause by unlawful means any person, firm or corporation, or other employer of labor, to employ only such men as are the members of some labor or other organized union of laboring men as a condition of their continuing in such employment or allowing other laboring men to do so."

Mr. Evans moved that the amendment lie on the table.

Mr. Curtis moved that the House adjourn.

Upon this motion Messrs. Burgess and Robb demanded the yeas and nays.

The yeas were:

Messrs. Blythe, Brown, Chapman, Cummins, Curtis, Doron, Eckles, Estes, Evans, Fillmore, Foley, Hauser, Head, Hobbs, Homrighaus, Hospers, Jones, Larson, Lockin, Mahoney, Moore, Nelson, Steele, Smith, Teale, Thornburg and Wilson of Butler -27.

The nays were:

Messrs. Agnew, Ball, Beem, Burgess, Byers, Calvin, Clarke, Craig, Davie, Dayton, Duus, Hall, Hart, Hipwell, Horton, Hotchkiss, Hunter, Jolly, Kennan, Kline, Lewis, Nicoll, Oakman, Owen, Paschal, Piatt, Roach, Robb, Robeson, Roe, Roundy, Rowan, Russell, Slosson, Theophilus, Thompson, Tipton, Wagner, Wilbur, Woods, Wyckoff and Yergey-42.

Absent or not voting:

Messrs. Anderson of Hamilton, Anderson of Warren, Berryhill, Buell, Chantry, Crooks, Custer, Darnall, Deitz, Dobson, Draper, Eilers, Field, Hamilton, Limback, Luke, Mack, McFarland, Mitchell, Parkhurst, Rice, Riley, Roberts, Schleicher, Shipley, Thorniley, Townsend, Walker, Wilson of Cass, Wyman and Mr. Speaker-31.

So the motion to adjourn was lost.

The question being upon the motion to lay on the table, Messrs. Robb and Burgess demanded the yeas and nays.

The yeas were:

Messrs. Agnew, Anderson of Warren, Blythe, Calvin, Chapman, Cummins, Curtis, Darnall, Doron, Estes, Evans, Fillmore, Hauser, Head, Hobbs, Hospers, Jones, Kennan, Larson, Lockin, Mahoney, Moore, Nelson, Oakman, Roberts, Steele, Smith, Thornburg, Tipton, Wilbur, Wilson of Butler and Wyman-32. 1888.]

The nays were:

Messrs. Ball, Beem, Burgess, Byers, Chantry, Craig, Crooks, Custer, Davie, Dayton, Duus, Field, Foley, Hall, Hart, Hipwell, Horton, Hotchkiss, Hunter, Jolly, Kline, Lewis, Nicoll, Owen, Paschal, Piatt, Roach, Robb, Robeson, Roe, Roundy, Rowan, Russell, Slosson, Theophilus, Thompson, Wagner, Walker, Wilson of Cass, Woods, Wyckoff and Yergey-42.

Absent or not voting:

Messrs. Anderson of Hamilton, Berryhill, Brown, Buell, Clarke, Deitz, Dobson, Draper, Eckles, Eilers, Hamilton, Homrighaus, Limback, Luke, Mack, McFarland, Mitchell, Parkhurst, Rice, Riley, Schleicher, Shipley, Teale, Thorniley, Townsend and Mr. Speaker -26.

So the motion was lost.

On motion the House adjourned.

# HALL OF THE HOUSE OF BEPRESENTATIVES, DES MOINES, lowa, March 14, 1888.

House met in regular session at 10 A. M. The Speaker in the chair. Prayer by Rabbi L. Frendenthal. Journal of yesterday read and approved.

#### STATEMENT BY CHIEF CLERK.

In accordance with resolution adopted by the House, asking what steps, if any, had been taken in reference to supplying reporters with stationery, the following statement is made. Having pledged a faithful, economical service to those who called me to the the position. Among other abuses I found that owing to the indefinable manner reporters were allowed supplies, the number became legion and the cost over \$800 at the last session. Considering the average attendance of reporters in both Houses about twelve, and the number reporting the full proceedings about half that number. The abuse is traced to the fact that the few hard working, regular reporters in each House get but one allowance; while the migratory and superficial who are mostly committee clerks claim it, and by holding the reportorial lash over the head of the Secretary and Clerk, have been getting a double portion, and not in the shape of useless stationery, but orders on the stores where they are sold for cash. Regardless of threats and abuse, the spirit, if not the letter of the resolution authorizing the supplies has been carried out, and the following named reporters have been certified to the Secretary of State as being entitled thereto:

Bryson Bruce, W. L. Hall, H. C. Shaver, J. W. Richards, D. M. Fox, E. J. Sherman, — Jones, L. F. Andrews, Fred Bensinger, Tom Cox, W. H. Fleming, E. Lewis, J. W. Witham, Rose Ankeny, W. T. Fowler, — Clarey, J. R. Sage, Ella McLoney, W. S. Moore.

There is one F. W. Bicknell, a committee clerk in the Senate, who cannot be certified to by the Secretary, who claims supplies from the House. Not deeming him entitled or worthy, he is hereby referred to the House for action.

The following which appeared in the Humboldt Kosmas and Sioux City Journal, reported by said Bicknell, are the reasons on which the judgment of the clerk are based.

"If a man has a worthy measure here he is afraid of the House; if he has a cranky pet bill he works it up in the House. The ability of the House is of a very meager order. That body is considered in the light of an obstruction to reasonable and worthy legislation than as being of any practical good here. The House gets its feet upon the desks and enjoys being undignified."

"Chief Clerk Kolp, of the House, is anything but popular. He is a wretched reader: he has very poor assistants, so they have a great deal of confusion at the clerk's desk."

D. C. KOLP, Chief Clerk.

BUSINESS PENDING.

Consideration of House File No. 135 continued.

The question being upon the amendment by Mr. Ball.

Adopted.

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

Amendment by Mr. Roach:

To insert in section 1, line 1, after the word "coerce," the words, "by unlawful means."

Mr. Russell moved the previous question.

Upon this motion Messrs. Russell and Paschal demanded the yeas and nays.

The yeas were:

Messrs. Agnew, Anderson of Hamilton, Anderson of Warren, Ball, Beem, Berryhill, Burgess, Byers, Calvin, Chantry, Chapman, Craig, Crooks, Cummins, Curtis, Custer, Darnall, Davie, Dayton, Dietz, Dobson, Doron, Duus, Eckles, Estes, Evans, Field, Fillmore, Foley, Hall, Hauser, Hipwell, Hobbs, Homrighaus, Horton, Hospers, Hotchkiss, Hunter, Jolly, Jones, Kennan, Kline, Larson, Lewis, Limback, Lockin, Mahoney, McFarland, Mitchell, Moore, Nelson, Nicoll, Oakman, Owen, Parkhurst, Paschal, Piatt, Rice, Riley, Roach, Robb, Roberts, Robeson, Roe, Roundy, Rowan, Russell, Schleicher, Shipley, Steele, Slosson, Smith, Theophilus, Thompson, Thornburg, Thorniley, Tipton, Townsend, Wagner, Walker, Wilbur, Wilson of Butler, Wilson of Cass, Woods, Wyckoff, Wyman, Yergey and Mr. Speaker-88.

The nays were none.

Absent or not voting:

Messrs. Blythe, Brown, Buell, Clarke, Draper, Eilers, Hamilton, Hart, Head, Luke, Mack and Teale-12.

So the previous question was ordered.

The question being upon the amendment of Mr. Roach.

Messrs. Robb and Burgess demanded the yeas and nays.

The yeas were:

Messrs. Anderson of Hamilton, Anderson of Warren, Ball, Blythe, Calvin, Chantry, Chapman, Cummins, Curtis, Custer, Darnall, Dobson, Doron, Eckles, Evans, Fillmore, Hall, Hauser, Head, Hobbs, Hospers, Jones, Kennan, Larson, Lewis, Lockin, Mahoney, Mitchell, Moore, Nelson, Oakman, Parkhurst, Riley, Roach, Roberts, Schleicher, Steele, Slosson, Smith, Teale, Thornburg, Tipton, Townsend, Wilbur, Wilson of Butler, Yergey and Mr. Speaker-47.

The nays were:

Messrs. Beem, Burgess, Byers, Craig, Crooks, Davie, Dayton, Dietz, Duus, Foley, Hipwell, Homrighaus, Horton, Hotchkiss, Hunter, Jolly, Kline, Limback, Mack, McFarland, Nicoll, Owen, Paschal, Piatt, Robb, Robeson, Roe, Rowan, Russell, Shipley, Theophilus,

[MAR. 14,

Thompson, Thorniley, Wagner, Walker, Woods, Wyckoff and Wyman-88.

Absent or not voting:

Messrs. Agnew, Berryhill, Brown, Buell, Clarke, Draper, Eilers. Estes, Field, Hamilton, Hart, Luke, Rice, Roundy and Wilson of Cass-15.

So the amendment was adopted.

The question being upon Mr. Robb's motion that the rules be suspended, the bill considered engrossed and read a third time now. Carried.

The bill was read a third time.

The question being shall the bill pass.

Mr. Riley explained his vote.

Mr. Smith explained his vote.

The yeas were:

Messrs. Agnew, Anderson of Hamilton, Ball, Beem, Berryhill, Blythe, Brown, Burgess, Byers, Chantry, Chapman, Craig, Crooks, Cummins, Curtis, Custer, Darnall, Davie, Dayton, Dobson, Duus, Eckles, Estes, Field, Foley, Hall, Hart, Hipwell, Homrighaus, Horton, Hotchkiss, Hunter, Jolly, Jones, Kline, Lewis, Mahoney, McFarland, Mitchell, Nelson, Nicoll, Oakman, Owen, Parkhurst, Paschal, Piatt, Roach, Robb, Roberts, Robeson, Roe, Roundy, Rowan, Russell, Schleicher, Shipley, Smith, Steele, Teale, Theophilus, Thompson, Thornburg, Wilson of Cass, Woods, Wyckoff, Wyman, Yergey and Mr. Speaker-68.

The nays were:

Messrs. Anderson of Warren, Calvin, Deitz, Doron, Evans, Fillmore, Hauser, Hobbs, Hospers, Kennan, Larson, Limback, Lockin, Moore, Riley, Slosson, Thorniley, Tipton, Townsend, Wilbur and Wilson of Butler-21.

Absent or not voting:

Messrs. Buell, Clark, Draper, Eilers, Hamilton, Head, Luke, Mack, Rice, Wagner and Walker-11.

So the bill passed and the title was agreed to.

Mr. Wyckoff moved to reconsider the vote by which House File No. 122 was lost on passage.

Carried.

Mr. Cummins moved to reconsider the vote by which the rules were suspended and House File No. 122 considered engrossed and ordered to its third reading.

Carried.

Amendment by Mr. Cummins, to insert between the words "and" and "the" in line 3 the following: "in counties having a population of more than twenty-five thousand inhabitants, as shown by the last preceding census."

Amendment to the amendment by Mr. Roberts, to strike out "twenty-five" and insert "twenty."

Adopted.

Amendment as amended, adopted.

Mr. Cummins moved that the rules be suspended, the bill be considered engrossed and read a third time now. .

Carried.

The bill was read a third time.



The question being shall the bill pass? The yeas were:

Messrs. Ball, Beem, Blythe, Buell, Burgess, Calvin, Chapman, Clarke, Craig, Crooks, Cummins, Curtis, Dayton, Dobson, Doron, Eckles, Estes, Evans, Foley, Hart, Hauser, Hipwell, Homrighaus, Horton, Hospers, Hotchkiss, Kennan, Kline, Larson, Limback, Lockin, McFarland, Mitchell, Moore, Oakman, Owen, Parkhurst, Piatt, Rice, Riley, Roach, Roberts, Robeson, Russell, Shipley, Steele, Slosson, Theophilus, Thompson, Thornburg, Townsend, Wagner, Walker, Wilbur, Woods, Wyckoff, Wyman and Mr. Speaker-58.

The navs were:

Messrs. Agnew, Anderson of Hamilton, Anderson of Warren, Brown, Byers, Chantry, Custer, Darnall, Davie, Dietz, Duus, Field, Fillmore, Hall, Head, Hobbs, Hunter, Jolly, Jones, Lewis, Mahoney, Nelson, Nicoll, Paschal, Robb, Roe, Roundy, Schleicher, Smith, Teale, Thorniley, Tipton, Wilson of Butler, Wilson of Cass and Yergey-85.

Absent or not voting:

Messrs. Berryhill, Draper, Eilers, Hamilton, Luke, Mack and Rowan-7.

So the bill passed and the title was agreed to.

## INTRODUCTION OF BILLS.

By Mr. Rice, House File No. 573, a bill for an act regulating and confirming the formation of real estate title insurance companies.

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

By Mr. Estes, House File No. 574, a bill for an act to repeal section 963 of the Code of 1873, and to enact a substitute therefor, relating to costs upon appeale from Boards of Supervisors in Highway cases.

Read first and souond times and referred to the Committee on Judiciary.

## RESOLUTION.

A resolution by Mr. Hotchkiss that the House meet daily at 9 o'clock A. M., was laid over.

## **BEPORTS OF COMMITTEES.**

Mr. Roach, from the Committee on Judiciary, reported House File No. 547, recommending passage.

Passed on file.

## MESSAGE FROM THE GOVERNOR.

ME. SPEAKER.-I am directed by the Governor to report that he has approved, signed and deposited in the office of the Secretary of State House File No. 332, an act extending to cities organized under special charters, the provisions of chapter 192 of the acts of the Twentieth General Assembly.

FRED'E W. HOSSFELD, Private Secretary.

Also:

## To the House of Representatives:

GENTLEMEN-I have the honor to herewith transmit to you a copy of a communication from the Oswego board of trade, relative to a proposed ship canal around the falls of Niagara.

It is evident that the construction of such a canal would greatly benefit the people of the northwest, and I trust that you will give the subject consideration as its importance demands.

# WILLIAM LABRABES.

## MESSAGE FROM THE SENATE.

The following message was received from the Senate:

ME. SPEAKEE — I am directed to inform your honorable body that the Senate has reconsidered the vote by which substitute for House File No. 549 was passed, and also by which it was ordered to third reading.

Also has refused to concur in House amendments to Senate File No. 290, a bill for an act to provide for the one half  $(\frac{1}{2})$  levy of the mill state tax for the years 1888 and 1889, to pay the outstanding indebtedness of the state.

C. H. BROCK, Secretary.

#### SPECIAL ORDER.

Substitute for House File No. 501, a bill for an act to provide for and regulate the sale of intoxicating liquors for necessary purposes, e.c., and other temperance bills

Substitute for House File No. 501, by committee.

Mr. Blythe moved that the bill be considered by sections, and that each section, after its consideration in order, be passed.

Carried.

Section 1 considered.

Amendment by Mr. Custer, to insert the words "for sale" after the word "manufacture" in line one.

Adopted.

Amendment by Mr. Smith, to strike out of line 5 the word "mechanical" and insert in lieu thereof the word "specified pharmaceutical."

Adopted.

Amendment by Mr. Roach, to insert after the word "sell" in line 1, the words "keep for sale."

Adopted.

Amendment by Mr. Hotchkiss, to strike out of line 1 the words "manufacture for sale."

Upon this amendment Messrs. Hotohkiss and Smith demanded the yeas and nays.

The yeas were:

Messre. Beem, Buell, Burgess, Craig, Cummins, Curtis, Davie, Dayton, Dietz, Duus, Estes, Evans, Foley, Hart, Hipwell, Homrighaus, Horton, Hotohkiss, Jolly, Kline, Larson, Limback, Mitchell, Owen, Piatt, Rice, Robb, Roe, Roundy, Rowan, Russell, Theophilus, Thompson, Wagner, Woods and Wyman-36. The nays were:

Messrs. Agnew, Anderson of Hamilton, Anderson of Warren, Ball, Berryhill, Blythe, Brown, Byers, Calvin, Chantry, Chapman, Clarke, Crooks, Custer, Darnall, Dobson, Doron, Eckles, Field, Fillmore, Hall, Hauser, Head, Hobbs, Hospers, Hunter, Jones, Kennan, Lewis-Lockin, Mack, Mahoney, McFarland, Nelson, Nicoll, Oakman, Parkhurst, Paschal, Riley, Roach, Roberts, Robeson, Schleicher, Shipley, Steele, Slosson, Smith, Thornburg, Thorniley, Tipton, Townsend, Walker, Wilbur, Wilson of Butler, Wilson of Cass, Wyckoff, Yergey and Mr. Speaker—58.

Absent or not voting:

Messrs. Draper, Eilers, Hamilton, Luke, Moore and Teale-6. So the amendment was lost.

Amendment by Mr. Blythe to add at end of section, the following: "Provided that renewals of permits may be annually granted upon written application to permit holders who show to the satisfaction of the court or judge that they have during the preceding year complied with the provisions of this act and who execute a new bond as in this act required to be originally given; but parties may appear and resist renewals, the same as in applications for permits."

Adopted.

Section 1 passed.

Section 2 considered.

Amendment by Mr. Riley to insert after word "permit" in the first line, the words "or renewal thereof."

Adopted.

Section 2 passed.

Section 3 considered.

Amendment by Mr. Custer to strike out of line four the word "which" and insert "what business" in lieu thereof. Adopted.

Amendment by Mr. Smith to strike out all after word "been" in line seven to word "adjudged" in line eight.

Adopted.

Amendment by Mr. Roach, to insert after the word "liquors" in line 9, the words "within the last two years preceding his application"; also, to strike out of line eleven the words and figures "since July 4th, 1884," and insert in lieu thereof, "within the last two years next preceding his application."

Adopted.

Amendment by Mr. Riley to strike out the word "resort" in line 10, and insert the word "amusement."

Adopted.

Section 3 passed.

Section 4 considered.

Amendment by Mr. Blythe:

To insert after the word "permit" in line 1, the words, "or renewal thereof."

Adopted.

Amendment by Mr. Shipley:

To strike out the words and figures, "three thousand (3,000)", in line 2, and insert the words and figures, "one thousand (1,000)."

Substitute for the amendment by Mr. Riley:

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To strike out the word and figure, "three (3)," and insert "one (1.)" Carried and adopted. Amendment by Mr. Smith: To insert the words, "or renewsl," after the word "permit," in lines 7 and 9. Adopted. Amendment by Mr. Roach: To strike out the word "broken" in line 12 and insert the word "violated." Adopted. Amendment by Mr. Riley: To insert the word "thereof" after the word "renewal" in lines 7 and 9. Adopted. Section 4 passed. Section 5 considered. Amendment by Mr. Riley: To strike out of lines 3 and 4 the words, "and also the wives of twenty-five resident freeholders of said township, city or ward;" also the words "or her," in line 5. Adopted. Amendment by Mr. Blythe: To strike out of line 9 the words, "convicted of any public offenses nor." Adopted. Amendment by Mr. Custer to insert after the word "equity" in line ten the words "within the last two years next preceding the date of his application." Adopted. Amendment by Mr. Smith to strike out the word "drinks" in line twelve and insert the words "liquors as a beverage." Adopted. Section 5 passed. Section 6 considered. Amendment by Mr. Roach to insert in line one after the word "permit" the words " or renewal thereof." Adopted. Amendment by Mr. Riley to strike out the words "circumstances and " in line seven. Adopted. Amendment by Mr. Custer to strike out the words "and bond" in line two : also the words "in open court" in line three. Adopted. Section 6 passed. Section 7 considered. Amendment by Mr. Blythe to insert "or renewal thereof" after the word "permit" in line one. Adopted. Amendment by Mr. Smith to insert in line fourteen after the word "oath" the words "and filing bond as hereinbefore provided." Adopted.

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Section 7 passed. Mr. Beem entered a motion to reconsider the vote by which House File No. 122 was passed. On motion of Mr. Hospers the House adjourned.

# AFTERNOON SESSION.

House reconvened at 2 P. M., the Speaker in the chair.

## REPORTS OF COMMITTEES.

Mr. Doron, from the Committee on Medicine, Surgery and Pharmacy, reported substitute for Senate File No. 119, recommending amendment and passage.

Passed on file.

Mr. Roach, from the Committee on Judiciary, reported Senate File No. 69, recommending passage.

Also, House File No. 536, recommending passage.

Also, House File No. 541, recommending passage.

Also, House File No. 538, recommending amendment and passage.

Also, House File No. 539, recommending amendment and passage.

Also, House File No. 139, recommending indefinite postponement.

Also, House File No. 442, recommending indefinite postponement. Passed on file.

Mr. Anderson of Warren, from the Committee on Claims, reported House File No. 475, recommending indefinite postponement.

Also, House File No. 313, recommending amendment and passage. Passed on file.

Mr. Tipton, from the Committee on Agriculture, reported House File No. 533, recommending passage.

Passed on file.

## PETITIONS AND REMONSTRANCES.

By Mr. Eckles, from 124 citizens of Marshalltown, asking for the passage of House File No. 314.

Referred to Committee on Insurance.

Also, by Mr. Eckles, from 40 citizens of Marshalltown, remonstrating against the passage of House File No. 500.

Referred to Committee on Municipal Corporations.

By Mr. Robb, from citizens of Marshalltown, praying for the passage of House File No. 521.

Read and passed on file to follow the bill.

By Mr. Roundy, from citizens of Shelby county, asking for the repeal of chapters 118 and 73, acts of the Twenty first General Assembly, and the passage of a law providing for a court of arbitration. Referred to the Committee on Judiciary.

By Mr. Piatt, a remonstrance against the passage of Senate Files Nos. 154, 190, 148 and 237; also House Files Nos. 207 and 254.

Passed on file.

By Mr. Hotchkiss, from citizens of Davis county, asking the passage of a law compelling railway companies to pay for stock killed on public crossings.

Referred to Committee on Railroads.

Mr. Brown filed a motion to reconsider the vote by which the House concurred in Senate concurrent resolution for a joint committee to investigate the State University.

## SENATE MESSAGE CONSIDERED

Senate File No. 290 considered.

Mr. Riley moved that the House refuse to recede from its amendment.

Carried.

Mr. Riley moved that a conference be asked and a conference committee of three be appointed.

Carried.

#### BUSINESS PENDING.

Consideration of substitute for House File No. 501 continued. Section 8 considered.

Amendment by Mr. Wilson of Cass, to strike out the word "citizen" in line 5, and to insert the word "three citizens" in lieu thereof; also, to insert the words "in writing" after the word "notice" in line 6. Adopted.

Amendment by Mr. Calvin, to insert in line 10 after the word "liquors" the words "may in the discretion of the court" and strike out the word "shall."

Adopted.

Amendment by Mr. Hobbs: Insert after the word "criminal" in line seventeen the words "since receiving his permit."

Adopted.

Amendment by Mr. Cummins to strike out all that part of the section after the word "permit" in line nineteen.

Upon this amendment Messrs. Rowan and Jolly demanded the yeas and nays.

Mr. Darnall explained his vote.

The yeas were:

Messrs. Beem, Buell, Burgess, Craig, Cummins, Curtis, Davie, Dayton, Dietz, Duus, Estes, Evans, Foley, Hamilton, Hart, Hipwell, Homrighaus, Horton, Hotchkiss, Jolly, Kline, Larson, Limback, Mitchell, Owen, Parkhurst, Piatt, Rice, Robb, Roe, Roundy, Rowan, Russell, Schleicher, Slosson, Thompson, Wagner, Woods and Wyman-39.

The nays were:

Messrs. Agnew, Anderson of Hamilton, Anderson of Warren, Ball, Berryhill, Blythe, Brown, Byers, Calvin, Chantry, Chapman, Clarke, Crooks, Custer, Darnall, Dobson, Doron, Eckles, Field, Fillmore, Hall, Hauser, Head, Hobbs, Hospers, Hunter, Jones, Kennan, Lewis, Lockin, Mack, Mahoney, Moore, Nelson, Nicoll, Oakman, Riley, Roach, Roberts, Robeson, Shipley, Steele, Smith, Teale, Theophilus, Thornburg, Thorniley, Tipton, Townsend, Walker, Wilbur, Wilson of Butler, Wilson of Cass, Wyckoff, Yergey and Mr. Speaker-56.

Absent or not voting:

Messrs. Draper, Kilers, Luke, McFarland and Paschal-5.

So the amendment was lost.

Amendment by Mr. Evans to strike out the word "shall" in line twenty-one and insert in lieu thereof the word "may."

Upon the amendment Messrs Cummins and Beem demanded the yeas and nays.

The yeas were:

Messrs. Beem, Buell, Burgess, Craig, Cummins, Curtis, Davie, Dayton, Dietz, Daus, Estes, Evans, Foley, Hamilton, Hart, Hipwell, Homrighaus, Horton, Hotchkiss, Jolly, Kline, Larson, Limback, Mitchell, Moore, Owen, Parkhurst, Piatt, Rice, Robb, Roe, Roundy, Rowan, Russell, Slosson, Teale, Theophilus, Thompson, Wagner, Wilson of Butler and Wyman-41.

The nays were:

Messrs. Agnew, Anderson of Hamilton, Anderson of Warren, Ball, Berryhill, Blythe, Brown, Byers, Calvin, Chantry, Chapman, Clarke, Crooks, Custer, Darnall, Dobson, Doron, Eckles, Field, Fillmore, Hall, Hauser, Head, Hobbs, Hospers, Hunter, Jones, Kennan, Lewis, Lockin, Mack, Mahoney, Nelson, Nicoll, Oakman, Paschal, Riley, Roach, Roberts, Robeson, Schleicher, Shipley, Steele, Smith, Thornburg, Thorniley, Tipton, Townsend, Walker, Wilbur, Wilson of Cass, Wyckoff, Yergey and Mr. Speaker-54.

Absent or not voting:

Messrs. Draper, Eilers, Luke, McFarland and Woods-5.

So the amendment was lost.

Amendment by Mr. Wilbur:

To add at end of the section the following: "It is declared to be the duty of the commissioners of pharmacy to investigate all cases of violation of this act by druggists which may be brought to their notice, and to take appropriate action on the same and to enforce the pharmacy law in all cases where from any cause it is not otherwise enorced, and all reasonable expenses so incurred not exceeding \$5,000.00 annually shall be audited by the Executive Council and paid upon the order of the Governor."

Amendment to the amendment by Mr. Roach, to add to the amendment the following:

"But this proviso shall not be construed to impose upon said board alone the duty of prosecuting violators of the prohibitory laws, or from in any manner relieving any officer or officers whose duty it is to prosecute such violators from such duty."

Accepted.

Mr. Chapman moved the previous question upon the amendment. Carried.

Upon the adoption of the amendment as amended, Messrs. Custer and Head demanded the yeas and nays.

Mr. Riley explained his vote as follows:

"While I believe there is some merit in this amendment, I am not prepared to say that its provisions are not already included in the bill; therefore, I vote 'no.'"

The yeas were:

Messrs. Agnew, Burgess, Craig, Curtis, Darnall, Evans, Hunter, Kennan, Larson, Moore, Paschal, Rice, Boach, Teale, Townsend and Wilbur-16.

The nays were:

Messrs. Anderson of Hamilton, Anderson of Warren, Ball, Beem, Berryhill, Blythe, Brown, Buell, Byers, Calvin, Chantry, Chapman, Clarke, Crooks, Cummins, Custer, Davie, Dayton, Deitz, Dobson, Doron, Duus, Eckles, Estes, Field, Fillmore, Foley, Hall, Hamilton, Hart, Hauser, Head, Hipwell, Hobbs, Homrighaus, Hospers, Hotchkiss, Jolly, Jones, Kline, Lewis, Limback, Lockin, Mack, Mahoney, Mitchell, Nicoll, Oakman, Owen, Parkhurst, Piatt, Riley, Robb, Roberts, Robeson, Roe, Roundy, Rowan, Russell, Schleicher, Shipley, Steele, Slosson, Smith, Theophilus, Thompson, Thornburg, Thorniley, Tipton, Wagner, Walker, Wilson of Butler, Wilson of Cass, Woods, Wyckoff, Wyman, Yergey and Mr. Speaker-78.

Absent or not voting:

Messers. Draper, Eilers, Horton, Luke, McFarland and Nelson-6. So the amendment was lost.

Amendment by Mr. Thompson:

To add at the end of section the following: "The Commissioners of Pharmacy are hereby relieved from all responsibility and duty in the enforcement of this act so far as the sale of intoxicating liqors is concerned".

Upon the adoption of the amendment, Messrs. Cummins and Paschal demanded the yeas and nays.

M1. Darnall explained his vote.

Mr. Lewis explained his vote.

Mr. Thompson explained his vote.

Mr. Wilbur explained his vote.

The yeas were:

Messrs. Beem, Buell, Burgess, Craig, Cummins, Curtis, Davie, Dayton, Dietz, Duus, Foley, Hart, Hipwell, Horton, Hotchkiss, Kline, Larson, Limback, Owen, Piatt, Rice, Rowan, Thompson, Wagner, Wi!bur and Wyman-25.

The nays were:

Messrs. Agnew, Anderson of Hamilton, Anderson of Warren, Ball, Berryhill, Blythe, Brown, Byers, Calvin, Chantry, Chapman, Clarke, Crooks, Custer, Darnall, Dobson, Doron, Eckles, Estes, Evans, Field, Fillmore, Hall, Hamilton, Hauser, Head, Hobbs, Homrighaus, Hospers, Hunter, Jolly, Jones, Kennan, Lewis, Lockin, Luke, Mack, Mahoney, Moore, Nicoll, Oakman, Parkhurst, Paschal, Riley, Roach, Robb, Roberts, Robeson, Roe, Russell, Schleicher, Shipley, Steele, Slosson, Smith, Teale, Theophilus, Thornburg, Thorniley, Tipton, Townsend, Walker, Wilson of Butler, Wilson of Cass, Wyckoff, Yergey and Mr. Speaker-66.

Absent or not voting:

Messrs. Draper, Eilers, Hart, Luke, McFarland, Mitchell, Nelson, Roundy and Woods-9. So the amendment was lost.

Section 8 passed.

Section 9 passed.

Section 10 passed.

Section 11 passed.

Section 12 considered.

Amendment by Mr. Anderson of Warren, to insert in line 27, after the second word "and", the words "prima facie evidence."

Adopted.

Section 12 passed.

Section 13 considered.

Amendment by Mr. Riley, to insert after the second word "and" in line 18, the words, "amount used in compounding medicines, tinctures and extracts."

Adopted.

Amendment by Mr. Paschal, to strike out the words, "the first" in line 1, and insert "or before the second."

Adopted.

Amendment by Mr. Roach, to strike out the word "exact" in line 10. Adopted.

Section 18 passed.

Section 14 considered.

Amendment by Mr. Blythe, to strike out all after the word "same" in line 14, up to the words "the quantity," in line 15.

Adopted.

Section 14 passed.

Section 15 considered.

Amendment by Mr. Rice to insert after the word "provided" in line 2 the words "shall have the right to keep and sell proprietary medicines and mixtures containing alcohol and." Also to strike out the word "alcohol" in same line and insert the words "intoxicating liquors."

On motion of Mr. Russell the House at 4 P. M. took a recess of fifty minutes.

House reconvened at 4:50 P. M.

On motion of Mr. Dobson House File No. 542 was made a special order to follow the mining bills.

Mr. Head in the chair.

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Consideration of substitute for House File No. 501 was continued Section 15 pending.

The question being upon the amendment by Mr. Rice, a division of the amendment was demanded.

## MESSAGE FROM THE SENATE.

The following message was received from the Senate:

ME. SPEAKEE-I am directed to inform your honorable body that the Senate has passed the following bill:

House File No. 476, a bill for an act to amend an act approved March 20, 1882, entitled an act authorizing the Executive Council to sell and convey an island formed by accretion in the Mississippi river and located in sections 34 and 35, township 78, range 3, east of the 5th P. M., in Scott county, Iowa. Also, under the direction of the Senate, I herewith return House

File No. 525.

E. D. CHASSELL, Second Assistant Secretary.

On motion of Mr. Thompson the House adjourned.

# HALL OF THE HOUSE OF REPRESENTATIVES, DES MOINES, IOWA, March 15, 1888.

House met in regular session at 10 o'clock A. M... The Speaker in the chair. Prayer by Rev. Ida Hulton. Journal of yesterday read and approved.

#### REPORTS OF COMMITTEES.

Mr. Anderson of Hamilton, from the Committee on Roads and Highways, reported substitute for House File No. 249, recommending indefinite postponement.

Also House File No. 509, recommending indefinite postponement. Passed on file.

Mr. Riley, from the Committee on Municipal Corporations, reported a petition of citizens of the State of Iowa, asking the repeal of the law empowering cities and incorporated towns to license and tax hotels, taverns, restaurants and eating houses, with a bill therefor, recommending that the same be printed and placed on the calendar of the House.

House File No. 575, by Committee on Municipal Corporations, a bill for an act to amend section 463 of the Code of 1973.

Read a first and second times and passed on file.

Mr. Robeson, from Committee on Labor, reported House File No. 889, recommending indefinite postponement.

Also, concurrent resolution by Mr. Robb:

Resolved by the House, the Senate concurring, That the county recorders of the several counties of this State be and are hereby instructed to report to the Commissioner of Labor the amount of recorded real and chattel mortgages uncancelled in their respective offices on the 30th day of August, 1888, and the average rate of interest paid on said mortgages by the mortgagors, said list so returned to be tabulated and published in the next report of the Commissioner of Labor, recommending adoption, with an amendment adding to the resolution the following: "This resolution to apply to chattel mortgages on record not more than three years prior to the time of making up such report by the several recorders."

The amendment by the committee was lost.

Amendment by Mr. Wilson of Cass, to add to the resolution "provided said recorder give name and postoffice address of such mortgagor and mortgagee."

Lost.

Upon the adoption of the resolution Messrs. Robb and Davie demanded the yeas and nays. Mr. Lewis explained his vote.

Mr. Paschal explained his vote.

Mr. Theophilus explained his vote as follows:

ME. SPEAKEE—Being satisfied that the reports contemplated by this resolution would be far from being accurate and not even approximate of the indebtedness secured by mortgages in the State from the fact that so very many mortgages have been partly or wholly paid without any showing of record to that effect, and for that reason such reports would be unreliable, misleading and of no statistical value; I therefore vote no.

The yeas were:

Messrs. Beem, Burgess, Byers, Chantry, Custer, Davie, Estes, Hamilton, Hart, Hotchkiss, Jolly, Owen, Paschal, Piatt, Robb, Robeson, Roe, Roundy, Rowan, Russell, Schleicher and Shipley-22.

The nays were:

Messrs. Agnew, Anderson of Hamilton, Anderson of Warren, Ball, Berryhill, Blythe, Brown, Calvin, Clarke, Crooks, Cummins, Curtis, Darnall, Dobson, Doron, Duus, Eckles, Evans, Field, Fillmore, Hall, Hauser, Head, Hobbs, Homrighaus, Hospers, Hunter, Jones, Kennan, Larson, Lewis, Limback, Lockin, Mack, Mahoney, McFarland, Mitchell, Moore, Nelson, Nicoll, Oakman, Parkhurst, Rice, Riley, Roach, Roberts, Steele, Slosson, Smith, Theophilus, Thompson, Thornburg, Thorniley, Tipton, Townsend, Walker, Wilson of Butler, Wilson of Cass, Wyckoff, Yergey and Mr. Speaker-61.

Absent or not voting:

Messrs. Buell, Chapman, Craig, Dayton, Deitz, Draper, Eilers, Foley, Hipwell, Horton, Kline, Luke, Teale, Wagner, Wilbur, Woods and Wyman-17.

So the resolution was lost.

#### RESOLUTION LAID OVER.

By Mr. Hotchkiss:

Resolved, That the convening of the House be at 9 o'clock A. M., commencing Wednesday, March 21, 1888.

Adopted.

Mr. Craig moved to reconsider the vote by which the resolution was adopted.

Carried.

Mr. Riley moved that the resolution be laid on the table. Carried.

Carrieu.

#### SPECIAL ORDER.

Consideration of substitute for House File No. 501 continued. Section 15 pending.

Mr. Rice withdrew his amendment offered yesterday, and offered the following:

To strike out the word "alcohol" in line 2 and insert the words, "intoxicating liquors except malt liquors." Also to strike out the word "alcohol" in lines 5 and 6 and insert "liquors."

On motion of Mr. Clarke the House adjourned.

# AFTERNOON SESSION.

2 O'CLOCK P. M.

The House reconvened, the Speaker in the chair.

On motion of Mr. Cummins House File No. 489 was re referred to the Committee on Military and retained in its place on the calendar.

## REPORTS OF COMMITTEES.

Mr. Roach, from the Committee on Judiciary, reported substitute for Senate File No. 30, recommending amendment and passage.

Also, House File No. 534, recommending passage.

Mr. Curtis, from the Committee on Banks and Banking, reported substitute for Senate File No. 87, recommending amendments and passage.

Passed on file.

Mr. Agnew, from the Committee on Insurance, reported House File No. 479, recommending amendments and passage.

Passed on file.

Mr. Wilson of Cass, from the Committee on Railroads, reported House File No 155, recommending indefinite postponement.

Also, House File No. 239, recommending indefinite postponement. Also, House File No. 269, recommending indefinite postponement.

Also, House File No. 482, recommending indefinite postponement. Also, House File No. 480, recommending indefinite postponement.

Also, House File No. 432, recommending amendment and passage. Passed on file.

Mr. Brown, from the Committee on Engrossed Bills, submitted the following report:

MR. SPRAKER—Your Committee on Engrossed Bills respectfully report that they have examined and find correctly engrossed, Joint Resolution No. 16, a joint resolution proposing to amend section 1 of article 2, of the constitution of Iowa.

House File No. 312, a bill for an act to prevent collection of greater interest on stay bond than on judgment.

House File No. 866, a bill for an act authorizing cities and towns to submit to the qualified electors the question of levying a special tax for the purpose of prospecting for natural gas, artesian water, and utilizing the same.

House File No. 166, a bill for an act to prevent and punish fraud in the sale of cattle, horses and other domestic animals.

WM. BROWN, Chairman.

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#### LEGALIZING ACT.

Mr. Jolly moved that the rules be suspended and that House File No. 570, a bill for an act to legalize the city election of Knoxville, Iowa, of A. D. 1888, and to legalize lists of voters made for and used at such election, be taken up, considered engrossed and read a third time now.

Carried.

The bill was read a third time.

The question being shall the bill pass?

The yeas were:

Messrs. Anderson of Hamilton, Anderson of Warren, Beem, Blythe, Brown, Buell, Burgess, Byers, Calvin, Chantry, Chapman, Clarke, Craig, Crooks, Cummins, Curtis, Darnall, Davie, Dobson, Duus, Eckles, Estes, Field, Foley, Hall, Hart, Hauser, Hipwell, Hobbs, Homrighaus, Horton, Hospers, Hotchkiss, Jolly, Jones, Kennan, Kline, Larson, Lewis, Lockin, Mack, McFarland, Moore, Nicoll, Oakman, Owen, Parkhurst, Paschal, Piatt, Riley, Roach, Robb, Roberts, Robeson, Roe, Roundy, Rowan, Russell, Shipley, Steele, Slosson, Smith, Teale, Theophilus, Thompson, Thorniley, Tiptor, Townsend, Wagner, Walker, Wilbur, Wilson of Butler, Wilson of Cass, Woods, Wyckoff, Yergey and Mr. Speaker-76.

The nays were none.

Absent or not voting:

Messrs. Agnew, Ball, Berryhill, Custer, Dayton, Deitz, Doron, Draper, Eilers, Evans, Fillmore, Hamilton, Head, Hunter, Limback, Luke, Mahoney, Mitchell, Nelson, Rice, Schleicher, Steele, Thornburg and Wyman-24.

So the bill passed and the title was agreed to.

#### INTRODUCTION OF BILLS.

By Mr. Burgess, House File No. 576, a bill for an act repealing section 4, chapter 159, acts of the Sixteenth General Assembly, and providing a substitute therefor; also amending section 8, chapter 159, acts of the Sixteenth General Assembly, relating to the duties and compensation of the Secretary of the Senate, and the Chief Clerk of the House of Representatives in preparing the journals of their respective Houses.

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

### RECONSIDERATION.

Mr. Brown called up his motion to reconsider the vote by which the House concurred in the Senate concurrent resolution, relative to the appointment of a joint committee to investigate the management of the State University.

Mr. Wagner moved that the motion to reconsider be laid on the table.

Upon this motion Messrs Brown and Thompson demanded the yeas nays.

Mr. Berryhill explained his vote.

Mr. Brown explained his vote as follows:

ME. SPEAKEE—Believing that a thorough investigation of the University is necessary, and that the alloted time is not sufficient to do so, I vote no.

The yeas were:

Messrs. Anderson of Hamilton, Anderson of Warren, Beem, Blythe, Buell, Burgess, Byers, Calvin, Craig, Cummins, Curtis, Darnall, Davie, Duus, Eckles, Estes, Evans, Foley, Hall, Hamilton, Hart, Hauser, Hipwell, Hobbs, Horton, Hotchkiss, Hunter, Kennan, Kline, Lewis, Limback, Lockin, Mitchell, Moore, Oakman, Owen, Parkhurst, Paschal, Piatt, Riley, Roach, Robb, Roberts, Robeson, Roe, Rowan, Russell, Steele, Slosson, Theophilus, Thompson, Thornburg, Townsend, Wagner, Woods, Wyckoff, and Wyman-57.

The nays were:

Messers. Agnew, Berryhill, Brown, Clarke, Crooks, Chantry, Custer, Doron, Field, Homrighaus, Hospers, Jolly, Larson, Mack, Mahoney, McFarland, Nelson, Nicoll, Schleicher, Shipley, Teale, Thorniley, Tipton, Walker, Wilbur, Wilson of Butler, Wilson of Cass, Yergey and Mr. Speaker-29.

Absent or not voting:

Messrs. Ball, Chapman, Dayton, Dietz, Dobson, Draper, Eilers, Fillmore, Head, Jones, Luke, Rice, Roundy and Smith--14.

So the motion prevailed.

## MESSAGE FROM THE SENATE.

The following message was received from the Senate:

ME. SPEAKEE—I am directed to inform your honorable body that the Senate. has named Senators Hutchison, Woolson and Kelly as members of the conference committee to consider Senate File. No 290, a bill for an act to provide for the levy of one half  $(\frac{1}{2})$  mill state tax for the years 1888 and 1889, to pay the out standing indebtness of the State.

W. R. COCHBAN, First Ass't Secretary.

#### RESOLUTION.

By Mr. Head for adjournment sine die on April 5th. Laid over.

#### EPECIAL ORDER.

Consideration of substitute for House File No. 501, continued. The question being upon the amendment by Mr. Rice to section 15. Substitute by Mr. Berryhill for the amendment and the section.

Section 15. Registered pharmacists conducting pharmacies and not holding permits and manufacturers of proprietary medicines are hereby authorized to purchase of permit holders in the counties of their residence, liquors (not including malt) for the purposes of compounding medicines, tinctures and extracts that cannot be used as a

beverage. Such purchasers shall keep a record of uses to which the same are devoted, giving the kind and quantity so used, and on or before the second Monday of each calendar month they shall make and file with the county auditor reports for the preceeding calendar month giving full and true statements of the quantity and kinds of such liquors purchased and used, the uses to which the same have been devoted and giving the names of the permit holders of whom the same were purchased and the dates and quantities so purchased together with an invoice of the amount of each kind still in stock and kept for such compounding. The commissioners of pharmacy are hereby empowered and directed to make further rules and regulations regarding the quantity of of liquors to be kept in stock by such pharmacists at any one time, and such further rules and regulations with respect to the purchase, use and keeping of such liquors as they may deem proper for the prevention of abuses of the trust, reposed in such purchasers, and if the said registered pharmacist sell barter, give away, exchange or in any manner dispose of said liquors or use the same for any purpose other than authorized in this section, he shall upon conviction before any district court thereof forfeit his certificate of registration, and be liable to all the penalties, prosecutions and proceedings at law or in equity provided against persons selling without a permit, and upon any such conviction, the clerk of the district court shall within ten days after said judgment or order transmit to the commissioners of pharmacy the certified record thereof, upon receipt of which the commission shall strike his name from the list of pharmacists and cancel his certificate. Provided that nothing herein contained shall be construed to authorize the manufacture or sale of any preparation or compound under any name, form or device which may be used as a beverage and which is intoxicating in its character.

Substitute for the amendment and adopted the section.

Section 15 passed.

Section 16 considered.

Amendment by Mr. Tesle to strike out the words "keep and purchase" in line 9.

Adopted.

Section 16 passed.

Section 17 passed.

Section 18 considered.

Amendment by Mr. Thompson to strike out lines 5, 6, 7 and 8, commencing with the words "fifty per centum" in line 5, and ending with the words "portion of" in line 8.

Substitute for the amendment and the section by Mr. Wilbur.

"Sec. 18. If any person shall be convicted of violating any of the provisions of this act or the acts regulating the practice of pharmacy by reason of a prosecution by the Commissioners of Pharmacy, all fines so imposed and collected shall be paid into the county treasury of the proper county for the use of the school fund. And the Commissioners of Pharmacy shall be entitled to draw from the State treasury an amount not exceeding twenty-five per cent. of the amount of the fines so collected, to be used solely in prosecutions instituted by

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them for failure to comply with the provisions of this act or of the acts regulating the practice of pharmacy.

Substitute for the amendment and the section adopted.

Section 18 passed.

Section 19 passed.

Section 20 considered.

Substitute for the section by Mr. Riley:

Section 20. That sections 1524, 1526, 1527, 1528, 1529, 1530, 1531, 1532, 1533, 1534, 1535, 1536, 1537 and 1538, of the Code of 1873, as amended by chapter 143 of the acts of the Twentieth General Assembly, and all that part of section 2 of chapter 83, acts of the Twenty-first General Assembly after the words, "Medicines and poisons," in the fifth line thereof be, and the same is hereby repealed; and that after the word "poison," in the fifth line of section 2, chapter 83, acts of the Twenty-first General Assembly, the following words, "excepting intoxicating liquors," be inserted.

Adopted.

Section 20 passed.

Section 21 passed.

Substitute by Mr. Blythe for the title.

A bill for an act to provide for and regulate the sale of intoxicating liquors for necessary purposes, and to make more efficient the laws for the suppression of intemperance and to repeal sections 1524, 1526, 1527, 1528, 1529, 1530, 1531, 1532, 1533, 1534, 1535, 1536, 1537 and 1538 of the Code of 1873, as amended by chapter 143 of the acts of the Twentieth General Assembly, and all that part of section 2, chapter 83, of the acts of the Twenty first General Assembly, after the words, "medicines and poisons," in the fifth line thereof.

Adopted.

Mr. Wilbur in the chair.

Amendment by Mr. Thompson to strike out section 21, the publication clause.

Lost.

Amendment by Mr Head to add at end of section 20 the following: "Provided that nothing in this act shall be construed to abate any action or proceeding now pending in any court in this state for a violation of the provisions of the sections hereby repealed, or to operate to bar any prosecutions hereafter brought for any such violations committed prior to the passage and taking effect of this act."

Adopted.

Amendment by Mr. Cummins, to add to section 1 the following: "Provided that nothing in this act contained shall prevent any person from manufacturing in this state intoxicating liquors for the purposes for which they may lawfully be sold under the provisions of this act, but such manufacturers shall not sell within this state liquors so manufactured by them except to persons holding permits under the provisions hereof."

Further amendment by Mr. Cummins, to add to section 1 the following: "Provided further, that nothing in this act shall be construed to prevent the manufacture of alcohol within this State for exportation from this State." Amendment to the amendment by Mr. Thompson, to insert after the word "alcohol" the words "ale, wine and beer."

Amendment by Mr. Berryhill to section 3:

Inserting after the words "State of Iowa" line 7, the following words: "that he is a registered pharmacist and now is, and for the last six months has been lawfully conducting a pharmacy in the township, town or ward wherein he proposes to sell intoxicating liquors under the permit applied for, and as the proprietor of such pharmacy."

Amendment by Mr. Speaker to section 8:

[Inserting after the second word "and" in the 19th line the following words: "If such permit holder be a registered pharmacist," and by striking out of line 20 the following words: "Of any registered pharmacist."

The question being upon the first amendment by Mr. Cummins, Messrs. Cummins and Custer demanded the yeas and nays.

Mr. Speaker in the chair.

Mr. Thompson moved a call of the House, which was ordered.

Members all present except Messre. Draper, Eilers and Luke, who were absent with leave.

Upon the first amendment by Mr. Cummins:

The yeas were:

Messrs. Beem, Buell, Burgess, Craig, Cummins, Curtis, Davie, Dayton, Dietz, Duus, Estes, Foley, Hamilton, Hart, Hipwell, Homrighaus, Horton, Hotchkiss, Jolly, Kline, Larson, Limback, Mitchell, Owen, Piatt, Rice, Robb, Roe, Roundy, Rowan, Russell, Theophilus, Thompson, Wagner, Woods and Wyman-36.

The nays were:

55 Messrs. Agnew, Anderson of Hamilton, Anderson of Warren, Ball, Berryhill, Blythe, Brown, Byers, Calvin, Chantry, Chapman, Clarke, Crooks, Custer, Darnall, Dobson, Doron, Eckles, Evans, Field, Fillmore, Hall, Hauser, Head, Hobbs, Hospers, Hunter, Jones, Kennan, Lewis, Lockin, Mack, Mahoney, McFarland, Moore, Nelson, Nicoll, Oakman, Parkhurst, Paschal, Riley, Roach, Roberts, Robeson, Schleicher, Shipley, Steele, Slosson, Smith, Teale, Thornburg, Thorniley, Tipton, Townsend, Walker, Wilbur, Wilson of Butler, Wilson of Cass, Wyckoff, Yergey and Mr. Speaker-61.

Absent or not voting:

Messrs. Draper, Eilers, and Luke-3.

So the amendment was lost.

The question being upon the amendment by Mr. Thompson to the second amendment by Mr. Cummins.

Messrs. Thompson and Nelson demanded the yeas and nays. The yeas were:

Messrs. Beem, Buell, Bargess, Crsig, Cummins, Davie, Dayton, Dietz, Daus, Foley, Hamilton, Hart, Hipwell, Homrighaus, Horton, Jolly, Kline, Limback, Mitchell, Owen, Piatt, Rice, Roe, Roundy, Rowan, Russell, Theophilus, Thompson, Wagner and Wyman-30. The nays were:

Messre. Agnew, Anderson of Hamilton, Anderson of Warren, Ball, Berryhill, Blythe, Brown, Byers, Calvin, Chantry, Chapman, Clarke, Crooks, Curtis, Custer, Darnall, Dobson, Doron, Eckles, Estes,

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Evans, Field, Fillmore, Hall, Hauser, Head, Hobbs, Hospers, Hotchkiss, Hunter, Jones, Kennan, Larson, Lewis, Lockin, Mack, Mahoney, McFarland, Moore, Nelson, Nicoll, Oakman, Parkhurst, Paschal, Riley, Roach, Robb, Roberts, Robeson, Schleicher, Shipley, Steele, Slosson, Smith, Teale, Thornburg, Thorniley, Tipton, Townsend, Walker, Wilbur, Wilson of Butler, Wilson of Cass, Woods, Wyckoff, Yergey and Mr. Speaker-67.

Absent or not voting:

Messrs. Draper, Eilers and Luke-3.

So the amendment to the amendment was lost.

The question being upon the second amendment offered by Mr. Cummins.

Messrs. Cummins and Hotohkiss demanded the yeas and nays.

Mr. Evans explained his vote as follows:

ME. SPEAKEE—I am in favor of building up home markets, and believing it just as legitimate to manufacture alcohol for export as to export corn to be manufactured into alcohol outside the State, I vote aye.

The yeas were:

Messrs. Beem, Buell, Burgess, Craig, Cummins, Curtis, Davie, Dayton, Dietz, Duus, Evans, Foley, Hart, Hipwell, Homrighaus, Horton, Hotchkiss, Jolly, Kline, Larson, Limback, Mitchell, Owen, Piatt, Rice, Robb, Roe, Roundy, Rowan, Russell, Theophilus, Thompson, Wagner, Woods and Wyman-35.

The nays were:

Messrs. Agnew, Anderson of Hamilton, Anderson of Warren, Ball, Berryhill, Blythe. Brown, Byers, Calvin, Chantry, Chapman, Crooks, Custer, Darnall, Dobson, Doron, Eckles, Estes, Field, Fillmore, Hall, Hamilton, 'Hauser, Head, Hobbs, Hospers, Hunter, Jones, Kennan, Lewis, Lockin, Mack, Mahoney, McFarland, Moore, Nelson, Nicoll, Oakman, Parkhurst, Paschal, Riley, Roach, Roberts, Robeson, Schleicher, Shipley, Steele, Slosson, Smith, Teale, Thornburg, Thorniley, Tipton, Townsend, Walker, Wilbur, Wilson of Butler, Wilson of Cass, Wyckoff, Yergey and Mr. Speaker-61.

Absent or not voting:

Messrs. Clarke, Draper, Eilers and Luke-4.

So the amendment was lost.

Mr. Riley moved the previous question upon the amendments which was ordered.

Amendment by Mr. Berryhill, adopted.

Amendment by Mr. Speaker, adopted.

Mr. Teale withdrew his amendment to the substitute striking out all after enacting clause and insert a new bill.

#### MESSAGE FROM THE SENATE.

The following message was received from the Senate:

ME. SPEAKEE—I am directed to inform your honorable body that the Senate has appointed Senators McCoy and Knight as members of the committee on the part of the Senate to investigate the State University.

W. R. COCHBANE, First Assistant Sec'y.

## LEAVE OF ABSENCE GRANTED.

Leave of absence was granted Mr. Nelson until Monday. On motion of Mr. Burgess House File No. 113 was ordered printed as amended by the committee. On motion of Mr. Hobbs the House adjourned.

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# HALL OF THE HOUSE OF REPRESENTATIVES, DES MOINES, IOWA, March 16, 1888.

House met in regular session at 10 A. M. The Speaker in the chair. Prayer by Rev. Will H. Johnson. Journal of yesterday read and approved.

## PETITIONS AND REMONSTRANCES.

By Mr. Townsend, a resolution by the Black Hawk county medical society.

Referred to the Committee on Medicine, Surgery and Pharmacy.

By Mr. Wyman, from citizens of Pottawattamie county in favor of railroad legislation.

Referred to Committee on Railroads.

## REPORT OF ENROLLING COMMITTER.

Mr. Hunter from the Committee on Enrolled Bills, submitted the following report :

ME. SPEAKEE—Your Committee on Enrolled Bills respectfully report that they have examined and find correctly enrolled House File No. 476, an act to amend an act approved March 20, 1889, entitled an act authorizing the Executive Council to sell and convey an island formed by accretion in the Mississippi river, and located in sections 84 and 85, township 78, range 3, east of 5th P. M., in Scott county, Iowa.

Also:

Senate File No. 116, an act to extend the time of paying the indebtedness of the orphans asylum at Andrew, Iowa.

HUNTER, Chairman.

The Speaker signed the bill in the presence of the House.

## BILLS ON CALENDAR.

Mr. Wilbur moved that the rules be suspended, that House File No. 542, be now taken up.

Carried.

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Mr. Wilbur offered a substitute entitled, a bill for an act to provide a uniform series of text books for the common schools of the State.

Substitute read a first and second times, ordered printed and passed on file to accompany the special order upon House File No. 549.

Mr. Robeson moved that the rules be suspended and that House

File No. 288, a bill for an act for the relief of the Sixth Iowa Infantry be taken up.

Carried.

Amendment by the committee to strike out the words after "dollars" in third line of section one, to "for" in same line, and all after "sum" in fourth line, section one.

## SPECIAL ORDER.

Substitute for House File No. 501.

Mr. Clarke moved that the consideration of the special order be continued until 2:30 P. M.

Lost.

Amendment by Mr. Craig to section 1:

To add thereto the following: "Provided, that any person, the head of a family, may, at his own house, administer to any member of his family or to a guest, stimulants containing intoxicating liquors in case the same are absolutely necessary to save the life of said member of the family or guest; but in such case the burden of proof shall be upon said person, in case of prosecution, to show that such giving away of intoxicating liquors was absolutely necessary to save life.

Lost.

Amendment by Mr. Rice to section 1:

To strike out of line 5 the words "wine for sacramental purposes." Upon the adoption of the amendment Messrs. Wilbur and Thompson demanded the yeas and nays.

The yeas were:

Messrs Hobbs, Roberts, Roe and Roundy-4.

The nays were:

Messrs. Agnew, Anderson of Hamilton, Anderson of Warren, Ball, Beem, Berryhill, Blythe, Brown, Burgess, Byers, Calvin, Chantry, Clarke, Craig, Crooks, Cummins, Curtis, Darnall, Davie, Dayton, Deitz, Dobson, Doron, Duus, Eckles, Estes, Evans, Field, Foley, Hall, Hart, Hauser, Hipwell, Homrighaus, Horton, Hospers, Hotchkiss, Hunter, Jolly, Jones, Kennan, Kline, Larson, Lewis, Limback, Lockin, Mack, Mahoney, McFarland, Moore, Nicoll, Oakman, Owen, Parkhurst, Paschal, Piatt, Rice, Riley, Roach, Robb, Robeson, Rowan, Russell, Schleicher, Shipley, Steele, Smith, Teale, Theophilus, Thompson, Thornburg, Thorniley, Tipton, Townsend, Walker, Wilbur, Wilson of Butler, Wilson of Cass, Woods, Wyckoff, Yergey and Mr. Speaker-82.

Absent or not voting:

Messrs. Buell, Chapman, Custer, Draper, Eilers, Fillmore, Hamilton, Head, Luke, Mitchell, Nelson, Slosson, Wagner and Wyman-14. So the amendment was lost.

Amendment by Mr. Theophilus to section 17:

To strike out the word "July," in line 4, and insert in lieu thereof the word "October."

Adopted.

Mr. Thompson offered a substitute for the bill, entitled a bill for an act to repeal chapter 6, title 11, of the Code of Iowa of 1873, and all amendments thereto, and to enact in lieu thereof a provision for the levying of a tax upon the occupation of dealing in intoxicating liquors, including ale, wine and beer. On motion of Mr. Thompson the House adjourned.

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# AFTERNOON SESSION.

House reconvened at 2 P. M., the Speaker in the chair.

## LEAVE OF ABSENCE GRANTED.

Mr. Limback indefinitely.

Mr. Custer until Saturday.

Mr. Chapman until Tuesday.

Mr. Townsend until Tuesday.

## SPECIAL ORDER.

Substitute for House File No. 501.

The question being upon the substitute by Mr. Thompson.

Mr. Blythe moved the previous question upon the substitute by Mr. Thompson.

Carried.

The question being upon the adoption of the substitute by Mr. Thompson, Messrs. Burgess and Nicoll demanded the yeas and nays.

Mr. Cummins explained his vote as follows:

ME SPEAKEE—I desire to explain my vote. I am in favor of local option, and therefore the general principles of the bill meets my approval. I dissent from that feature of the substitute which fixes the minimum license fee at \$500. I believe it should be \$1,000.

Pairs were announced between Messrs. Estes and Parkhurst, and between Messrs. Dayton and Custer.

Mr. Homrighaus explained his vote.

Mr. Hotchkiss explained his vote.

Mr. Robb explained his vote as follows:

MR. SPEAKER—I am not in accord with the substitute, but believing it a much better one than the one under discussion for which it is offered as a substitute, I vote aye.

Mr. Roe explained his vote as follows:

ME. SPEAKEE — While there is much in this bill that I would change and would have offered amendments, but knowing the uselessness in trying to get amendments to the bill, and believing it to be a step in the right direction, that the only way to regulate and control the temperance question is by a high and well regulated license law, therefore I vote aye.

Mr. Thompson explained his vote.

The yeas were:

Messrs. Beem, Buell, Burgess, Craig, Cummins, Davie, Dietz, Duus, Foley, Hamilton, Hart, Hipwell, Homrighaus, Horton, Hotchkiss, Jolly, Kline, Larson, Mitchell, Owen, Piatt, Rice, Robb, Roe, Roundy, Rowan, Russell, Thompson, Wagner, and Wyman-30.

The nays were:

Messrs. Agnew, Anderson of Hamilton, Anderson of Warren, Ball, Berryhill, Blythe, Brown, Byers, Calvin, Chantry, Clarke, Crooks, Curtis, Darnall, Dobson, Doron, Eckles, Evans, Field, Fillmore, Hall, Hauser, Head, Hobbs, Hospers, Hunter, Jones, Kennan, Lewis, Lockin, Mack, Mahoney, McFarland, Moore, Nicoll, Oakman, Paschal, Riley, Roach, Roberts, Robeson, Schleicher, Shipley, Steele, Slosson, Smith, Teale, Thornburg, Thorniley, Tipton, Townsend, Walker, Wilbur, Wilson of Butler, Wilson of Cass, Wyckoff, Yergey and Mr. Speaker-58.

Absent or not voting:

Messrs. Chapman, Custer, Dayton, Draper, Eilers, Estes, Limback Luke, Nelson, Parkhurst, Theophilus and Woods-12.

So the substitute was lost.

Amendments by Mr. Wilbur to section 18 to add thereto the following: "And the court before whom any prosecution instituted and prosecuted by the commissioners of pharmacy'shall certify to the Auditor of State all cases in which they have appeared as prosecutors, either in person or by their attorney, and the amount of fines imposed and collected in such cases; and the commissioners of pharmacy shall have power to revoke the certificate of registration of pharmacists for repeated violation of this act.

Adopted.

Amendment by Mr. Paschal to section 15, to strike out the words "in the counties of their residence" as found in lines 3 and 4 of the journal.

Mr. Head in the chair.

Upon the adoption of the amendment Mr. Paschal and Mr. Speaker demanded the yeas and nays.

Mr- Darnall explained his vote.

The yeas were:

Messrs. Beem, Buell, Burgess, Cummins, Curtis, Davie, Duus, Evans, Foley, Hart, Homrighaus, Horton, Hotohkiss, Jolly, Larson, Owen, Paschal, Piatt, Rice, Robb, Roe, Teale, Theophilus, Thompson, Wagner and Wyman-26.

The nays were:

Messrs Agnew, Anderson of Hamilton, Anderson of Warren, Ball, Berryhill, Blythe, Brown, Byers, Calvin, Chantry, Crooks, Darnall, Dobson, Doron, Eckles, Field, Fillmore, Hall, Hauser, Head, Hobbs, Hospers, Jones, Kennan, Lewis, Lockin, Luke, Mack, Mahoney, McFarland, Moore, Nicoll, Oakman, Riley, Roach, Roberts, Robeson, Shipley, Steele, Slosson, Smith, Thornburg, Thorniley, Tipton, Townsend, Walker, Wilbur, Wilson of Butler, Wilson of Cass, Wyckoff, Yergey and Mr. Speaker-52.

Absent or not voting:

Messrs Chapman, Člarke, Craig, Custer, Dayton, Dietz, Draper, Eilers, Estes, Hamilton, Hipwell, Hunter, Kline, Limback, Mitchell, Nelson, Parkhurst, Roundy, Rowan, Russell, Schleicher and Woods -29.

So the amendment was lost.

Amendment by Mr. Speaker, to section 15, as amended by inserting after the words "county auditor" the word "sworn."

Adopted.

Mr. Riley moved the previous question.

Carried.

The question being upon the adoption of the substitute for House File No. 501, as amended.

Carried.

The question being shall the bill be engrossed? Mr. Thompson and Mr. Speaker demanded the yeas and nays.)

Mr. Homrighaus explained his vote as follows:

ME. SPEAKEE—I vote no upon this bill for the reason that this measure discriminates against the interests of the State of Iowa. It provides for the sale of intoxicating liquor, and does not provide for the manufacturing of the liquor that is to be sold as provided by this bill.

Mr. Jolly explained his vote.

Mr. McFarland explained his vote.

Mr. Paschal explained his vote.

Pairs were announced between Messrs. Estes and Parkhurst, and between Messrs. Dayton and Custer.

The yeas were:

Messrs. Agnew, Anderson of Hamilton, Anderson of Warren, Ball, Berryhill, Blythe, Brown, Byers, Calvin, Chantry, Clarke, Crooke, Darnall, Dobson, Doron, Eckles, Evans, Field, Fillmore, Hall, Hauser, Head, Hobbs, Hospers, Hunter, Jones, Kennan, Lewis, Lockin, Luke, Mack, Mahoney, McFarland, Moore, Nicoll, Oakman, Paschal, Riley, Roach, Roberts, Robeson, Shiplev, Steele, Slosson, Smith, Teale, Theophilus, Thornburg, Thorniley, Tipton, Townsend, Walker, Wilbur, Wilson of Butler, Wilson of Cass, Wyckoff, Yergey and Mr. Speaker-58.

The nays were:

Messrs. Beem, Buell, Burgess, Craig, Cummins, Curtis, Davie, Deitz, Duus, Foley, Hamilton, Hart, Hipwell, Homrighaus, Horton, Hotchkiss, Jolly, Kline, Larson, Mitchell, Owen, Piatt, Rice, Robb, 'Roe, Roundy, Rowan, Russell, Thompson, Wagner and Wyman-31.

Absent or not voting:

Messrs. Chapman, Custer, Dayton, Draper, Eilers, Ester, Limback, Nelson, Parkhurst, Schleicher and Woods-11.

So the bill was ordered engrossed.

Mr. Berryhill entered a motion to reconsider the vote by which substitute for House File No. 501 was ordered engrossed.

Mr. Speaker moved that substitute for House File No. 501 be printed as engrossed, and that 200 extra copies be ordered.

So ordered.

Mr. Russell moved that House Files No. 335 and 253, be made a special order for 2:30 P. M., Friday next.

Carried.

Mr. Dobson moved that the consideration of the mining bills be postponed until 10:30 A. M. to morrow.

Amendment by Mr. Riley to postpone until 2:30 P. M., Tuesday.

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Carried.

Motion as amended carried.

## 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. 116, a bill for an act granting to Chicago, Burlington & Quincy railroad company all the title and interest of the State of Iowa in and to certain grounds on the Des Moines river in the city of Ottumwa, Wapello county, Iowa.

Also, House File No. 483, a bill for an act to change the name of the county seat of Boone county, Iowa, from Boonesboro to Boone. Also, House File No. 514, a bill for an act to legalize the ordi-

Also, House File No. 514, a bill for an act to legalize the ordinances and proceedings of the city council of the city of Council Bluffs, in the condemnation of the lands and lots embraced in the public park known as Fairmont Park.

C. H. BROCK, Secretary.

## REPORTS OF COMMITTEES.

Mr. Nicoll, from the Committee on Suppression of Intemperance, reported House File 513, recommending passage.

Passed on file.

Mr. Berryhill, from the Committee on Appropriations, reported Senate File 157, recommending indefinite postponement.

Passed on file.

Mr. McFarland, from the Committee on Retrenchment and Reform, submitted the following report:

ME. SPEAKER—Your Committee on Retrenchment and Reform, to whom was referred the resolution by Mr. Hospers, in relation to committee clerks, instruct me to recommend that the chairmen of the various committees meet at an early day and report to this House their recommendations on the subject by 2 o'clock P. M. of Monday, March 19th.

Passed on file.

Mr. Wilson of Cass, from the Committee on Railroads, reported House File 471 without recommendation.

Also, House File 234, recommending passage.

Also, House File 490, recommending amendments and passage. Passed on file.

Mr. Ball, from the Committee on Penitentiaries, reported House File 342, without recommendation.

Also, House File 545, recommending passage. Passed on file.

Mr. Tipton, from the Committee on Agriculture, reported House File 229, recommending amendment and passage.

Passed on file.

Also, resolutions from the farmers' alliance, Appanoose county, recommending as follows:

That the Twenty second General Assembly of the State of Iowa make such appropriations as will best encourage the holding of "farmers' institutes" in the State for the next two years.

That our dairy commissioner law be continued.

That we favor liberal appropriations to our State Agricultural College, so that greater numbers of the farmers' sons and daugters canhave the great advantages that institution can give them.

That the resolution asking that railroad work should come under the same Sunday restrictions as any other labor, and railway employes should have Sunday rest and that public safety, public morals and the right of railway employes demand this, is commendable, and ask that the same be referred to the Committee on Appropriations.

B. F. TIPTON, Chairman.

Passed on file.

Mr. Hunter, from the Committee on Enrolled Bills, submitted the following report:

ME. SPEAKEE-Your Committee on Enrolled Bills respectfully report that they have this day presented to the Governor for his approval the following bills:

Senate File No. 116, an act to extend the time of paying the indebtedness of the Orphan's Asylum at Andrew, Iowa.

Also, House File No. 476, an act to amend an act approved March 20, 1882, entitled an act authorizing the Executive Council to sell and convey an island formed by accretion in the Mississippi river, and located in sections 34 and 35, township 78, range 3, east of the fifth p. m. in Scott county, Iowa.

HUNTER, Chairman.

On motion of Mr. Rowan, House File No. 507 was rereferred to the Committee on Police Regulations, and to retain its place on the calendar.

#### BUSINESS PENDING.

By unanimous consent Mr. Robeson called up House File No. 288 for further consideration.

Amendment by committee adopted.

Mr. Head moved that the rules be suspended, the bill considered engrossed and read a third time now.

Carried.

The bill was read a third time.

The question being shall the bill pass?

The yeas were:

Messrs. Agnew, Anderson of Hamilton, Anderson of Warren, Ball, Beem, Berryhill, Blythe, Brown, Buell, Burgess, Byers, Calvin, Chantry, Clarke, Craig, Crooks, Cummins, Curtis, Darnall, Davie, Dayton, Dietz, Dobson, Doron, Duus, Eckles, Estes, Evans, Field, Foley, Hall, Hart, Hauser, Head, Hipwell, Hobbs, Horton, Hospers, Hotchkiss, Hunter, Jolly, Jones, Kline, Larson, Lewis, Lockin, Luke, Mack, Mahoney, McFarland, Moore, Oakman, Owen, Parkhurst, Pasohal, Rice, Riley, Roach, Robb, Roberts, Robeson, Roe, Roundy, Rowan, Russell, Shipley, Steele, Smith, Theophilus, Thompson, Thornburg, Thorniley, Tipton, Wagner, Walker, Wilson of Butler, Wilson of

Cass, Woods, Wyckoff, Wyman, Yergey and Mr. Speaker-83.

The nays were:

Messre. Hamilton, Kennan and Piatt-3.

Absent or not voting:

Messrs. Chapman, Custer, Draper, Eilers, Fillmore, Homrighaus, Limback, Mitchell, Nelson, Nicoll, Schleicher, Slosson, Teale, Townsend and Wilbur-15.

So the bill passed and the title was agreed to.

## INTRODUCTION OF BILLS.

By Mr. Davie:

House File No. 577, a bill for an act to legalize the incorporation of the town of Manilla, Crawford county, Iowa, the election of its town officers, and all acts done and ordinances passed by the said town officers.

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

By Mr. Hunter:

House File No. 578, a bill for an act to legalize the organization and acts of the Farmers' Lumber and Coal Company, of Odebolt, Sac county, Iowa.

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

By Mr. Chantry:

House File No. 579, a bill for an act to provide for the destruction of foul weeds growing on the right of way of railroads.

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

Mr. Chantry also presented resolution of Pomona Grange, Mills county, Iowa.

Referred to Committee on Ways and Means.

By Mr. Hart, House File No. 580, a bill for an act to amend section 5, of chapter 134, of the acts of Twenty first General Assembly and to define the jurisdiction of the district court held at places other than county seats.

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

By Mr. Darnall, by request, House File No. 581, a bill for an act for appropriating money in aid of the Pharmaceutical Department of the State University of Iowa.

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

By Mr. Berryhill, House File No. 582, a bill for an act to prevent and punish the adulteration of flour and the sale or keeping for sale or such adulterated flour, and to prohibit and punish the sale or keeping for sale in the regular course of trade unless the weight of the quantity contained in the sack or package sold or kept for sale be marked on the outside of such sack or package. Read first and second times and referred to the Committee on Judiciary.

By Mr. Berryhill, House File No. 583, a bill for an act to amend section 2930 of the Code of 1873.

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

# BILLS ON CALENDAR.

Mr. Craig, by leave, called up substitute for Senate File No. 30, a bill for an act to amend chapter 143, acts of the Sixteenth General Assembly, and chapter 24, acts of the Nineteenth General Assembly, relating to superior courts.

Amendment by committee:

To insert after the word "sixteen" and before the word "of," in the first line of section 3, the following: "of chapter 143 of the acts of the Sixteenth General Assembly, as amended by section 6."

Adopted.

Mr. Craig moved that the rules be suspended, the bill considered engrossed and read a third time now.

Carried.

The bill was read a third time.

The question being shall the bill pass?

The yeas were:

Messrs. Agnew, Anderson of Hamilton, Anderson of Warren, Ball, Beem, Berryhill, Blythe, Brown, Buell, Burgess, Byers, Calvin, Chantry, Chapman, Clarke, Craig, Crooks, Cartis, Darnall, Davie, Dayton, Deitz, Dobson, Doron, Daus, Eckles, Estes, Evans, Field, Fillmore, Foley, Hall, Hamilton, Hart, Hauser, Head, Hipwell, Hobbs, Homrighaus, Horton, Hospers, Hotchkiss, Hunter, Jolly, Jones, Kennan, Kline, Lewis, Lockin, Luke, Mack, Mitchell, Nicoll, Oakman, Owen, Parkhurst, Paschal, Piatt, Rice, Riley, Roach, Robb, Roberts, Roe, Roundy, Rowan, Russell, Schleicher, Shipley, Steele, Slosson, Smith, Teale, Theophilus, Thompson, Thornburg, Thorniley, Tipton, Townsend, Wagner, Walker, Wilbur, Wilson of Butler, Woods, Wyckoff, Wyman, Yergey and Mr. Speaker-88.

The nays were none.

Absent or not voting:

Messrs. Cummins, Custer, Draper, Eilers, Larson, Limback, Mahoney, McFarland, Moore, Nelson, Robeson and Wilson of Cass-12. So the bill passed and the title was agreed to.

Mr. Speaker in the chair.

### RESOLUTIONS.

By Mr. Berryhill:

Resolved, That when the House adjourn, such adjournment be until Monday, March 10, 1888, at 10 A. M.

Adopted.

By Mr. Paschal, instructing the Committee on Retrenchment and Reform to investigate and report the number of unnecessary employes.

Referred to Committee on Retrenchment and Reform.

### BILLS ON CALENDAR.

Mr. Shipley, by leave, called up House File No. 547, a bill for an act to legalize the acts and ordinances of Stuart, in Guthrie and Adair counties, Iowa, and moved that the rules be suspended, the bill be considered engrossed and read a third time now.

Carried.

The bill was read a third time.

The question being shall the bill pass?

The yeas were:

Messrs. Agnew, Anderson of Hamilton, Anderson of Warren, Ball, Beem, Berryhill, Blythe, Brown, Buell, Byers, Calvin, Chantry, Chapman, Clarke, Craig, Crooks, Darnall, Davie, Dayton, Dobson, Doron, Duus, Eckles, Estes, Evans, Field, Fillmore, Foley, Hall, Hamilton, Hart, Hauser, Head, Hobbs, Homrighaus, Horton, Hospers, Hotohkiss, Hunter, Jolly, Jones, Kennan, Kline, Larson, Lewis, Limback, Lockin, Luke, Mahoney, McFarland, Nicoll, Oakman, Owen, Parkhurst, Paschal, Piatt, Rice, Riley, Roach, Robb, Roberts, Robeson, Roe, Roundy, Rowan, Russell, Schleicher, Shipley, Steele, Slosson, Smith, Teale, Theophilus, Thompson, Thornburg, Thorniley, Tipton, Townsend, Walker, Wilbur, Wilson of Butler, Wilson of Cass, Woods, Wyckoff, Wyman, Yergey and Mr. Speaker—87.

The nays were none

Absent or not voting:

Messre. Burgess, Cummins, Curtis, Custer, Dietz, Draper, Eilers, Hipwell, Mack, Mitchell, Moore, Nelson and Wagner-13.

So the bill passed and the title was agreed to.

Mr. Brown moved that the rules be suspended and that House File No. 561, a bill for an act to authorize boards of supervisors to levy a tax to pay interest upon outstanding bonds, be taken up.

Carried.

Mr. Brown moved that the rules be suspended, and the bill be considered engrossed, and read a third time now.

Carried.

The bill was read a third time.

The question being, shall the bill pass.

Mr. Russell explained his vote.

The yeas were:

Messrs. Agnew, Anderson of Hamilton, Anderson of Warren, Ball, Beem, Brown, Burgess, Byers, Calvin, Clarke, Craig, Crooks, Cummins, Darnall, Bayton, Doron, Duue, Estes, Field, Foley, Hall, Hart, Hauser, Hospers, Jolly, Kline, Lewis, Lockin, Mack, McFarland, Moore, Nicoll, Oakman, Paschal, Piatt, Rice, Riley, Robb, Robeson, Roe, Russell, Shipley, Slosson, Smith, Theophilue, Thompson, Thornburg, Thorniley, Tipton, Walker, Wilbur, Wilson of Butler, Wilson of Cass, Woods, Wyckoff, Yergey and Mr. Speaker-57.

The nays were:

Messre. Buell, Owen, Parkhurst and Rowan-4.

Absent or not voting:

Messrs. Berryhill, Blythe, Chantry, Chapman, Curtis, Custer, Davie, Dietz, Dobson, Draper, Eckles, Etlers, Evans, Fillmore, Hamilton, Head, Hipwell, Hobbs, Homrighaus, Horton, Hotohkiss, Hunter, Jones, Kennan, Larson, Limback, Luke, Mahoney, Mitchell, Nelson, Roach, Roberts, Roundy, Schleicher, Steele, Teale, Townsend, Wagner and Wyman-30.

So the bill passed and the title was agreed to.

# SPECIAL ORDER.

Mr. Ball moved that House File No. 424 and all bills relating to the taxation of mortgages be made a special order to follow the consideration of the text book bills.

Upon this motion Messrs. Craig and Burgess demanded the yeas and nays.

The yeas were:

Messrs. Agnew, Anderson of Hamilton, Anderson of Warren, Ball, Beem, Berryhill, Buell, Burgess, Byers, Chantry, Darnall, Dayton, Estes, Field, Hamilton, Hauser, Hotchkiss, Hunter, Jolly, Jones, Larson, Lewis, Luke, McFarland, Oakman, Owen, Paschal, Piatt, Robb, Robeson, Russell, Shipley, Slosson, Smith, Teale, Theophilus, Thompson, Thornburg, Thorniley, Tipton, Wilbur, Wilson of Cass, Wyckoff and Yergey-44.

The nays were:

Messrs. Brown, Clarke, Craig, Crooks, Cummins, Curtis, Doron, Eckles, Foley, Hall, Hobbs, Hospers, Kennan, Kline, Lockin, Moore, Nicoll, Parkhurst, Roach, Rowan, Steele, Wilson of Butler and Mr. Speaker-23.

Absent or not voting:

Messrs. Blythe, Calvin, Chapman, Custer, Davie, Deitz, Dobson, Draper, Duus, Eilers, Evans, Fillmore, Hart, Head, Hipwell, Homrighaus, Horton, Limback, Mack, Mahoney, Mitchell, Nelson, Rice, Riley, Roberts, Roe, Roundy, Schleicher, Townsend, Wagner, Walker, Woods and Wyman-33.

So the motion, not having received a two-thirds' vote, was lost.

# LEAVE OF ABSENCE WAS GRANTED

Mr. Nicoll until Tuesday.

Mr. Wyman until Tuesday.

Mr. Burgess until Tuesday.

Mr. Jolly until Tuesday.

Mr. Thompson until Tuesday.

Mr. Yergey until Tuesday.

Mr. Anderson of Hamilton until Wednesday.

#### ANNOUNCEMENT.

The Speaker announced as members of the joint committee to investigate the management of the State University, Messrs. Wilbur, Craig and Lewis.

Also, as Conference Committee on Senate File 290, Messrs. Dobson, Dayton and Riley.

### PETITION.

By Mr. Lewis, from the town council and citizens of Seymour, for a bill allowing cities to refund bonds outstanding at this time.

### RESOLUTION.

By Mr. Yergey, concurrent resolution relating to the sale of the old capitol.

Laid over subject to call.

### RECONSIDERATION.

Mr. Brown moved to reconsider the vote by which the motion for a special order upon House File No. 424 was lost.

Mr. Cummins moved a call of the House, which was ordered:

Absent-Messrs. Blythe, Buell, Chapman, Custer, Davie, Dietz, Dobson, Draper, Duus, Eilers, Evans, Fillmore, Head, Hipwell, Horton, Limback, Mahoney, Mitchell, Nelson, Rice, Roberts, Townsend, Wagner and Walker.

On motion of Mr. Woods the House adjourned.

# HALL OF THE HOUSE OF REPRESENTATIVES, Des Moines, Iowa, March 19, 1888. }

House met pursuant to adjournment at 10 A. M., the Speaker in the chair.

Prayer by Rev. G. N. Lucock.

Journal of Friday read and approved.

### LEAVE OF ABSENCE GRANTED.

Mr. Wilbur, until Tuesday.

Mr. Moore, until Tuesday.

Mr. Craig, until Tuesday.

Mr. Hunter, until Tuesday.

Mr. Field, until Tuesday.

Mr. Homrighaus, until Tuesday.

Mr. Tipton, until Tuesday.

Mr. Evans, until Tuesday.

Mr. Wagner, until Wednesday.

On motion by Mr. Riley 200 additional copies of House File No. 424 were ordered printed.

### PETITIONS AND REMONSTRANCES.

By Mr. Darnall from citizens of Fayette county, asking an appropriation of \$5,000 to assist in paying costs of the driven well suits. Referred to Committee on Appropriations.

By Mr. Russell, from citizens of Adams county, in favor of the passage of House File No. 182, except section 18.

Referred to Committee on Schools.

# REPORTS OF COMMITTEES.

Mr. Smith, from the Committee on Printing, reported Senate File No. 144, without recommendation.

Passed on file.

Mr. Roach, from the Committee on Judiciary, reported House File No. 560, recommending indefinite postponement.

Also, substitute for House File No. 560, entitled a bill for an act to amend section 1091 of the Code of 1873, relating to corporations other than for pecuniary profit.

Substitute read a first and second time.

Passed on file.

Also, flouse File No. 582, recommending indefinite postponement.

Also, substitute for House File No. 582, entitled a bill for an act to prevent fraud in the sale of flour and other mill products.

Substitute read a first and second time.

Mr. Berryhill moved that the rules be suspended, the bill considered engrossed and read a third time now.

Carried.

The bill was read a third time.

The question being shall the bill pass?

The yeas were:

Messrs. Agnew, Anderson of Warren, Berryhill. Buell, Byers, Calvin, Chantry, Crooks, Cummins, Curtis, Darnall, Davie, Dobson, Doron, Eckles, Estes, Hall, Hamilton, Hauser, Hipwell, Hobbs, Horton, Hospers, Hotchkiss, Kennan, Larson, Lewis, Lockin, Luke, McFarland, Mitchell, Nelson, Oakman, Owen, Parkhurst, Paschal, Piatt, Rice, Riley, Roach, Roberts, Robeson, Roe, Roundy, Russell, Schleicher, Shipley, Steele, Slosson, Smith, Teale, Theophilus, Thorniley, Wilson of Butler, Wilson of Cass, Wyckoff and Mr. Speaker-57.

The nays were none.

Absent or not voting:

Messrs. Anderson of Hamilton, Ball, Beem, Blytne, Brown, Burgess, Chapman, Clarke, Craig, Custer, Dayton, Dietz, Draper, Duus, Eilers, Evans, Field, Fillmore, Foley, Hart, Head, Homrighaus, Hunter, Jolly, Jones, Kline, Limback, Mack, Mahoney, Moore, Nicoll, Robb, Rowan, Thompson, Thornburg, Tipton, Townsend, Wagner, Walker, Wilbur, Woods, Wyman and Yergey-43.

So the bill passed and the title was agreed to.

Mr. Roach, from the Committee on Judiciary, also reported House File No. 552, recommending passage.

Also, House File No. 440, recommending amendments and passage. Also, House File No. 540, recommending amendments and passage. Also, House File No. 486, recommending amendments and passage. Also, House File No. 577, recommending amendments and passage. Also, House File No. 103, recommending passage as engrossed. Passed on file.

Also, resolution by Mr. Robb on the subject of usury with a bill, House File No. 584, by Committee on Judiciary, a bill for an act to repeal section 2080 of the Code, and enact a substitute therefor, relating to usury, without recommendation.

The bill was read a first and second time and passed on file, and ordered printed.

Also, House File No. 585, by Committee on Judiciary, a bill for an act to extend the time for the renewal of certain corporations organized under chapter 1, title 9 of the Code of 1873.

The bill was read a first and second time.

Mr. Roach moved that the rules be suspended, the bill considered engrossed and read a third time now.

Carried.

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The bill was read a third time.

The question being shall the bill pass?

The yeas were:

Messrs. Agnew, Anderson of Warren, Berryhill, Buell, Byers, Calvin, Chantry, Clarke, Crooks, Cummins, Curtis, Darnall, Davie, Dobson, Eckles, Estes, Hall, Hamilton, Houser, Head, Hipwell, Hobbs, Horton, Hospers, Hotchkiss, Kennan, Larson, Lewis Lockin, Luke, McFarland, Mitchell, Nelson, Oakman, Owen, Parkhurst, Paschal, Piatt, Rice, Riley, Roach, Robb, Roberts, Robeson, Roe, Roundy, Schleicher, Slosson, Smith, Teale, Theophilus, Thorniley, Wilson of Butler, Wilson of Cass, Wyckoff and Mr. Speaker.-56.

The nays were:

Mr. Doron-1.

Absent or not voting:

Messrs. Anderson of Hamilton, Ball, Beem, Blythe, Brown, Burgess, Chapman, Craig, Custer, Dayton, Dietz, Draper, Duus, Eilers, Evans, Field, Fillmore, Foley, Hart, Homrighaus, Hunter, Jolly, Jones, Kline, Limback, Mack, Mahoney, Moore, Nicoll, Rowan, Russell, Shipley, Steele, Thompson, Thornburg, Tipton, Townsend, Wagner, Walker, Wilbur, Woods, Wyman and Yergey-43.

So the bill passed and the title was agreed to.

Mr. Roach, from Committee on Judiciary also reported House File No. 580, recommending indefinite postponement.

Also, House File No. 556, recommending indefinite postponement. Also, House File No. 559, recommendidg indefinite postponement. Also, House File No. 557, recommending indefinite postponement. Also, House File No. 583, recommending indefinite postponement. Also, House File No. 578, recommending indefinite postponement. Also, substitute for Senate File No. 22. recommending indefinite postponement, the House having passed a similar bill.

Passed on file.

Mr. Wilson, of Cass, from the Committee on Railroads, reported House File No. 514, recommending indefinite postponement.

Also, House File No. 2, recommending indefinite postponement. Also, House File No. 47, recommending indefinite postponement. Passed on file.

Also, House File No. 61, recommending reference to Committee on Judiciary.

So referred.

Also, House File No. 441, recommending passage.

Passed on file.

Also, House No. 405, recommending reference to Committee on Ways and Means.

So referred.

Also, House File No. 34, recommending passage.

Also, House File No. 4, recommending indefinite postponement.

Also, House File No. 43, recommending indefinite postponement. Also, House File No. 257, recommending indefinite postponement. Passed on file.

Also, House File No. 235, recommending reference to Committee on Judiciary.

So referred.

Mr. Teale, from the Committee on Normal Schools, reported House File No. 491, recommending indefinite postponement.

Also, House File No. 488, recommending indefinite postponement. Also, Senate File No. 279, recommending passage. Passed on file. Mr. Riley, from the Committee on Municipal Corporations, reported House File No. 447, recommending indefinite postponement.

Also, House No. 309, recommending indefinite postponemnt. Passed on file.

Mr. Custer, from Committee on Suppression of Intemperatoe reported House File No. 261, recommending amendment and passage. Also, House File No. 477, recommending indefinite postponement. Passed on file.

### INTRODUCTION OF BILLS.

By Mr. Hotchkiss, House File No. 586, a bill for an act in relation to evidence in civil cases.

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

### MESSAGE FROM THE GOVERNOR.

ME. SPEAKEE-I am directed by the Governor to report that he has approved, signed and deposited in the office of the Secretary of State, House File No. 476, an act to amend an act approved March 20, 1882, entitled an act authorizing the Executive Council to sell and convey an island formed by accretion in the Mississippi river, and located in sections 34 and 35, township 78, range 3, east of the 5th P. M., in Scott county, Iowa.

FREDK. W. HOSSFELD, Private Secretary.

### RESOLUTION.

By Mr. Head relative to times of meeting and adjournment of the House.

Laid over.

### SENATE MESSAGE CONSIDERED

House File No. 525 passed on file.

#### BILLS ON CALENDAR.

Mr. Hospers moved that the rules be suspended, and that House File No. 102, a bill for an act amendatory of chapter 77, of the acts of the Seventeenth General Assembly, establishing a Board of Railroad Commissioners, and defining their duties and term of office, be taken up.

Amendment by committee, to strike out the words "forty-eight hours" in line three and four, of section 1, and insert in lieu thereof the words "three days."

Adopted.

Also, in line six of said section to strike out the words in parenthesis "the acts of God not preventing."

Adopted.

Also, strike out of said section the words, "three times the actual damages" in the eighteenth line, and insert the following words, "the 1888.]

sum of two dollars per day per car, and all damage in addition thereto."

Adopted.

Mr. llospers moved that the rules be suspended and the bill be considered engrossed and read a third time now.

Carried.

The bill was read a third time.

The question being, shall the bill pass?

The yeas were:

Messrs Agnew, Anderson of Warren, Ball, Berryhill, Blythe, Byers, Calvin, Chantry, Clarke, Crooks, Cummins, Custer, Darnall, Davie, Dayton, Dobson, Doron, Eckles, Estes, Hall, Hamilton, Hauser, Head, Hipwell, Hobbs, Horton, Hospers, Hotchkiss, Kennan, Kline, Larson, Lewis, Lockin, Juke, McFarland, Mitchell, Nelson, Oakman, Owen, Parkhurst, Paschal, Piatt, Riley, Roach, Robb, Roberts, Robeson, Roe, Roundy Russell, Schleicher, Shipley, Steele, Smith, Teale, Theophilus, Thorniley, Wilson of Butler, Wilson of Cass, Woods, Wyckoff and Mr. Speaker-62.

The nays were:

Messrs. Buell and Slosson-2.

Absent or not voting:

Messers. Anderson of Hamilton, Beem, Brown, Burgess, Chapman, Craig, Curtis, Dietz, Draper, Duus, Eilers, Evans, Field, Fillmore, Foley, Hart, Homrighaus, Hunter, Jolly, Jones, Limback, Mack, Mahoney, Moore, Nicoll, Rice, Rowan, Thompson, Thornburg, Tipton, Townsend, Wagner, Walker, Wilbur, Wyman and Yergey-36.

So the bill passed.

Amendment by Mr. Luke, to the title, to substitute the following: "a bill for an act to repeal soction 10 of chapter 77, of the acts of the Seventeenth General Assembly, and to enact a substitute therefor, relating to the furnishing of cars, and to the prompt transportation of property by railroad companies."

Adopted unanimously, and the title as amended, was agreed to.

Mr. Curtis moved that the rules be suspended, and that House File No. 380, a bill for an act to amend section 1144, of chapter 4, title 9, of the Code of Iowa, relating to foreign insurance companies, be taken up.

Carried.

Amendment by the committee to strike out the words "the laws of this State," between the words "by" and "of" in section 1, line 5, of printed bill, and insert in lieu thereof the words "section 1124 of the Code."

Adopted.

Passed on calendar.

Mr. Teale moved that the rules be suspended and that House File No. 353, a bill for an act to amend chapter 24 of the Code of 1873 relating to changes of venue in criminal cases be taken up.

Carried.

The question being upon the adoption of the substitute for the original bill.

Adopted.

Mr. Riley moved that the rules be suspended, the bill be considered engrossed and read a third time now.

Carried.

The bill was read a third time.

The question being shall the bill pass?

The yeas were:

Messrs. Agnew, Anderson of Warren, Ball, Berryhill, Blythe, Byers, Calvin, Chantry, Clarke, Crooks, Cummins, Custer, Darnall, Dobson, Doron, Eckles, IIall, Hamilton, Hauser, Head, Hobbs, Hospers, Hotchkiss, Kennan, Larson, Lewis, Lockin, Luke, McFarland, Nelson, Oakman, Parkhurst, Paschal, Piatt, Riley, Roach, Roberts, Robeson, Schleicher, Shipley, Smith, Theophilus, Thorniley, Wilson of Butler, Wilson of Cass, Woods, Wyckoff and Mr. Speaker-48.

The nays were:

Messrs. Buell, Davie, Dayton, Estes, Hipwell, Mitchell, Owen, Robb, Roe, Roundy, Russell, Slosson and Teale-13.

Absent or not voting:

Meesrs. Anderson of Hamilton, Beem, Brown, Burgess, Chapman, Craig, Curtis, Dietz, Draper, Duus, Eilers, Evans, Field, Fillmore, Foley, Hart, Homrighaus, Horton, Hunter, Jolly, Jones, Kline, Limback, Mack, Mahoney, Moore, Nicoll, Rice, Rowan, Steele, Thompson, Thornburg, Tipton, Townsend, Wagner, Walker, Wilbur, Wyman and Yergey-39.

So the bill, not having received a constitutional majority, was lost on passage.

Mr. Teale entered a motion to reconsider the vote by which substitute for House File No. 353, was lost on passage.

Mr. Lewis moved that the rules be suspended and that House File No. 259, a bill for an act relative to support of the poor, be now taken up.

Carried.

Amendment by committee:

To insert in the title after the word "act," the words, "to amend section 1365 of the Code."

Adopted.

Also, to strike out sections 1 and 2 and amend section 3, to read as follows:

Sec. 1. That section 1365 of the Code be and the same is hereby amended by inserting after the words "such relief" and before the word "as" in the fourth line thereof the following words: "subject to the approval of the board of supervisors," and also by adding after the last word of section 1365 of the Code the following words: "The board of supervisors may examine into all claims, including claims for medical attendance allowed by the township trustees for the support of the poor, and if they find the amount allowed by said trustees to be unreasonable and exorbitant, or for any goods or services other than for the necessaries of life, they may reject or diminish the claim as in their judgment would be right and just, and this act shall apply to all counties in the State, whether there are poor houses established n them or not."

Adopted.

Mr. Riley moved that the rules be suspended, the bill be considered engrossed and read a third time now.

Carried.

The bill was read a third time.

The question being shall the bill pass?

The yeas were:

Messrs. Agnew, Anderson of Warren, Ball, Berryhill, Blythe, Buell, Byers, Calvin, Chantry, Clarke, Crooks, Cummins, Curtis, Custer, Darnall, Davie, Dayton, Dobson, Doron, Eckles, Hall, Hamilton, Hauser, Head, Hobbs, Horton, Hospers, Hotchkiss, Kennan, Kline, Larson, Lewis, Lockin, Luke, McFarland, Nelson, Oakman, Parkhurst, Paschal, Piatt, Rice, Riley, Roach, Roberts, Robeson, Roe Roundy, Russell, Schleicher, Shipley, Steele, Slosson, Teale, Theophilus, Thorniley, Wilson of Butler, Wilson of Cass, Woods, Wyckoff and Mr. Speaker-60.

The nays were:

Messrs. Mitchell, Owen and Robb-3.

Absent or not voting:

Messrs. Anderson of Hamilton, Beem, Brown, Burgess, Chapman, Craig, Dietz, Draper, Daus, Eilers, Estes, Evans, Field, Fillmore, Foley, Hart, Hipwell, Homrighaus, Hunter, Jolly, Jones, Limback, Mack, Mahoney, Moore, Nickoll, Rowan, Smith, Thompson, Thornburg, Tipton, Townsend, Wagner, Walker, Wilbur, Wyman and Yergey-37.

So the bill passed and the title was agreed to.

On motion of Mr. Lewis, House File No. 259 was ordered printed as passed.

On motion of Mr. Chantry House File No. 533 was ordered printed. Mr. Riley moved that the rules be suspended and that House File No. 474, a bill for an act to enable administrators, guardians, trustees and referees to deposit funds and securities due or to become due to heirs, legatees, devisees, or other persons, with the clerk of the district court, and to facilitate the settlement of estates, be taken up.

Carried.

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#### AMENDMENTS BY COMMITTEE.

To strike out all *between* "which" in the 4th line of section 1, and "such" in the 6th line thereof and insert therein "for any cause approved by the court, cannot then be made such legatee, devisee, or other person."

Adopted.

To insert in section 3, line 8, after the word "recorded" the word "shall."

Adopted.

Add the following to section 3: "and said treasurer shall be liable on his bond for all moneys, bonds, or securities which may be deposited with him under the provisions thereof."

Adopted.

Mr. Riley moved that the rules be suspended, the bill be considered engrossed and read a third time now.

Carried.

The bill was read a third time.

The question being, shall the bill pass?

The yeas were:

Messrs. Agnew, Anderson of Warren, Ball, Berryhill, Blythe, Buell, Byers, Calvin, Chantry, Clarke, Crooks, Cummins, Curtis, Custer, Darnall, Davie, Dayton, Dobson, Doron, Eckles, Estes, Hall, Hamilton, Hauser, Head, Hipwell, Hobbs, Horton, Hospers, Hotchkiss, Kennan, Kline, Larson, Lewis, Lockin, Luke, McFarland, Mitchell, Nelson, Oakman, Owen, Parkhurst, Paschal, Piatt, Rice, Riley, Roach, Robb, Roberts, Robeson, Roe, Roundy, Russell, Schleicher, Shipley, Steele, Slosson, Teale, Theophilus, Thorniley, Wilson of Butler, Woods, Wyckoff and Mr. Speaker-64.

The nays were none.

Absent or not voting:

Messrs. Anderson of Hamilton, Beem, Brown, Burgess, Chapman, Craig, Dietz, Draper, Duus, Eilers, Evans, Field, Filmore, Foley, Hart, Hcmrighaus, Hunter, Jolly, Jones, Limback, Mack, Mahoney, Moore, Nicoll, Rowan, Smith, Thompson, Thornburg, Tipton, Townsend, Wagner, Walker, Wilbur, Wilson of Cass, Wyman and Yergey-36. So the bill passed and the title was agreed to.

Mr. Dobson moved to suspend the rules and take up House File No. 425, a bill for an act relating to the public health, and amending section 4038 of the Code of Iowa.

Carried.

Amendments by the committee:

To strike out all of section 1 after the word "poison" in line 5. Adopted.

To insert the words "of the common" after the word "two" in line 4 of section 1.

Adopted.

Also to strike out the publication clause, section 2.

Adopted.

Mr. Dobson moved that the rules be suspended, the bill be considered engrossed and read a third time now.

Carried.

The bill was read a third time.

The question being shall the bill pass?

The yeas were:

Messrs. Agnew, Anderson of Warren, Ball, Berryhill, Blythe, Byers, Calvin, Chantry, Clarke, Crooks, Cummins, Curtis, Custer, Darnall, Davie, Dayton, Dobson, Doron, Eckles, Estes, Hall, Hamilton, Hauser, Head, Hipwell, Hobbs, Horton, Hospers, Hotchkiss, Kennan, Kline, Lewis, Lockin. McFarland, Mitchell, Nelson, Oakman, Owen, Parkhurst, Paschal, Piatt, Riley, Roach, Robb, Roberts, Robeson, Roe, Roundy, Russell, Schleicher, Shipley, Steele, Slosson, Teale, Theophilus, Thorniley, Wilson of Butler, Wilson of Cass, Woods, Wyckoff and Mr. Speaker-61.

The nays were:

Mr. Rice-1.

Absent or not voting:

Messrs. Anderson of Hamilton, Beem, Brown, Buell, Burgess, Chapman, Craig, Dietz, Draper, Duus, Eilers, Evans, Field, Fillmore,

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Foley, Hart, Homrighaus, Hunter, Jolly, Jones, Larson, Limback, Luke, Mack, Mahoney, Moore, Nicoll, Rowan, Smith, Thompson, Thornburgh, Tipton, Townsend, Wagner, Walker, Wilbur, Wyman and Yergey-38.

So the bill passed and the title was agreed to.

On motion of Mr. Anderson of Warren, llouse adjourned.

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# AFTERNOON SESSION.

House re-convened at 2 o'clock r. M. The Speaker in the chair.

### BILLS ON CALENDAR.

Mr. Hamilton moved to suspend the rules and take up Senate File No. 85, a bill for an act to amend chapter 93, of the laws of the Twenty first General Assembly, relating to elections of officers of cities under special charter.

Carried.

The question being "shall the bill be read a third time?" Carried.

The bill was read a third time.

The question being shall the bill pass?

The yeas were:

Messrs. Agnew, Anderson of Warren, Ball, Berryhill, Blythe, Brown, Buell, Byers, Calvin, Chantry, Crooks, Cummins, Curtis, Custer, Darnall, Davie, Dayton, Dietz, Dobson, Doron, Eckles, Fillmore, Hall, Hamilton, Hart, Hauser, Head, Hipwell, Hobbs, Horton, Hospers, Hotchkiss, Kennan, Kline, Lewis, Lockin, Luke, Mack, Nelson, Oakman, Owen, Parkhurst, Paschal, Piatt, Riley, Roach, Robb, Robeson, Roe, Roundy, Russell, Schleicher, Shipley, Steele, Slosson, Smith, Teale, Theophilus, Thornburg, Thorniley, Tipton, Wilson of Butler, Wilson of Cass, Woods and Mr. Speaker-65.

The nays were none.

Absent or not voting were:

Messrs. Anderson of Hamilton, Beem, Burgess, Chapman, Clarke, Craig, Draper, Duus, Eilers, Estes, Evans, Field, Foley, Homrighaus, Hunter, Jolly, Jones, Larson, Limback, Mahoney, McFarland, Mitchell, Moore, Nicoll, Rice, Roberts, Rowan, Thompson, Townsend, Wagner, Walker, Wilbur, Wyckoff, Wyman and Yergey-35.

So the bill passed and the title was agreed to.

### RESOLUTION.

By Mr. Head:

×.,

WHEBERS, it has been ascertained on inquiry that the issue of the Railroad Commissioners map of Iowa for general distribution has been exhausted and WHEREAS, said maps are of great value to all classes of persons interested in sending freight over or travelling upon the railroads in the State, therefore

Be it resolved by the House, the Senate concurring, that the Railroad Commissioners are hereby requested and authorized to procure as soon as possible an additional supply of maps not to exceed five thousand in number, of the same quality as that heretofore issued by them; that the expenses of the same be charged to and paid from the miscellaneous fund of the State; that said maps are to be issued at the discretion of the Commissioners as has heretofore been done.

Adopted.

### MESSAGE FROM THE SENATE.

The following message was received from the Senate:

ME. SPEAKEE – 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. 88, a bill for an act to amend section 1461, of the Code, so as to prevent stock from running at large in the public highway.

Also, Senate File No. 258, a bill for an act to amend section 1, chapter 137, laws of the Nineteenth General Assembly, relating to registered pharmacists.

Also, Senate File No. 204, a bill for an act to authorize certain oities under special charters to provide for the construction of sewers.

Also, that the Senate has passed House File No. 499, a bill for an act to legalize the acts of Joseph A. Elliott, of Appanoose county, as notary public.

And House File No. 561, a bill for an act to authorize boards of supervisors to levy a tax to pay interest upon certain outstanding bonds.

Also, the Senate has concurred in the House amendment to Senate File No. 30, a bill for an act to amend chapter 143, of the acts of the Sixteenth General Assembly, and chapter 24, of the acts of the Nineteenth General Assembly, relating to superior courts and to proceedings therein.

# W. R. COCHBAN, First Ass't Secretary.

### BILLS ON CALENDAR.

Mr. Kline moved that the rules be suspended and that House File No. 384, a bill for an act to fix the compensation to be paid to members of the city council in cities of the first-class be taken up.

Carried.

Amendments by committee to section 1:

To insert in line 2, after the word "amount" the words "prescribed by ordinance;" also, to strike out of same line the word "four" and figure "4," and insert in lieu thereof the word "two" and figure "2."

Adopted.

Also, to add at end of section, the following: "Provided that in cities having no board of public works, the salary of the chairman of the internal improvement committee, may by ordinance, be increased to any amount not in excess of four hundred and fifty dollars."

Lost.

Mr. Riley moved that the rules be suspended, the bill be considered engrossed and read a third time now.

Carried.

The bill was read a third time.

The question being shall the bill pass?

The yeas were:

Messrs Agnew, Anderson of Warren, Ball, Berryhill, Blythe, Brown, Buell, Byers, Calvin, Chantry, Crooks, Cummins, Curtis, Custer, Darnall, Davie, Dayton, Dietz, Dobson, Doron, Eckles, Estes, Itall, Hamilton, Hart, Hauser, Head, Hipwell, Hobbs, Hospers, Hotchkiss, Kennau, Kline, Larson, Lewis, Lockin, Luke, Mack, Mitchell, Nelson, Oakman, Owen, Parkhurst, Paschal, Piatt, Riley, Roach, Robb, Roberts, Robeson, Roe, Roundy, Russell, Schleicher, Shipley, Steele, Slosson, Smith, Teale, Theophilus, Thornburg, Thorniley, Tipton, Wilson of Butler, Wilson of Cass, Woods, Wyckoff and Mr. Speaker-68.

The nays were none.

Absent or not voting:

Messrs Anderson of Hamilton, Ball, Beem, Burgess, Chapman, Clarke, Craig, Draper, Duus, Kilers, Evans, Field, Fillmore, Foley, Homrighaus, Horton, Hunter, Jolly, Jones, Kline, Limback, Mahoney, McFarland, Moore, Nicoll, Rowan, Thompson, Townsend, Wagner, Walker, Wilbur, Wyman and Yergey-32.

So the bill passed and the title was agreed to.

Mr. Hobbs moved that the rules be suspended, and that House File No. 469, a bill for an act to amend section 4780 of the Code be taken up.

Carried.

Amendment by Mr. Berryhill to strike out section 9.

Adopted.

Mr. Blythe moved that the rules be suspended, the bill considered engrossed and read a third time now.

Carried.

The bill was read a third time.

The question being shall the bill pass?

The yeas were:

Messrs. Agnew, Anderson of Warren, Ball, Berryhill, Blythe, Brown, Buell, Byers, Calvin, Chantry, Clarke, Crooks, Cummins, Curtis, Darnall, Davie, Davton, Deitz, Dobson, Doron, Eckles, Estes, Hall, Hart, Hauser, Head, Hipwell, Hobbs, Hospers, Hotchkiss, Kennan, Kline, Larson, Lewis, Lockin, Luke, Mack, Nelson, Oakman, Owen, Paschal, Piatt, Riley, Roach, Robb, Roberts, Robeson, R.e., Roundy, Russell, Schleicher, Shipley, Steele, Slosson, Smith, Teale, Theophilus, Thornburg, Thorniley, Tipton, Wilson of Butler, Wilson of Cass, Woods, Wyckoff and Mr. Speaker-65.

The nays were none.

Absent or not voting:

Messrs. Anderson of Hamilton, Beem, Burgess, Chapman, Craig,

Caster, Draper, Duue, Eilers, Evans, Field, Fillmore, Foley, Hamilton, Homrighaus, Horton, Harter, Jolly, Jones, Limback, Mahoney, McFarland, Mitchell, Moore, Nicoll, Parkhurst, Rice, Rowan, Thompson, Townsend, Wagner, Walker, Wilbur, Wyman and Yergey-35. So the bill passed and the title was agreed to.

Mr. Roach moved that the rules be suspended and that House File No. 541 be taken up.

Lost.

Mr. Teale called up his motion to reconsider the vote by which substitute for House File 353 was lost on passage.

Motion carried.

Mr. Berryhill moved to reconsider the vote by which the bill was ordered to its third reading.

Carried.

Mr. Teale moved that the bill be engrossed.

Carried.

On motion of Mr. Berryhill, House File 380 was taken up.

Amendment by Mr. Berryhill:

To add to the bill the following: "Provided, however, that mutual fire insurance companies organized under and complying with the laws of the State of Iowa, are permitted to do business upon as favorable terms in the State in which such foreign mutual fire insurance companies are organized as are required of such foreign mutual fire insurance companies, by the laws of such State or States; and provided, further, that such foreign mutual fire insurance companies shall be governed by all the provisions of this section of the Code of 1873, with respect to the service of process upon them or their agents."

Adopted.

Mr. Berryhill moved that the rules be suspended, the bill considered engrossed and read a third time now.

Carried.

The bill was read a third time.

The question being shall the bill pass?

The yeas were:

Messrs. Agnew, Anderson of Warren, Ball, Berryhill, Blythe, Brown, Byers, Calvin, Chantry, Clarke, Crooks, Cummins, Curtis, Darnall, Davie, Dayton, Dietz, Dobson, Doron, Eckles, Estes, Hall, Hamilton, Hart, Hauser, Head, Hipwell, Hobbs, Hospers, Hotchkiss, Kennan, Larson, Lewis, Lockin, Luke, Mack, Mahoney, Mitchell, Nelson, Oakman, Parkhurst, Paschal, Piatt, Riley, Roach, Robb, Roberts, Russell, Schleicher, Shipley, Steele, Slosson, Smith, Teale, Thornburg, Thorniley, Tipton, Wilson of Cass, Woods and Mr. Speaker-60.

The nays were:

Messrs. Horton, Owen, Roe, Roundy, Theophilus, Wilson of Butler and Wyckoff-7.

Absent or not voting:

Messers. Anderson of Hamilton, Beem, Buell, Burgess, Chapman, Craig, Custer, Draper, Duus, Eilers, Evans, Field, Fillmore, Foley, Homrighaus, Hunter, Jolly, Jones, Kline, Limback, McFarland, Moore, Nicoll, Rice, Robeson, Rowan, Thompson, Townsend, Wagner, Walker, Wilbur, Wyman and Yergey-33. So the bill passed and the title was agreed to.

Substitute for House File No. 353 was ordered printed.

Mr. Custer moved to suspend the rules and take up House File No. 455, a bill for an act to amend section 3179 of the Code.

Carried.

Mr. Custer moved that the rules be suspended, the bill considered engrossed and read a third time now.

Carried.

The bill was read a third time.

The question being shall the bill pass?

The yeas were:

Messrs. Agnew, Anderson of Warren, Ball, Berryhill, Blythe, Brown, Byers, Calvin, Chantry, Crooks, Cummins, Curtis, Custer, Darnall, Davie, Dayton, Dietz, Dobson, Doron, Eckles, Estes, Hall, Hamilton, Hauser, Head, Hipwell, Hobbs, Horton, Hospers, Hotchkiss, Kennan, Kline, Larson, Lewis, Lockin, Luke, Mack, Mahoney, Mitchell, Nelson, Oakman, Owen, Parkhurst, Paschal, Piatt, Riley, Roach, Robb, Roberts, Robeson, Roe, Roundy, Russell, Schleicher, Shipley, Steele, Slosson, Smith, Teale, Theophilus, Thornburg, Thorniley, Tipton, Wilson of Butler, Wilson of Cass, Woods, Wyckoff and Mr. Speaker-68.

The nays were none.

Absent or not voting:

Messrs. Anderson of Hamilton, Beem, Buell, Burgess, Chapman, Clarke, Craig, Draper, Duus, Eilers, Evans, Field, Fillmore, Foley, Hart, Homrighaus, Hunter, Jolly, Jones, Limback, McFarland, Moore, Nicoll, Rice, Rowan, Thompson, Townsend, Wagner, Walker, Wilbur, Wyman and Yergey-32.

So the bill passed and the title was agreed to.

Mr. Anderson of Warren moved that the rules be suspended and that House File No. 273, a bill for an act to amend section 3106 of the Code of 1873 in relation to the rate of interest in cases of redemption be taken up.

Carried.

Amendment by committee:

To strike out the word "bare" in the fourth line of printed bill and add to the bill the following: "And by striking out the words "ten per cent per annum" in the seventh and eighth lines of said section 3105 and inserting in lieu thereof the words "named in the note secured by such mortgage."

Adopted.

Mr. Anderson of Warren moved that the rules be suspended, the bill considered engrossed and read a third time now.

Carried.

The bill was read a third time.

The question being shall the bill pass?

The yeas were:

Messrs. Agnew, Anderson of Warren, Ball, Berryhill, Blythe, Brown, Buell, Byers, Calvin, Chantry, Clarke, Crooks, Cummins, Curtis, Custer, Darnall, Davie, Dayton, Deitz. Dobson, Doron, Eckles, Estes, Fillmore, Hall, Hamilton, Hauser, Head, Hipwell, Horton, Hospers, Hotchkiss, Jones, Kennan, Kline, Larson, Lewis, Lockin, Luke, Mack, Mahoney, Mitchell, Nelson, Oakman, Owen, Parkhurst, Paschal, Piatt, Riley, Roach, Robb, Roberts, Robeson, Roe, Roundy, Russell, Schleicher, Shipley, Steele, Slosson, Smith, Teale, Theophilus, Thornburg, Thorniley, Tipton, Wilson of Butler, Wilson of Cass, Woods, Wyckoff and Mr. Speaker-71.

· The nays were none.

Absent or not voting:

Messrs. Anderson of Hamilton, Beem, Burgess, Chapman, Craig, Draper, Duus, Eilers, Evans, Field, Foley, Hart, Hobbs, Homrighaus, Hunter, Jolly, Limback, McFarland, Moore, Nicoll, Rice, Rowan, Thompson, Townsend, Wagner, Walker, Wilbur, Wyman and Yergey-29.

So the bill passed and the title was agreed to.

Mr. Wilson of Cass moved that the rules be suspended and that Senate File No. 258, a bill for an act to amend section 1, chapter 137, laws of the Nineteenth General Assembly, relating to registered pharmacists, be taken up.

Carried.

The bill was read a first and second time.

Mr. Head moved that the rules be suspended and the bill be read a third time now.

Carried.

The bill was read a third time.

The question being shall the bill pass?

The yeas were:

Messrs. Agnew, Anderson of Warren, Ball, Berryhill, Blythe, Brown, Buell, Byers, Calvin, Chantry, Clarke, Crooks, Cummins, Curtis, Custer, Darnall, Davie, Dayton, Dietz, Dobson, Eckles, Estes, Hamilton, Hart, Hauser, Head, Hipwell, Horton, Hospers, Hotchkiss, Jones, Kennan, Kline, Larson, Lockin, Mack, Mahoney, Mitchell, Nelson, Oakman, Owen, Parkhurst, Piatt, Riley, Roach, Roundy, Russell, Schleicher, Shipley, Steele, Slosson, Teale, Theophilus, Thornburg, Thorniley, Tipton, Wilson of Butler, Wilson of Cass, Woods, Wyckoff and Mr. Speaker-61.

The nays were:

Messrs. Doron, Lewis, Luke, Roe and Smith-5.

Absent or not voting:

Messrs. Anderson of Hamilton, Beem, Burgess, Chapman, Craig, Draper, Duus, Eilers, Evans, Field, Fillmore, Folcy, Hall, Hobbs, Homrighaus, Hunter, Jolly, Limback, McFarland, Moore, Nicoll, Paschal, Rice, Robb, Roberts, Robeson, Rowan, Thompson, Townsend, Wagner, Walker, Wilbur, Wyman and Yergey-34.

So the bill passed and the title was agreed to.

# REPORT OF ENGROSSING COMMITTEE.

Mr: Brown, from the Committee on Engrossed Bills, submitted the following report:

ME. SPEAKER-Your Committee on Engrossed Bills respectfully report that they have examined and find correctly engrossed:

House File No. 138, a bill for an act entitled an act to determine liability in suite for personal injury. House File No. 187, a bill for an act amending section 159 of the Code of 1873, in regard to the disposition of the reports of the supreme court of the State.

House File No. 262, a bill for an act to amend 4042 of the Code relating to the sale of milk.

House File No. 348, a bill for an act to amend section 2747 of the Code in reference to printing court calendars.

WM. BROWN, Chairman.

#### ENGROSSED BILLS.

House File No. 366, a bill for an act authorizing cities and towns to submit to the qualified electors, the question of levying a special tax for the purpose of prospecting for natural gas and artesian water, and provide for utilizing the same.

The question being shall the bill be read a third time? Carried.

The bill was read a third time.

The question being shall the bill pass?

Mr. Kiley explained his vote.

The yeas were:

Messrs. Agnew, Arderson of Warren, Ball, Brown, Buell, Byers, Calvin, Chantry, Clarke, Crooks, Cummins, Curtis, Darnall, Dayton, Dobson, Doron, Eckles, Fillmore, Hauser, Head, Hobbs, Hospers, Hotchkiss, Jones, Kennan, Larson, Lewis, Lockin, Luke, Mack, Mahoney, Nelson, Oakman, Owen, Parkhurst, Piatt, Russell, Schleicher, Shipley, Steele, Smith, Thornburg, Tipton, Wilson of Cass, Woods, Wyckoff and Mr. Speaker-47.

The nays were:

Messre. Custer, Davie, Dietz, Hart, Hipwell, Horton, Kline, Paschal, Riley, Roach, Robb, Robeson, Roe, Roundy, Slosson, Theophilus, Thorniley and Wilson of Butler-18.

Absent or not voting:

Messrs. Anderson of Hamilton, Beem, Berryhill, Blythe, Burgess, Chapman, Craig, Draper, Duus, Eilers, Estes, Evans, Field, Foley, Hall, Hamilton, Homrighaus, Hunter, Jolly, Limback, McFarland, Mitchell, Moore, Nicoll, Rice, Roberts, Rowan, Teale, Thompson, Townsend, Wagner, Walker, Wilbur, Wyman and Yergey-35.

So the bill failing to receive a constitutional majority was lost on passage.

Mr. Head entered a motion to reconsider the vote by which House File No. 366 was lost on passage.

House File No. 344, a bill for an act to amend section 920 of the Code of Iowa of 1873, relating to the establishing of public highways in incorporated cities and towns.

The question being shall the bill be read a third time. Carried.

The bill was read a third time.

The question being, shall the bill pass?

The yeas were:

2

Messrs. Agnew, Anderson of Warren, Ball, Berryhill, Brown, Buell, Byers, Calvin, Chantry, Clarke, Crooks, Cummins, Curtis, Doron, Eckles, Head, Hospers, Jones, Luke, Nelson, Oakman, Paschal, Piatt, Riley, Russell, Schleicher, Shipley, Steele, Teale, Thornburg and Mr. Speaker-31.

The nays were:

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Messrs. Darnall, Davie, Dayton, Dietz, Dobson, Estes, Fillmore, Hauser, Hipwell, Hobbs, Horton, Hotchkiss, Kennan, Kline, Larson, Lewis, Lockin, Mahoney, Mitchell, Owen, Roach, Robeson, Roe, Roundy, Slosson, Smith, Theophilus, Tipton, Wilson of Butler, Woods and Wyckoff-31.

Absent or not voting:

Mesers. Anderson of Hamilton, Beem, Blytte, Burgess, Chapman, Craig, Custer, Draper, Duus, Eilers, Evans, Field, Foley, Hall, Hamilton, Hart, Homrighaus, Hunter, Jolly, Limback, Mack, MoFarland, Moore, Nicoll, Parkhurst, Rice, Robb, Roberts, Rowan, Thompson, Thorniley, Townsend, Wagner, Walker, Wilbur, Wilson of Cass, Wyman and Yergey-38.

So the bill, not having received a constitutional majority, was lost on passage.

Joint resolution No. 16, proposing to amend section 1 of article 2 of the Constitution of Iowa.

The question being shall the resolution as amended and engrossed be read a third time.

Carried.

The resolution was read a third time.

The question being shall the resolution be adopted?

The yeas were:

Messrs. Agnew, Anderson of Warren, Ball, Blythe, Byers, Calvin, Chantry, Crooks, Cummins, Curtis, Caster, Darnall, Dobson, Doron, Eckles, Fillmore, Hauser, Head, Hobbs, Hospers, Hotchkiss, Jones, Kennan, Lewis, Lockin, Luke, Mack, Mahoney, Oakman, Parkhurst, Paschal, Roach, Robb, Robeson, Roe, Schleicher, Shipley, Steele, Slosson, Smith, Theophilus, Thornburg, Thorniley, Tipton, Wilson of Butler, Wilson of Cass, Wyckoff and Mr. Speaker-49.

The nays were:

Messrs. Brown, Buell, Davie, Dayton, Dietz, Hamilton, Hart, 'Hipwell, Horton, Kline, Larson, Mitchell, Nelson, Owen, Piatt, Riley, Roundy, Russell and Woods-10.

Absent or not voting:

Messrs. Anderson of Hamilton, Beem, Berryhill, Burgess, Chapman, Clarke, Craig, Draper, Daus, Eilers, Extes, Evans, Field, Foley, Hall, Homrighaus, Hunter, Jolly. Limback, McFarland, Moore, Nicoll, Rice, Roberts, Rowan, Teale, Thompson, Townsend, Wagner, Walker, Wilbur, Wyman and Yergey-33.

So the resolution not having received a constitutional majority was lost.

Mr. Brown entered a motion to reconsider the vote by which joint resolution No. 10, was lost on passage.

House File No. 166, a bill for an act to prevent and to punish fraud in the sale of cattle, horses and other domestic animals.

The question being shall the bill be read a third time? Carried.

The bill was read a third time.

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The question being shall the bill pass? The yeas were:

Messrs. Agnew, Anderson of Warren, Ball, Blythe, Brown, Byers, Calvin, Chantry, Crooks, Curtis, Custer, Dayton, Dobson, Doron, Eckles, Estes, Hall, Hamilton, Hart, Head, Hipwell, Hospers, Jones, Kennan, Lockin, Luke, Mack, Mahoney, Mitchell, Nelson, Oakman, Owen, Parkhurst, Paschal, Piatt, Riley, Robb, Robeson, Roe, Roundy, Russell, Schleicher, Steele, Smith, Theophilus, Thornburg, Thorniley, Tipton, Wilson of Butler, Woods and Mr. Speaker-51.

The nays were:

Messrs. Fillmore, Hauser, Hobbs, Horton, Larson, Lewis, Shipley, Slosson and Wyckoff-9.

Absent or not voting:

Messrs. Anderson of Hamilton, Beem, Berryhill, Buell, Burgess, Chapman, Clarke, Craig, Cummine, Darnall, Davie, Dietz, Draper, Duus, Eilers, Evans, Field, Foley, Homrighaus, Hotchkiss, Hunter, Jolly, Kline, Limback, McFarlard, Moore, Nicoll, Rice, Roach, Roberts, Rowan, Teale, Thompson, Townsend, Wagner, Walker, Wilbur, Wilson of Cass, Wyman and Yergey-40.

So the bill passed and the title was agreed to.

House File No. 262, a bill for an act to amend section 4042 of the Code, relating to the sale of milk.

The question being shall the bill be read a third time? Carried.

The bill was read a third time.

The question being, shall the bill pass?

The yeas were:

Messrs. Agnew, Anderson of Warren, Ball, Berryhill, Blythe, Brown, Byers, Cummins, Calvin, Chantry, Clarke, Crooks, Custer, Davie, Dayton, Dobson, Doron, Eckles, Estes, Fillmore, Hall, Hamilton, Hart, Hauser, Head, Hipwell, Hobbs, Horton, Hospers, Hotchkiss, Jones, Kennan, Kline, Lewis, Lockin, Luke, Mack, Mahoney, McFarland, Mitchell, Nelson, Oakman, Owen, Parkhurst, Paschal, Piatt, Riley, Robb, Robeson, Russell, Schleicher, Shipley, Slosson, Steele, Smith, Theophilus, Thornburg, Thorniley, Tipton, Wilson of Butler, Wilson of Cass, Woods and Mr. Speaker-63.

The nays were:

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Messrs. Larson, Roe, Roundy and Wyckoff-4.

Absent or not voting:

Messrs. Anderson of Hamilton, Beem, Buell, Burgess, Chapman, Craig, Curtis, Darnall, Dietz, Draper, Duus, Eilers, Evans, Field, Foley, Homrighaus, Hunter, Jolly, Limback, Moore, Nicoll, Rice, Roach, Roberts, Rowan, Teale, Thompson, Townsend, Wagner, Walker, Wilbur, Wyman and Yergey-33.

So the bill passed and the title was agreed to.

House File No. 138, a bill for an act to determine liability in suits for personal injuries.

The question being shall the bill be read a third time? Carried.

The bill was read a third time.

The question being shall the bill pass?

The yeas were:

Messrs. Agnew, Anderson of Warren, Ball, Blythe, Brown, Buell, Byers, Calvin, Chantry, Crooke, Custer, Davie, Dayton, Dobson, Doron, Eckles, Estes, Fillmore, Hamilton, Hart, Hobbs, Horton, Hospers, Hotchkiss, Jones, Kennan, Kline, Lewis, Lockin, Luke, Mack, Mahoney, Mitchell, Nelson, Oakman, Owen, Parkhurst, Paschal, Piatt, Riley, Roach, Robb, Robeson, Roe, Roundy, Russell, Schleicher, Shipley, Slosson, Theophilus, Thornburg, Thorniley, Tipton, Wilson of Butler, Woods, Wyckoff and Mr. Speaker-57.

The nays were:

Messrs. Clarke, Cummins, Dietz, Hauser and Hipwell-5.

Absent or not voting:

Messrs. Anderson of Hamilton, Beem, Berryhill, Burgess, Chapman, Craig, Custer, Darnall, Draper, Duus, Eilers, Evans, Foley, Field, Hall, Head, Homrighaus, Hunter, Jolly, Larson, Limback, McFarland, Moore, Nicoll, Rice, Roberts, Rowan, Steele, Smith, Teale, Thompson, Townsend, Wagner, Walker, Wilbur, Wilson of Case, Wyman and Yergey-38.

So the bill passed and the title was agreed to.

Mr. Cummins in the chair.

Substitute for House File No. 348, a bill for an act to amend section 2747 of the Code, in reference to printing court calendars.

The question being shall the bill be read a third time? Carried.

The bill was read a third time.

The question being shall the bill pass?

The yeas were:

Messrs. Agnew, Brown, Byers, Chantry, Crooks, Eckles, Head, Hospers, Jones, Kennan, Lewis, Lockin, Luke, Mack, Mahoney, Mo-Farland, Nelson, Oakman, Paschal, Robeson, Roe, Russell, Schleicher, Shipley, Steele, Thornburg, Wilson of Butler and Wyman-28.

The nays were:

Messrs. Anderson of Warren, Ball, Blythe, Buell, Calvin, Clarke, Cummins, Curtis, Davie, Dayton, Dietz, Dobson, Doron, Fillmore, Hamilton, Hart, Hauser, Hipwell, Hobbs, Horton, Hotchkiss, Kline, Mitchell, Owen, Parkhurst, Piatt, Riley, Roach, Robb, Roundy, Slosson, Smith, Theophilus, Thorniley, Tipton and Woods-36.

Absent or not voting:

Messrs. Anderson of Hamilton, Beem, Berryhill, Burgess, Chapman, Craig, Custer, Darnall, Draper, Daus, Eilers, Estes, Evans, Field, Foley, Hall, Homrighaus, Hunter, Jolly, Larson, Limback, Moore, Nicoll, Rice, Roberts, Rowan, Teale, Thompson, Townsend, Wagner, Walker, Wilbur, Wilson of Cass, Wyman, Yergey and Mr. Speaker-36.

So the bill not having received a constitutional majority was lost on passage.

Mr. Paschal entered a motion to reconsider the vote by which House File No. 366 was lost on passage.

### BILLS ON CALENDAR.

Senate File No. 69, a bill for an act to amend section 2114 of the Code, relating to negotiable paper obtained by fraud.

The question being, shall the bill be read a third time? Carried.

The bill was read a third time.

The question being, shall the bill pass?

The yeas were:

Messrs. Agnew, Anderson of Warren, Ball, Blythe, Brown, Buell, Byers, Calvin, Chantry, Clarke, Crooke, Cummins, Custer, Davie, Dayton, Dobson, Doron, Eckles, Estes, Fillmore, Hamilton, Hart, Hauser, Hipwell, Hobbs, Horton, Hospers, Hotchkiss, Jones, Kennan, Kline, Larson, Lewis, Lockin, Luke, Mack, Mahoney, Mitchell, Nelson, Oakman, Owen, Parkhurst, Paschal, Riley, Roach, Robb, Robeson, Roe, Roundy, Russell, Schleicher, Shipley, Slosson, Smith, Theophilus, Thornburg, Thorniley, Tipton, Woods, Wyckoff and Mr. Speaker.-69.

The nays were:

Messrs. Dietz and Kennan-2.

Absent or not voting:

Messrs. Anderson of Hamilton, Beem, Berryhill, Burgess, Chapman, Craig, Curtis, Darnall, Draper, Duus, Eilers, Evans, Field, Foley, Hall, Head. Homrighaus, Hunter, Jolly, Limback, McFarland, Moore. Nicoll, Rice, Roberts, Rowan, Steele, Teale, Thompson, Townsend, Wagner, Walker, Wilbur, Wilson of Cass, Wyman and Yergey-36.

So the bill passed and the title was agreed to.

Mr. Lockin entered a motion to reconsider the vote by which Senate File No. 258 passed the House.

House File No. 36, a bill for an act to enable discharged railway employes to obtain a certificate from the person or company making such discharge; setting forth the reason for such discharge.

Amendment by Mr. Roach, to insert in section 1, line 2, after the word "company" the words "upon application of such employe."

Adopted.

Amendment by Mr. Riley to strike out section 2.

Upon this amendment Messrs. Robb and Lewis demanded the yeas and nays.

The yeas were:

Messrs. Anderson of Warren, Buell, Clarke, Estes, Hobbs, Larson, Piatt and Riley-8.

The nays were:

Messrs. Agnew, Ball, Berryhill, Blythe, Brown, Byers, Calvin, Chantry, Crooks, Cummins, Curtis, Custer, Davie, Dayton, Dietz, Dobson, Doron, Eckles, Hall, Hamilton, Hast, Hauser, Head, Hipwell, Horton, Hospers, Hotchkiss, Jones, Kennan, Kline, Lewis, Lockin, Luke, Mack, Mahoney, Mitchell, Nelson, Oskman, Owen, Parkhurst, Paschal, Roach, Robb, Roberts, Robeson, Roe, Roundy, Russell. Schleicher, Shipley, Slosson, Smith, Theophilus, Thornburg, Thorniley, Tipton, Wilbur, Wilson of Butler, Wilson of Cass, Woods, Wyckoff and Mr. Speaker-62. Absent or not voting:

Messrs. Anderson of Hamilton, Beem, Burgess, Chapman, Craig, Darnall, Draper, Dau<sup>o</sup>, Eilers, Evan<sup>s</sup>, Field, Fillmore, Foley, Homrighau<sup>-</sup>, Hunter, Jolly, Limback, McFarland, Moore, Nicoll, Rice, Rowan, Steele, Teale, Thompson, Townsend, Wagner, Walker, Wyman and Yergey-30.

So the amendment was lost.

Amendment by Mr. Russell to insert in section 1, line 2, before the word "written" the word "truthful."

Adopted.

Amendment by Mr. Riley to strike out of section 2 the words "shall be a misdemeanor," in line 1 and the words "to a fine of not less than one hundred dollars, and in addition the employe shall be entitled" in lines 3 and 4.

Lost.

Substitute by Mr. Head for section 2 "Section 2: a failure to comply with the requirements of this law shall entitle the employe to exemplary and actual damages from any railway company failing to comply with this law, together with reasonable attorney fees for the prosecution of a suit for such damages."

Amendment by Mr. Woods:

Strike out the words, "a failure," in line 1, of section 2, and insert the words, "any corporation failing," in lieu thereof.

Also strike out of line 1 after the word "be," and all of line 2, and the words, "is made," in line 3.

Amendment by Mr. Dayton:

To strike out of section 2 all of line 2 and the first two words of line 3, and to insert in lieu thereof the words, "said railroad company."

Further amendment by Mr. Dayton:

To strike out of section 2, line 3, the words, "less than one," and insert in lieu thereof the words, "more than five."

Amendment by Mr. Robb:

To strike out of section 1 the last word of line 1, and insert the words, "or when an employe leaves the service of such company."

Amendment by Mr. Clarke:

To strike out of section 1, line 4, all the words after the word "trustworthiness," and all in line 5 up to the word "said."

Mr. Lewis moved the previous question.

Carried.

The question being upon the substitute by Mr. Head for section 2. Messrs. Head and Riley demanded the yeas and nays.

The yeas were:

Messrs. Anderson of Warren, Blythe, Curtis, Custer, Doron, Eckles, Estes, Ilead, Ilipwell, Ilospers, Jones, Mitchell, Piatt, Riley, Schleicher, Shipley, Wilson of Butler and Mr. Speaker-18.

The nays were:

Messrs. Agnew, Ball, Brown, Buell, Byers, Calvin, Chantry, Crooks, Cummins, Davie, Davton, Dobson, Hall, Hamilton, Hauser, Hobbs, Horton, Hotchkiss, Kennan, Kline, Larson, Lewis, Lockin, Luke, Mahoney, Nelson, Oakman, Owen, Parkhurst, Paschal, Roach, Robb, Roberts, Robeson, Roe, Roundy, Russell, Steele, Slosson, Smith, Teale, Theophilus, Thornburg, Thorniley, Tipton, Wilbur, Wilson

of Cass, Woods and Wyckoff-49.

Absent or not voting:

Messre. Anderson of Hamilton, Beem, Berryhill, Burgess, Chapman, Clarke, Craig, Darnall, Deitz, Draper, Duus, Eilers, Evans, Field, Fillmore, Foley, Hart, Homrighaus, Hunter, Jolly, Limback, Mack, McFarland, Moore, Nicoll, Rice, Rowan, Thompson, Townsend, Wagner, Walker, Wyman and Yergey-33.

So the substitute was lost.

The amendment by Mr. Woods, lost.

First amendment by Mr. Dayton, adopted.

Second amendment by Mr. Dayton, adopted.

Amendment by. Mr. Robb, lost.

Amendment by Mr. Clarke, lost.

The bill was ordered engrossed.

House File No. 37, a bill for an act for the protection of discharged employees and to prevent black listing.

Amendments by Committee:

To insert after the word "company" in the fourth line of section 1, "except by furnishing in writing on request a truthful statement as to the cause of his discharge" also to insert after the first word "company" in the fourth line of section 2, except as provided for in section 1 hereof.

Adopted.

Amendment by Mr. Speaker to strike out the word "or" in line 1, of section 1, and insert after the word "company" in the same line the words "or corporation."

Adopted.

Amendment by Mr. Head to strike out section 3.

Adopted.

Amendment by Mr. Speaker to strike out the word "or" in line 3 of section 1, and insert in line 4 of the same section, after the word "agent," the words "or corporation."

Adopted.

Amendment by Mr. flead, to strike out of section 1, all after the last word "dollars" in line 5, and to include "court" in line 7.

Adopted.

Amendment by Mr. Robb:

To add to section 2, the following:

"Provided that all the penalties prescribed in this act, shall also apply to such persons or corporations who shall prevent any employe who has voluntarily left the services of such person or corporatian."

Lost.

Amendment by Mr. Speaker, to strike out of section 2 the word "or" in line 1, and insert after the word "partnership" in same line the words "or corporation."

Adopted.

Amendment by Mr. McFarland, to insert after the word "employe" in line 3 of section 2 the words "or any employe who may have voluntarily left said company's service."

Adopted.

Amendment by Mr. Speaker to section 1: to strike out the words "or any" in line 1.

Adopted.

Amendment by Mr. Ester, to section 1: to strike out the words "person or agent" in line 7, and insert "corporation."

Lost.

Amendment by Mr. Lewis: to strike out the word "or" in line 7 of section 1, and insert after the word "agent" the words "company or corporation."

Adopted.

The bill was ordered engrossed.

House File No. 271 was indefinitely postponed.

House File No. 200, a bill for an act to exterminate the English sparrows.

Amendment by the Committee: to strike out section 3, the publication clause.

Adopted.

The bill was ordered engrossed.

House File No. 207, a bill for an act to amend chapter 6, title 10 of the Code of Iowa of 1873, providing for a maximum charge for transmitting telegraph messages.

Amendments by the Committee: In section 2, 3d line, after the word "wires" and before the word "within" insert the following words: "from any telegraph station in Iowa to any other point."

Adopted.

Also, to strike out the word "fifteen" in line 4 of section 2, and insert the word "ten" in lieu thereof.

Adopted.

Also, to strike out the word "half" in line 5 of section 2.

Adopted.

Also to strike out the word "fifteen" in line 6 of section 2, and insert the word "ten" in lieu thereof.

Adopted.

Also, to strike out the word "thirty" in line 9 of section 3, and insert in lieu thereof the word "fifty."

Lost.

Also, to strike out all of section 4.

Lost.

Also, to change section 5 to read section 4.

Lost.

Also, to strike out all of section G.

Adopted.

The bill as amended was ordered engrossed.

House File No. 197, a bill for an act to amend section 1179 of the Code, as amended by section 169 of the laws of the Twenty-first General Assembly, relating to life insurance companies. Mr. Berryhill moved that the rules be suspended, the bill considered engrossed and read a third time now.

Carried.

The bill was read a third time.

The question being, shall the bill pass?

The yeas were:

Messrs. Agnew, Anderson of Warren, Ball, Berryhill, Blythe, Brown, Buell, Byers, Calvin, Chantry, Clarke, Crooks, Cummins, Curtis, Custer, Davie, Dayton, Dobson, Eckles, Estes, Hall, Hamilton, Hauser, Head, Hipwell, Hobbs, Horton, Hospers, Hotchkiss, Jones, Kennan, Kline, Larson, Lewis, Lockin, Luke, Mack, Mahoney, McFarland, Mitchell, Nelson, Oakman, Owen, Parkhurst, Paschal, Piatt, Riley, Roach, Robb, Roberts, Robeson, Roe, Roundy, Russell, Schleicher, Shipley, Steele, Slosson, Smith, Teale, Theophilus, Thornburg, Thorniley, Tiptor, Wilbur, Wilson of Butler, Wilson of Cass, Woods, Wyckoff and Mr. Speaker-70.

The nays were:

Mr. Fillmore-1.

Absent or not voting:

Messrs. Anderson of Hamilton, Beem. Burgess, Chapman, Craig, Darnall, Deitz, Doron, Draper, Duus, Eilers, Evans, Field, Foley, Hart, Homrighaus, Hunter, Jolly, Limback, Moore, Nicoll, Rice, Rowan, Thompson, Townsend, Wagner, Walker, Wyman and Yergey -29.

So the bill passed and the title was agreed to.

House File 175, indefinitely postponed.

Senate File No. 83, a bill for an act to amend section 6, chapter 60, laws of the Fifteenth General Assembly, relating to banks.

On motion of Mr. Riley, the bill was re-referred to the Committee on Banks and Banking.

Mr. Estes entered a motion to reconsider the vote whereby House File 207 was ordered engrossed.

House File No. 393, a bill for an act to amend section 986 of the Code, as enacted in section 3, chapter 200, acts of the Twentieth General Assembly.

Amendment by committee:

To insert after the word "trustee," in the 4th line of section 1, "provided, that this act shall not apply to townships organized, or which may hereafter organize, into one highway district."

Adopted.

Mr. Wilbur moved to reconsider the vote whereby the amendment was adopted.

Carried.

Amendment lost.

Mr. Wilbur moved that the rules be suspended, the bill considered engrossed and read a third time now.

Carried.

The bill was read a third time.

The question being shall the bill pass?

The yeas were:

Messrs. Agnew, Anderson of Warren, Ball, Berryhill, Blythe, Brown, Byers, Calvin, Chantry, Crooks, Cammins, Davie, Dayton, Dobson, Doron, Eckles, Estes, Fillmore, Hall, Hamilton, Hauser, Head, Hipwell, Hobbs, Hospers, Hotchkiss, Jones, Kennan, Larson, Lewis, Lockin, Luke, Mahoney, McFarland, Nelson, Oakman, Parkhurst, Paschal, Piatt, Riley, Roach, Roberts, Robeson, Roe, Schleicher, Shipley, Steele, Slosson, Smith, Teale, Thornburg, Thorniley, Tipton, Wilbur, Wilson of Butler, Wilson of Cass and Woods-57. The nays were:

Messrs. Kline, Robb, Roundy and Theophilus-4.

Absent or not voting:

Messrs. Anderson of Hamilton, Beem, Buell, Burgess, Chapman, Clarke, Craig, Curtis, Custer, Darnall, Deitz, Draper, Daus, Eilers, Evans, Field, Foley, Hart, Homrighaus, Horton, Hunter, Jolly, Limback, Mack, Mitchell, Moore, Nicoll, Owen, Rice, Rowan, Russell, Thompson, Townsend, Wagner, Walker, Wyckoff, Wyman and Mr. Speaker-39.

So the bill passed and the title was agreed to.

### ANNOUNCEMENT.

Mr. Lewis filed the following:

On account of sickness in my family I hereby resign my place on committee on State University investigation.

L. W. LEWIS.

The Speaker appointed Mr. Paschal member of the committee to investigate State University, vice Mr. Lewis resigned.

# INTRODUCTION OF BILLS.

By Mr. Wilson of Cass, House File No. 587, a bill for an act providing for the establishment of freight and passenger stations at points where railroads cross each other; defining certain duties of railroad companies relating to transfer at such points of freights and passengers, and conveyance of railroad commissioners and clerical force over railroads; the duty of railroad commissioners as to change of schedule time of roads; to cause trains to connect with trains on other roads; requiring railroad companies to comply with said orders; and repealing chapter 24 of the acts of the Twentieth General Assembly and all acts in conflict therewith.

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

By Mr. Burgess, House File No. 589, a bill for an act to amend chapter 150, laws of the Eighteenth General Assembly, relating to publication and distribution of school laws.

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

On motion of Mr. Hotchkiss the House adjourned.

.81

# HALL OF THE HOUSE OF REPRESENTATIVES, DES MOINES, IOWA, March 20, 1888.

House met in regular session at 10 A. M. The Speaker in the chair. Prayer by Rev. E. F. Mell. Journal of yesterday read and approved.

# PETITIONS AND REMONSTRANCES.

By Mr. Anderson of Warren, from citizens of Warren county, for the repeal of medical practice act.

Read and referred to the Committee on Medicine, Surgery and Pharmacy.

By Mr. Hauser, from citizens of Hardin county, on the same subject.

Same reference.

5

### REPORTS OF COMMITTEES.

Mr. Doron, from the Committee on Medicine, Surgery and Pharmacy, reported House File No. 356, recommending indefinite postponement.

Also, House File No. 267, recommending indefinite postponement. Also, House File No. 327, recommending indefinite postponement. Also, House File No. 494, recommending indefinite postponement. Also, House File No. 524, recommending indefinite postponement. Passed on file.

Mr. Wyckoff submitted the following minority report from the Committee on Medicine, Surgery and Pharmacy:

ME. SPEAKEE—The undersigned members of the Committee on Medicine, Surgery and Pharmacy beg leave to report that they, with the other members of said committee, have had under consideration House File No. 327, a bill for an act to amend chapter 104 of the acts of the Twenty-first General Assembly and are not able to concur with the majority of said committee in their report, recommending that said bill be indefinitely postponed; on the contrary, the undersigned believe that said bill should receive the careful consideration of the House, and they recommend that the same be fully considered with the view of removing the evils that are claimed to arise from the acts sought to be amended by said bill.

> GEO. W. WYCKOFF, J. C. ROBESON, WM. THEOPHILUS,

Members of Committee on Medicine, Surgery and Pharmacy. Passed on file. Mr. Riley, from Committee on Municipal Corporations, reported House File No. 400, recommending indefinite postponement.

Also, House File No. 277, recommending indefinite postponement. Passed on file.

Mr. Wilbur from the Committee on Schools, reported House File No. 572, recommending indefinite postponement.

Also, House File No. 406, recommending indefinite postponement. Also, House File No. 415, recommending indefinite postponement. Also, House File No. 497, recommending indefinite postponement. Also, House File No. 530, recommending indefinite postponement. Also, House File No. 523, recommending indefinite postponement. Also, House File No. 558, recommending indefinite postponement. Passed on file.

### RESOLUTION.

Resolution laid over.

1888.]

By Mr. Head, for adjournment April 5.

Mr. Luke moved that the resolution lie on the table, subject to call.

Upon this motion Messrs. Head and Schleicher demanded the yeas and nays.

The yeas were:

Messrs Agnew, Anderson of Warren, Ball, Berryhill, Blythe, Brown, Byers, Calvin, Chantry, Clarke, Crooks, Cummins, Curtis, Custer, Darnall, Davie, Dobson, Eckles, Eilers, Evans, Hall, Hamilton, Hart, Head, Hunter, Lewis, Lockin, Luke, McFarland, Mitchell, Moore, Owen, Riley, Roach, Roe, Smith, Teale, Theophilus, Thornburg, Tipton, Townsend, Wilbur, Wyckoff, and Mr. Speaker-43.

The nays were:

Messrs Buell, Craig, Dayton, Doron, Estes, Fillmore, Hauser, Hipwell, Hobbs, Horton, Hospers, Hotchkiss, Jones, Kennan, Kline, Larson, Mack, Mahoney, Nelson, Oakman, Owen, Parkhurst, Paschal, Piatt, Rice, Robb, Roberts, Robeson, Roundy, Russell, Schleicher, Shipley, Steele, Slosson, Thorniley, Wilson of Butler and Woods-87.

Absent or not voting:

Messrs. Anderson of Hamilton, Beem, Burgess, Chapman, Dietz, Draper, Duus, Field, Foley, Homrighaus, Jolly, Limback, Nicoll, Rowan, Thompson, Wagner, Walker, Wilson of Cass, Wyman and Yergey-20.

So the motion prevailed.

### INTRODUCTION OF BILLS.

By Mr. Lewis, House File No. 589, a bill for an act to protect employes and laborers in their claims for wages.

Read first and second times and referred to the Committee on Mines and Mining.

Mr. Roe entered a motion to reconsider the vote whereby House File No. 353 was ordered engrossed.

### RESOLUTION.

By Mr. Cummins, Joint Resolution No. 17, contemplating the permanent retention at the capitol of the State of Iowa of the records of the government land office in Des Moines.

WIEBEAS, It has been the practice of the general government upon the final discontinuance of all government land offices in the State to remove the records of such offices to Washington, D. C.; and

WHEREAS, the best interests of the people of the State of Iowa require that all records pertaining to said State shall be permanently retained at our State capitol; therefore

Resolved by the General Assembly of the State of Iowa, That our Senators in Congress be instructed and our Representatives requested to procure, if possible, the passage of the act providing for the permanent retention at the capitol of the State, of the records of the government land office in Des Moines, Iowa, whenever the offices of Register and Receiver of said offices shall be discontinued by the proper authorities in pursuance of law, said records to be turned over to the State of Iowa and placed under the care and control of the Secretary of State, who shall provide for their safe keeping and proper arrangement as public records.

Adopted.

#### SENATE MESSAGES CONSICERED.

Senate File No. 88 read first and second times and referred to the Committee on Agriculture.

Senate File No. 204 read first and second times and referred to the Committee on Municipal Corporations.

#### LEAVE OF ABSENCE GRANTED.

Messrs. Cummins and Berryhill for one hour. Mr. Roach until 2 г. м. Mr. Shipley until 2 г. м.

### BILLS ON CALENDAR.

House File No. 229, a bill for an act to amend section 5 of chapter 70 of the acts of the Twentieth General Assembly of Iowa, relating to compensation where domestic animals are killed by dogs.

Amendments by committee:

To renumber section 1 as section 2, and to add the following as section 1: "Section 1. That section five (5) of chapter seventy (70), acts of the Twentieth General Assembly of the State of Iowa, be and the same is hereby amended by striking out in the eighth line between the words "within" and "days" the word "fifteen", and insert in lieu thereof the word "thirty".

Adopted.

Also, to strike out the word "depositions" in line 4 of printed bill, and insert "aflidavits" in lieu thereof.

Adopted.

Amendment by Mr. Lewis:

To insert in section 1, line 3, of printed bill between the words, "section" and "may," the following words, "when the amount claimed is less than ten dollars."

Amendment to the amendment by Mr. Fillmore:

To strike out "ten" and insert "twenty-five."

Lost.

1888.

Amendment lost.

Amendment by Mr. Theophilus:

To strike out of section 2, lines 4 and 5, the words, "verified and sworn to before any magistrate in the county in which the claimant resides."

Adopted.

The question being, shall the bill be engrossed?

Messrs. Riley and Craig demanded the yeas and nays.

The yeas were:

Messrs. Agnew, Anderson of Warren, Ball, Beem, Brown, Buell, Byers, Calvin, Chantry, Craig, Curtis, Davie, Dayton, Deitz, Dobson, Doron, Eckles, Eilers, Fillmore, IIall, Hart, Hauser, Larson, Lockin, Luke, Mahoney, Nelson, Parkhurst, Paschal, Shipley, Smith, Theophilus, Tipton, Wilson of Cass, Woods, Wyckoff, Wyman and Mr. Speaker-38.

The nays were:

Messrs. Crooks, Draper, Estes, Evans, Hamilton, Hipwell, Hobbs, Horton, Hospers, Hotchkiss, Kennan, Kline, Lewis, Moore, Oakman, Owen, Piatt, Rice, Riley, Robb, Roberts, Robeson, Roe, Russell, Schleicher, Steele, Slosson, Teale, Thornburg, Thorniley, Townsend, Wilbur and Wilson of Butler-32.

Absent or not voting:

Messrs. Anderson of Hamilton, Berryhill, Blythe, Burgess, Chapman, Clarke, Cummins, Custer, Darnall, Duus, Field, Foley, Head, Homrighaus, Hunter, Jolly, Jones, Limback, Mack, McFarland, Mitchell, Nicoll, Roach, Roundy, Rowan, Thompson, Wagner Walker and Yergey-30.

So the bill was ordered engrossed

Mr. Buell moved that the rules be suspended and that House File No. 376, a bill for an act to punish bribe taking by State, county, school or other municipal officers, and to punish bribery, or the attempt to bribe, or conspiracy to bribe said officers be taken up.

Carried.

Amendment by Mr. Curtis, to insert in section 2, after the word "office" and before the word with in 3d line, the following: "any valuable consideration, gratuity, service or benefit whatever."

Adopted.

Mr. Steele moved that the rules be suspended, the bill considered engrossed and read a third time now.

Carried.

The bill was read a third time.

The question being shall the bill pass?

Mr. Riley explained bis vote.

The yeas were:

Meesrs. Agnew, Anderson of Warren, Ball, Beem, Blytne, Brown, Buell, Byers, Calvin, Chantry, Clarke, Craig, Crooke, Curtis, Custer,

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Darnall, Davie, Dayton, Dietz, Dobson, Doron, Eckles, Eilers, Estes, Evans, Fillmore, Hall, Hamilton, Hart, Hauser, Head, Hipwell, Hobbs, Horton, Hospers, Hotchkiss, Jones, Kennan, Kline, Larson, Lewis, Lockin, Luke, Mack, Mahoney, Moore, Nelson, Oakman, Owen, Parkhurst, Paschal, Piatt, Rice, Riley, Robb, Roberts, Robeson, Roe, Roundy, Rowan, Russell, Schleicher, Shipley, Steele, Slosson, Smith, Teale, Theophilus, Thornburg, Thorniley, Tipton, Townsend, Wilbur, Wilson of Butler, Wilson of Cass, Woods, Wyckoff, Wyman and Mr. Speaker-79.

The nays were none.

Absent or not voting:

Messrs. Anderson of Hamilton, Berryhill, Burgess, Chapman, Cummins, Draper, Duus, Field, Foley, Homrighaus, Hunter, Jolly, Limback, McFarland, Mitchell, Nicoll, Roach, Thompson, Wagner, Walker and Yergey-21.

So the bill passed and the title was agreed to.

Mr. Riley entered a motion to reconsider the vote by which House File No. 376 passed the House.

Mr. Lockin, by leave, called up his motion to reconsider the vote by which Senate File No. 258 passed the House.

Mr. Wilbur moved that the Senate be requested to return the bill to the House.

Lost.

Mr. Mitchell entered a motion to reconsider the vote whereby House File No. 344 failed to pass the House.

House File No 345, a bill for an act 10 provide for the election of members to constitute the executive board of the State and to define their duties.

The question being upon the adoption of the report of the committee, recommending indefinite postponement, Messrs. Hotchkiss and Davie demanded the yeas and nays.

### MESSAGE FROM THE SENATE.

The following message was received from the Senate:

ME. SPEAKEE – 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. 74, a bill for an act to prevent discrimination against female teachers.

Also, Senate File No. 320, a bill for an act to repeal section 1623 of the Code, and enact a substitute therefor, relating to appointment of trustees of the Soldiers' Orphans' Home and Home for Destitute Children, at Davenport, Iowa.

Also, Senate File No. 384, a bill for an act to amend section 1432 of the Code, in regard to admission of patients to insane hospitals.

Also, Senate File No. 364, a bill for an act to amend section 4063 of the Code, for the better protection of the song birds and birds of beautiful plumage in this State.

Also, Senate File No. 114, a bill for an act to amend section 11 and to repeal section 17, and enact a substitute therefor, of chapter 59, of the acts of the Twenty-first General Assembly, providing for the appointment of a Dairy Commissioner, continuing said act as amended herein, and providing an appropriation therefor.

Also, Senate Concurrent Resolution relative to authorizing the railroad commissioners to procure an additional supply of railroad maps for distribution.

Also, Senate File No. 7, a bill for an act requiring railroad companies to fence their tracks within the State of Iows, and to keep the same in good repair. Senate has concurred in House amendments thereto except amendment relative to agreement of railroad companies with farmers and other persons in regard to said fences, etc., which amendment the Senate refused to agree to.

Also, I am directed to inform your honorable body that the Senate has concurred in the following House Files: House File No. 145, a bill for an act to amend chapter 111 of the acts of the Sixteenth General Assembly, by adding section 3 thereto, in regard to the construction of cattle ways across public highways.

Also, House File No. 487, a bill for an act to legalize the acts and ordinances of the town council of the incorporated town of Aurelia, in Cherokee county, Iowa.

Also, House File No. 305, a bill for an act to legalize the organization and official proceedings of the independent school district of Panama, Shelby county, Iowa.

Also, with amendments, House File No. 41, a bill for an act to provide for the relief of Union soldiers, sailors and marines and and the indigent wives, widows and minor children of indigent or deceased Union soldiers, sailors and marines.

Also, House File No. 444, a bill for an act to legalize the incorporation and ordinances of the town of Northwood, Worth county, Iowa.

Also, that the Senate has concurred in House amendments to Senate File No. 30.

C. II. BROCK, Secretary.

On motion of Mr. Parkhurst the House adjourned.

# AFTERNOON SESSION

House re-convened at 2 o'clock P. M. The Speaker in the chair.

#### BUSINESS PENDING.

House File No. 345 considered.

Mr. Hotchkiss moved that the bill be re-referred to the Committee on Ways and Means without losing place on calendar.

Carried.

# BECONSIDERATION.

Mr. Hobbs moved to reconsider the vote by which the House refused to recall from Senate Senate File No. 258.

Upon this motion Messrs. Craig and Wilbur demanded the yeas and nays.

The yeas were:

Messis. Agnew, Anderson of Warren, Berryhill, Brown, Byers, Calvin, Chantry, Clarke, Crooks, Curtis, Doron, Eckles, Fillmore, Hall, Head, Hobbs, Jones, Kennan, Lewis, Lockin, Luke, Mahoney, Nelson, Oakman, Paschal, Riley, Roach, Robeson, Steele, Smith, Thornburg, Thorniley, Tipton, Townsend, Wilbur, Wilson of Butler, Wilson of Cass, Wyckoff and Mr. Speaker-39.

The nays were:

Messre. Beem, Buell, Craig, Darnall, Davie, Dayton, Deitz, Duus, Eilers, Horton, Hospers, Hotchkiss, Hunter, Kline, Larson, Piatt, Rice, Robb, Roe, Roundy, Rowan, Russell, Theophilus, Thompson, Woods and Wyman-26.

Absent or not voting:

Messrs. Anderson of Hamilton, Ball, Blythe, Burgess, Chapman, Cummins, Custer, Dobson, Draper, Estes, Evans, Field, Foley, Hamilton, Hart, Hauser, Hipwell, Homrighaus, Jolly, Limback, Mack, McFarland, Mitchell, Moore, Nicoll, Owen, Parkhurat, Roberts, Schleicher, Shipley, Slosson, Teale, Wagner, Walker and Yergey-35.

So the motion prevailed.

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The motion to recall the bill prevailed.

## PETITION.

By Mr. Burgess, from citizens of Wapello county, for repeal of medical practice act.

Referred to Committee on Medicine, Surgery and Pharmacy.

### SPECIAL ORDER.

House File No. 113, and other mining bills.

Mr. Head moved to continue the special order until Thursday at 10:30 A. M.

Carried.

## SENATE RESOLUTION.

On motion of Mr. Head the rules were suspended and the House took up the following Senate concurrent resolution.

WHEREAS, It has been ascertained on inquiry, that the issue of the Railroad Commissioners map of Iowa, for general distribution, has been exhausted, and

WHEREAS, Said maps are of great value to all classes of persons interested in sending freight over or traveling upon the railroads in the State, therefore,

Be it resolved by the Senate the House concurring: That the Railroad Commissioners are hereby requested and authorized to procure as soon as possible an additional supply of maps, not to exceed five thousand in number, of the same quality as that heretofore issued by them, that the expense of the same be charged to and paid from the miscellaneous fund of the State; that said maps are to be issued at the discretion of the Commissioners, the same as has heretofore been done, provided, it does not require a new stone to be cut, and of said maps, each Senator and Representitive of the Twenty-first General Assembly, shall be entitled to receive twenty-five copies for distribution.

The resolution was concurred in.

# SENATE MESSAGES CONSIDERED.

Senate File No. 114, read first and second times and referred to the Committee on Agriculture.

Senate File No. 74, read first and second times and referred to the Committee on Schools.

Senate File No. 364, read first and second times and referred to the Committee on Agriculture.

Senate File No. 384, read a first and second times and referred to the Committee on Appropriations.

Senate File No. 320, read first and second times and referred to the Committee on Soldiers and Orphans Home.

House File No. 41. Question upon the Senate amendments.

Mr. Head moved that the bill be printed as amended by Senate and retain its place on the calendar.

Carried.

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Mr. Craig moved that the bill be referred to Committee on Soldiers' and Orphans' Home, retaining its place on the calendar, and that House File No. 211 be referred with it.

Lost.

## BILLS ON CALENDAE.

Mr. Riley moved that Senate File No. 204, be recalled from the Committee on Municipal Corporations and passed on calendar. Carried.

Mr. Craig moved that the rules be suspended and that Senate File No. 204, a bill for an act to authorize cities organized under special charters to provide for the construction of sewers, be taken up.

Carried.

The question being shall the bill be read a third time? Carried.

The bill was read a third time.

The question being shall the bill pass?

The yeas were:

Messrs. Agnew, Anderson of Warren, Ball, Beem, Berryhill, Blythe, Brown, Buell, Byers, Calvin, Chantry, Clarke, Craig, Crooks, Cummins, Darnall, Davie, Dayton, Dietz, Doron, Duus, Eckles, Eilers, Estes, Evans, Fillmore, Folev, Hall, Hamilton, Hart, Hauser, Head, Hipwell, Hobbs, Horton, Hospers, Hunter, Jolly, Jones, Kennan, Kline, Lewis, Lockin, Luke, Mack, Mahoney, McFarland, Mitchell, Moore, Nelson, Oakman, Owen, Parkhurst, Paschal, Piatt, Rice, Riley, Roach, Roberts, Robeson, Roe, Roundy, Rowan, Schleicher, Steele, Slosson, Smith, Teale, Theophilus, Thompson, Thornburg, Thorniley, Tipton, Wilson of Butler, Wilson of Cass, Woods, Wyckoff Wyman and Mr. Speaker.—79.

The nays were:

Mr. Wilbur-1.

Absent or not voting:

Messrs. Anderson of Hamilton, Burgess, Chapman, Curtis, Custer, Dobson, Draper, Field, Homrighaus, Hotchkiss, Larson, Limback, Nicoll, Robb, Russell, Shipley, Townsend, Wagner, Walker and Yergey-20.

So the bill passed and the title was agreed to.

#### ENGROSSED BILLS.

Honse File No. 187, a bill for an act amending section 159 of the Code of 1873, in regard to the disposition of reports of the supreme court of the State.

The question being shall the bill be read a third time. Carried.

The bill was read a third time.

The question being, shall the bill pass?

The yeas were:

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Messrs. Agnew, Anderson of Warren, Ball, Beem, Berryhill, Blythe, Brown, Buell, Byers, Calvin, Chantry, Clarke, Craig, Crooks, Cummins, Curtis, Custer, Darnall, Davie, Dayton, Deitz, Dobson, Doron, Duus, Eckles, Eilers, Estes, Evans, Fillmore, Foley, Hall, Hamilton, Hauser, Head, Ilipwell, Hobbs, Horton, Hospers, Hotchkiss, Hunter, Jolly, Jones, Kennan, Kline, Larson, Lewis, Lockin, Mack, Mahoney, McFarland, Mitchell, Moore, Nelson, Oakman, Owen, Parkhurst, Paschal, Piatt, Rice, Riley, Roach, Robb, Roberts Robeson, Roe, Roundy, Rowan, Russell, Schleicher, Steele, Slosson, Smith, Teale, Theophilus, Thompson, Thornburg, Thorniley, Tiptor, Wilbur, Wilson of Butler, Wilson of Cass, Woods, Wyckoff, Wyman and Mr. Speaker-85.

The nays were none.

Absent or not voting:

Messrs. Anderson of Hamilton, Burgess, Chapman, Draper, Field, Hart, Homrighaus, Limback, Luke, Nicoll, Shipley, Townsend, Wagner, Walker and Yergey-16.

So the bill passed and the title was agreed to.

House File No. 312, a bill for an act to prevent the collection of any greater rate of interest on a stay bond than is provided for in judgment.

The question being shall the bill be read a third time? Carried.

The bill was read a third time.

The question being shall the bill pass?

The yeas were:

Messrs. Agnew, Anderson of Warren, Ball, Beem, Berryhill, Blythe, Brown, Buell, Burgess, Byers, Calvin, Chantry, Clarke, Crooks, Darnall, Davie, Doron, Daus, Eilers, Estes, Fillmore, Hall, Hamilton, Hauser, Hipwell, Hobbs, Horton, Hospers, Hotchkiss, Jones, Kennan, Larson, Lewis, Limback, Lockin, Luke, Mack, Mahoney, McFarland, Mitchell, Moore, Nelson, Oakman, Parkhurst, Paschal, Piatt, Rice, Robb, Roberts, Robeson, Roe, Roundy, Rowan, Schleicher, Slosson, Smith, Teale, Theophilus, Thompson, Thornburg, Thorniley, Tipton, Wilbur, Wilson of Butler, Wilson of Cass, Woode, Wyckoff, Wyman and Mr. Speaker-68.

The nays were:

Messrs. Craig, Cummins, Dayton, Dietz, Eckles, Evans, Foley, Hunter, Jolly, Kline, Owen and Riley-13.

Absent or not voting:

Messrs. Anderson of Hamilton, Chapman, Curtis, Custer, Dobson, Draper, Field, Hart, Head, Homrighaus, Nicoll, Roach, Russell, Shipley, Steele, Townsend, Wagner, Walker and Yergey-19.

So the bill passed and the title was agreed to.

House File No. 521, a bill for an act for the promotion of the safety of the public traveling on railway trains.

The question being shall the bill be read a third time? Carried.

The bill was read a third time.

The question being, shall the bill pass?

The yeas were:

Messrs. Beem, Brown, Burgess, Byers, Davie, Dayton, Duns, Eckles, Eilers, Hall, Hauser, Hipwell, Horton, Hotchkiss, Hunter, Jolly, Luke, Mahoney, McFarland, Mitchell, Owen, Paschal, Robb, Robeson, Roe, Roundv, Rowan, Teale, Theophilus, Thompson, Wyckoff, Wyman and Mr. Speaker-33. The nays were:

Messrs. Agnew, Anderson of Warren, Ball, Berryhill, Blythe, Calvin, Chantry, Clarke, Cummins, Custer, Darnall, Dietz, Doron, Estes, Evans, Fillmore, Hobbs, Hospers, Jones, Kennan, Kline, Larson, Lewis, Lockin, Mack, Moore, Nelson, Oakman, Parkhurst, Roach, Roberts, Slosson, Smith, Thornburg, Tipton, Townsend, Wilbur, Wilson of Butler and Woods-38.

Absent or not voting:

Messrs. Anderson of Hamilton, Buell, Chapman, Craig, Crooks, Curtis, Dobson, Draper, Estes, Field, Foley, Hamilton, Hart, Head, Homrighaus, Limback, Nicoll, Piatt, Rice, Riley, Russell, Schleicher, Shipley, Steele, Thorniley, Wagner, Walker, Wilson of Cass, and Yergey-29.

So the bill not having received a constitutional majority, was lost on its passage.

#### MESSAGE FROM THE SENATE.

The following message was received from the Senate:

MR. SPRAKEE-I am directed to inform your honorable body that the Senate has returned, as per request, Senate File No. 258, a bill for an act to amend section 1, chapter 137, laws of the Nineteenth General Assembly, relating to registered pharmacists.

C. H. BROCK, Secretary.

## REPORT OF ENROLLING COMMITTEE.

Mr. Hunter from the Committee on Enrolled Bills, submitted the following report :

ME. SPEAKER-Your Committee on Enrolled Bills respectfully report that they have examined and find correctly enrolled Senato File No. 30, an act to amend chapter 143 of the acts of the Sixteenth General Assembly and chapter 24 of the acts of the Nineteenth General Assembly, relating to superior courts and to proceedings therein.

Also, Senate File No. 85, an act to amend chapter ninety-three (93) of the laws of the Twenty first General Assembly, relating to elections of officers in cities under special charters.

Also, Senate File No. 69, an act to amend section 2114 of the Code, relating to negotiable paper obtained by fraud.

Also, House File No. 492, to legalize the acts of Joseph A. Elliott of Appanoose county, as notary public.

Also, House File No. 561, an act to authorize boards of supervisors to levy a tax to pay interest upon certain outstanding bonds.

Also, House File No. 116, an act granting to the Chicago, Burlington & Quincy Railroad Company all the title and interest of the State of Iowa in and to certain grounds on the Des Moines river, in the city of Ottumwa, Wapello county, Iowa.

Also, House File No. 483, an act to change the name of the county seat of Boone county, Iowa, from Boonesboro to Boone.

Also, House File No. 514, an act to legalize the acts, ordinances

and proceedings of the city council of the city of Council Bluffs, in the condemnation of the lands and lots embraced in the public park known as Fairmount Park.

HUNTER, Chairman.

The Speaker signed the bills in the presence of the House.

## BILLS ON CALENDAR.

House File No. 191, a bill for an act to regulate the sale of railroad mortgage bonds or obligations, and to create a personal liability of the provisions hereof.

Substitute by Mr. Teale, a bill for an act to amend section 1283 of the Code of 1873, relating to the issuance and sale of bonds of railroad corporations.

Mr. Riley moved the previous question.

Carried.

The question being upon adopting the report of the committee indefinitely postponing the bill and substitute, Messrs. Cummins and Paschal demanded the yeas and nays.

Mr. Riley explained his vote:

The yeas were:

Messrs. Brown, Calvin, Custer, Dietz, Dobson, Doron, Eckles, Estes, Hall, Hamilton, Hauser, Hipwell, Hospers, Jones, Larson, Lewis, Luke, Mack, Oakman, Riley, Roberts, Robeson, Rowan, Steele, Thorniley, Tipton and Wilson of Cass-27.

The nays were:

Messrs. Agnew, Anderson of Warren, Beem, Berryhill, Buell, Burgess, Byers, Chantry, Craig, Crooks, Cummin\*, Curtis, Darnall, Davie, Dayton, Duus, Eilers, Evans, Fillmore, Foley, Horton, Hotchkiss, Hunter, Jolly, Kennan, Kline, Lockin, Mahoney, McFarland, Moore, Nelscn, Owen, Parkhurst, Paschal, Piatt, Roach, Robb, Roe, Roundy, Russell, Schleicher, Slosson, Smith, Teale, Theophilus, Thompson, Townsend, Wilson of Butler, Woods, Wyckoff, Wyman and Mr. Speaker-52.

Absent or not voting:

Messrs. Anderson of Hamilton, Ball, Blythe, Chapman, Clarke, Draper, Field, Hart, Head, Hobbs, Homrighaus, Limback, Mitchell, Nicoll, Rice, Shipley, Thornburg, Wagner, Walker, Wilbur and Yergey-21.

So the report was not adopted.

The question being upon the adoptiion of substitute. Lost.

Amendment by Mr. Cummins to strike out of lines six and seven the words "shall be good cause for the forfeiture of the franchise of the corporation and."

Adopted.

Amendment by Mr. Berryhill to add as section 2: "Section 2. All acts and parts of acts in conflict herewith are hereby repealed." Adopted.

The bill was ordered engrossed.

House File No. 29, a bill for an act to prevent the issuance of capital stock of corporations without full payment thereof, and to create a personal liability for a violation thereof.

The bill was ordered engrossed.

House File No. 365 was indefinitely postponed.

#### RESOLUTION.

By Mr. Roach:

Resolved, That when the House adjourn to day it shall be until Thursday, March 22d, at 10 o'clock A. M.

Adopted.

#### INTRODUCTION OF BILLS.

By Mr. Foley, House File No. 590, a bill for an act to legalize the school election of the independent district of New Hampton, in Chicasaw county, Iowa.

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

By Mr. Lewis, House File No. 591, a bill for an act to authorize incorporated towns to refund outsanding bonded debt.

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

## LEAVE OF ABSENCE GRANTED.

Mr. Nicoll until Thursday.

## BILLS ON CALENDAR.

House File No. 292, a bill for an act to amend chapter 140, section 2, of Twenty first General Assembly.

Amendments by the Committee:

Amend the title of the bill by adding the following words, "relating to the duties of State mine inspectors." Amend by striking out the word "desired" in last of second line and first of third line, and insert the word "requested" in lieu thereof. Also, by inserting the following after the word "day" in second line, "in the seventh line thereof." Amend section 2 by striking out in line 2, before the word "Register," the word "Des Moines," and insert the words, "Iowa State;" also, after the word "and," before the word "Leader," insert the word "Des Moines;" also by adding the following words after the word "Leader," "newspapers published at Des Moines."

Adopted.

Amendment by Mr. Head, to strike out section 2.

Adopted.

2

Amendment by Mr. Craig:

To insert a comma after the word "alone," in line 2. Adopted.

The bill was ordered engrossed.

Mr. Riley entered a motion to reconsider the vote whereby Senate File No. 69 passed the House.

Mr. Riley in the chair.

House File No. 395, a bill for an act to repeal section 9, chapter 116, of the laws of the Twenty-first General Assembly, and to enact a substitute in lieu thereof.

Amendment by Mr. Berryhill:

To strike out section 1 and substitute therefor the following: "Section 1. That that portion of section 1 of chapter 116 of the acts of the Twenty first General Assembly, described as section 0, be and the same is hereby repealed, and the following enacted in lieu thereof," also amend section 2 by changing the figure '2' to '9."

Adopted.

The bill was ordered engrossed.

On motion of Mr. Brown the House adjourned.

# HALL OF THE HOUSE OF REPRESENTATIVES, DES MOINES, IOWA, March 22, 1888.

The House met pursuant to adjournment at 10 A. M. The Speaker in the chair. Prayer by the Rev. John Pennington.

Journal of yesterday read and approved.

## PETITIONS.

By Mr. Darnall, from citizens of Fayette county, for repeal of medical practice act.

Referred to Committee on Medicine, Surgery and Pharmacy.

By Mr. Thornburg, from citizens of Dallas county, same subject. Same reference.

By Mr. Kline, from citizens of Des Moines county, same subject. Same reference.

By Mr. Riley, from citizens of Louiss county, same subject. Same reference.

By Mr. Robb, from citizens of Union county, same subject. Same reference.

By Mr. Curtis, from William Lake, remonstrance against the reduoduction of the pay of registers of voters.

Referred to Committee on Elections.

By Mr. Rowan, from manufacturers of Dubuque, for passage of House File No. 507.

Read and referred to Committee on Police Regulations.

By Mr. Smith, for repeal of medical practice act.

Referred to Committee on Medicine, Surgery and Pharmacy.

Leave of absence granted to Messrs. Berryhill, Riley and Hotchkiss, Conference Committee.

# INTRODUCTION OF BILLS.

By Mr. Riley, House File No. 592, a bill for an act for the relief of Marion O'Laughlin, authorizing the Executive Council to pay his claim against the State of Iowa upon certain conditions.

Read first and second times and referred to the Committee on Claims.

By Mr. Davie, House File No. 593, a bill for an act to legalize the incorporation of the town of Dow City, the election of its officers and all acts done and ordinances passed by the said council of the town of Dow City, Crawford county, Iowa.

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

By Mr. Robeson, House File No. 594, a bill for an act to limit the

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liability of municipal corporations for damages arising from defective streets or sidewalks.

Read first and second times and referred to the Committee on Municipal Corporations.

## BEPORTS OF COMMITTEES.

Mr. Lewis, from the Committee on Compensation of Public Officers, reported House File No. 231, recommending indefinite postponement for the reason that upon further consideration we are of the opinion that it would tend to cripple the institutes in the weaker counties, and for the reason that we believe that the teacher should pay for his certificate in the county where he draws his salary.

Passed on file.

Mr. Tipton, from the Committee on Agriculture, reported Senate File No. 114, recommending passage.

Passed on file.

Mr. Wilbur, from the Committee on Schools, repotred House File No. 567, recommending amendment and passage.

Passed on file.

House File No. 572 was re referred to Committee on Schools.

Mr. Wilson of Cass, from the Committee on Railroads, reported House File No. 85, recommending amendment and passage.

Also, House File No. 83, recommending indefinite postponement. Passed on file.

#### RESOLUTION.

By Mr. Wilbur:

WHEREAS, The committee appointed to investigate the charges against the State University find themselves so limited in time by the resolution providing for their appointment, as to be unable to make a thorough investigation; therefore

Be it Resolved by the House, the Senate concurring, That the time for making the final report of said committee be extended until April 2, 1888.

Adopted.

## BILLS ON CALENDAR.

Mr. Clarke moved that the rules be suspended and that Senate File No. 230, a bill for an act authorizing the Railway Commissioners to change the names of railway stations in certain cases be taken up.

Carried.

The question being shall the bill be read a third time? Carried.

The bill was read a third time.

The question being shall the bill pass?

The yeas were:

Messrs. Agnew, Anderson of Hamilton, Anderson of Warren, Ball, Beem, Berryhill, Blythe, Brown, Burgess, Byers, Chapman, Clarke, Craig, Crooks, Cummins, Curtis, Custer, Darnall, Davie, Dayton, Dietz, Dobson, Doron, Duus, Eckles, Eilers, Estes, Evans, Field, Fillmore, Foley, Hall, Hamilton, Hauser, Head, Hipwell, Hobbs, Homrighaus, Horton, Hospers, Hotchkiss, Hunter, Jolly, Jones, Kennan, Kline, Larson, Lewis, Lockin, Luke, Mack, Mahoney, McFarland, Mitchell, Moore, Nelson, Nicoll, Oakman, Owen, Parkhurst, Paschal, Piatt, Rice, Riley, Roach, Robb, Roberts, Robeson, Roundy, Rowan, Russell, Schleicher, Steele, Slosson, Smith, Teale, Theophilus, Thompson, Thornburg, Thorniley, Tipton, Townsend, Wagner, Walker, Wilbur, Wilson of Butler, Wilson of Cass, Woods, Wyckoff, Wyman, Yergey and Mr. Speaker-99.

The nays were none.

Absent or not voting:

Messrs. Buell, Calvin, Chantry, Draper, Hart, Limback, Roe and Shipley-8.

So the bill passed and the title was agreed to.

# MESSAGE FROM THE SENATE.

The following message was received from the Senate:

MR. SPEAKEE — 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. 391, a bill for an act to amend chapter 150, laws of the Kighteenth General Assembly, relating to the publication and distribution of the school laws.

Senate File No. 390, a bill for an act to amend section 3 of chapter 186 of the Twentieth General Assembly, in relation to drains, ditches, etc.

## C. H. BBOCK, Secretary.

#### SPECIAL ORDER.

House File No. 113, a bill for an act to provide for the payment of wages of workmen employed in mines, mills, factories and work shops in the State of Iowa, at regular intervals in lawful money of the United States, and to protect said workmen in the management of their own earnings.

Amendments by committee:

To strike out of section 2 the words and figures, "one hundred (\$100)," in lines 7 and .8, and insert "twenty-five (\$25)," in lieu thereof.

Adopted.

Also to insert in section 3 the word "person" after the word "particular," in line 2.

Adopted.

Also to strike out section 5.

Adopted.

Also to substitute the following for section 1:

Section 1. That every individual, firm, association or corporation employing wage workers, skilled or unskilled laborers engaged at manual or clerical work in the business of mining or manufacturing, or any other employes, shall make payment twice in each month in lawful money of the United States to the said employes, laborers and wage workers, or to their authorized representatives; the first pay-



ment to be made between the first and fifteenth, and the second payment between the fifteenth and thirtieth of each month, the full net amount of wages or earnings due said employes, laborers and wage workers upon the first and fifteenth of each and every month wherein such payments are made, and in case any individual, firm, corporation or other employer shall neglect or refuse to make payments on the dates herein set forth to wage workers, laborers or other employes employed by or with the authority of such individual, firm, corporation, association or other employer, then such amount of wages or earnings shall be and become a legal claim against such individual, firm, corporation, association or other employer, and shall be recoverable by law with interest from the date such amount is due, and attorney fees for plaintiff or plaintiffs.

Adopted.

Amendment by Mr. Lewis:

To insert in section 2, line 4, after the word "than," the words, "in their face value."

Adopted.

Amendment by Mr. Dayton, to add the following as section 5:

Section 5. That the provisions of this act shall not apply to employes of agricultural labor who contract with their employers for labor for a fixed period of time exceeding two weeks.

Substitute for the amendment by Mr. Riley.

"Section 5. This act shall not apply to any employer not operating a coal mine."

Upon the adoption of the substitute Messrs. Riley and Burgess demanded the yeas and nays.

The yeas were:

Messrs. Buell, Curtis, Doron, Eckles, Evans, Fillmore, Head, Hipwell, Hobbs, Hospers, Jones, Kennan, Larson, Lockin, Luke, Moore, Riley, Steele, Slosson, Wilbur and Wilson of Butler-\$1.

The nays were:

Messrs. Agnew, Anderson of Hamilton, Anderson of Warren, Ball, Beem, Berryhill, Blythe, Burgess, Byers, Calvin, Clarke, Craig, Custer, Davie, Darnall, Dayton, Dietz, Duus, Eilers, Field, Hall, Hamilton, Hart, Hauser, Homrighaus, Horton, Hotchkiss, Hunter, Jolly, Kline, Lewis, Mack, Mahoney, Mitchell, Nelson, Nicoll, Oakman, Owen, Parkhurst, Paschal, Piatt, Robb, Roberts, Roe, Roundy, Rowan, Russell, Schleicher, Smith, Teale, Theophilus, Thornburg, Thorniley, Tipton, Townsend, Wagner, Walker, Wilson of Cass, Woods, Wyckoff, Wyman, Yergey and Mr. Speaker-63.

Absent or not voting were:

Messrs. Brown, Chantry, Chapman, Crooks, Cummins, Dobson, Draper, Estes, Foley, Limback, McFarland, Rice, Roach, Robeson, Shipley and Thompson—16.

So the substitute was lost.

Substitute for the amendment by Mr. Evans.

"Section 5. This act shall not apply to contracts made between employers and employees as to time and place of payment of wages.

On motion of Mr. Luke the House adjourned.

# AFTERNOON SESSION.

2 O'CLOCK P. M.

The House reconvened, the Speaker in the chair.

## LEAVE OF ABSENCE GRANTED.

Mr. Chantry until Wednes lay, leave to date from this morning.

### PETITIONS.

By Mr. Wyman, from citizens of Pottawattamie county, for the repeal of the medical practice act.

Referred to the Committee on Medicine, Surgery and Pharmacy.

#### REPORTS OF COMMITTEES.

Mr. Curtis, from the Committee on Banks and Banking, reported Senate File No. 83, recommending amendment and passag.

Passed on file.

Mr. Hunter, from the Committee on Enrolled Bills, submitted the following report:

ME. SPEAKEE—Your Committee on Enrolled Bills respectfully report that they have this day presented to the Governor for his approval the following bills:

House No. 492, an act to legalize the acts of Joseph A. Elliott, of Appanoose county, as notary public.

Also, House File No. 561, an act to authorize boards of supervisors to levy a tax to pay interest upon certain outstanding bonds.

Also, House File No. 116, an act granting to the Chicago, Burlington & Quincy Railroad Company all the title and interest of the State of Iowa in and to certain grounds on the Des Moines river in the city of Ottumwa, Wapello County, Iowa.

Also, House File No. 483, an act to change the name of the countyseat of Boone County, Iowa, from Boonesboro to Boone.

Also, House File No. 514, an act to legalize the acts, ordinances and proceedings of the city council of the city of Council Bluffs, in the condemnation of the lands and lots embraced in the public park known as Fairmount Park.

HUNTER, Chairman.

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## INTRODUCTION OF BILLS.

By Mr. Cummins, House File No. 595, a bill forian act to repeal chapter 39, laws of the Fifteenth General Assembly, and section 1, chapter 68, laws of the Seventeenth General Assembly, and section 295 of the Code, relating to the division of counties into supervisor districts, and to enact a substitute therefor.

Read first and second times and referred to the Committee on County and Township Organizations.

By Mr. Custer, Honse File No. 596, a bill for an act to amend section 1 of chapter 70 of the acts of the Twentieth General Assembly relating to the taxing of dogs.

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

## SPECIAL ORDER.

Consideration of House File No. 113 continued.

The question being upon the adoption of the substitute by Mr. Evans, for the amendment by Mr. Riley to add an additional section as section 5.

Messrs. Burgess and Wyckoff demanded the yeas and nays.

Mr. Brown moved the previous question upon the substitute. Carried.

Upon the adoption of the substitute for the amendment.

The yeas were:

Messrs. Anderson of Hamilton, Anderson of Warren, Ball, Blythe, Buell, Calvin, Chapman, Crooks, Cummins, Curtis, Darnall, Doron, Eckles, Evans, Fillmore, Head, Hobbs, Homrighaus, Hospers, Jones, Kennan, Larson, Lockin, Luke, Mahoney, Moore, Nelson, Nicoll, Oakman, Parkhurst, Piatt, Rice, Riley, Roach, Roberts, Rowan, Schleicher, Shipley, Steele, Slosson, Smith, Thornburg, Thorniley, Townsend, Wagner, Wilbur, Wilson of Butler, Wyman, Yergey and Mr. Speaker-50.

The nays were:

Messre. Agnew, Beem, Berryhill, Brown, Burgess, Byers, Clarke, Craig, Custer, Davie, Dayton, Dietz, Daus, Eilers, Foley, Hall, Hamilton, Hipwell, Horton, Hotchkiss, Hunter, Jolly, Kline, Lewis, Mack, Mitchell, Owen, Robb, Robeson, Roe, Roundy, Russell, Teale, Theophilus, Thompson, Tipton, Walker, Woods and Wyckoff-39.

Absent or not voting:

Messers. Chantry, Dobson, Draper, Estes, Field, Hart, Hauser, Limback, McFarland, Paschal and Wilson of Cass-11.

So the substitute was adopted.

The question being upon the amendment to add section 5 as substituted.

Lost.

Amendment by Mr. Cummins to section 1, "To strike out lines 1 and 2, and that part of line 3, to and including the word 'employer' and insert in lieu thereof the following, 'that every person, firm or corporation engaged in the business of mining coal.'" Also, to staike out the words, "the said" in line 4, and insert the word "its" in lieu thereof.

Also, to insert the word "such" between the words "any" and "individual" and strike out the words "or other employes" in line 9.

Also, strike out the words "or other employer" in line 11.

Also, to strike out the words "or other employers" in line 18.

Substitute by Mr. Burgess, for the amendment by Mr. Cummins, to strike out of section 1, line 3, the words "or other employers."

Lost.

Amendment by Mr. Wilbur, to the amendment by Mr. Cummins, to insert the word "such" after the word "any" in line 1, and after the first word "any" in line 5 of section 2.

Adopted.

Amendment as amended, adopted.

Amendment by Mr. Speaker, to section 1, to strike out the word "individual" wherever it occurs and insert in lieu thereof the word "person."

Adopted.

Amendment by Mr Roach, to strike out section 2, and substitute therefor, the following:

"Section 9. If any such person, firm, company or corporation shall issue to any employee in payment for wages due such employee or as an advance on wages of labor not due, any scrip, check, draft, order or other evidence of indebtedness whether payable by its terms in money or other property, the same shall at the option of the holder, be payable and redeemable by the maker in lawful money or its face value with interest, and any such evidence of indebtedness shall be assignable and any holder or assignee thereof may have a right of action in his own name subject to any defense or counter claim which the maker or debtor had against any assignor thereof, before notice of his assignment."

Upon the adoption of this amendment, Messrs Roach and Hunter demanded the yeas and nays.

The yeas were:

Messrs. Anderson of Warren, Blythe, Calvin, Chapman, Doron, Fillmore, Hall, Hobbs, Homrighaus, Hunter, Kennan, Lockin, Luke, Moore, Parkhurst, Riley, Roach, Schleicher, Slosson, Wilbur and Wilson of Butler-21.

The nays were:

Messrs. Anderson of Hamilton, Ball, Beem, Berryhill, Brown, Buell, Burgess, Byers, Clarke, Craig, Crooks, Cummins, Curtis, Darnall, Davie, Dobson, Duus, Eckles, Eilers, Foley, Hamilton, Hipwell, Horton, Hospers, Hotchkiss, Jolly, Larson, Lewis, Mack, Mahoney, McFarland, Mitchell, Nelson, Nicoll, Oakman, Owen, Paschal, Piatt, Rice, Robb, Roberts, Robeson, Roe, Rowan, Russell, Steele, Smith, Teale, Theophilus, Thompson, Thornburg, Thorniley, Tipton, Townsend, Wagner, Wilson of Cass, Woods, Wyckoff, Wyman, Yergey and Mr. Speaker-61.

Absent or not voting:

Messrs Agnew, Chantry, Custer, Dayton, Dietz, Draper, Estes,

Evans, Field, Hart, Hauser, Head, Jones, Kline, Limback, Roundy, Shipley, and Walker-18.

So the amendment was lost.

Amendment by Mr. Ball to strike out section 2.

Lost.

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Amendment by Mr. Burgess to strike out the word "association" wherever it occurs in section 1.

Adopted.

Amendment by Mr. Smith, to insert the word "or" between the words "firm,' and "corporation" wherever they occur in section 1. Adopted.

Amendment by Mr. Jones, to strike out all of line 8, in section 2, after the word "dollars" and to include the word "court."

Adopted.

Amendment by Mr. Lewis, to strike out the word "section" in line 12 of section 2, and insert in lieu thereof the word "act."

Adopted.

Mr. Burgess moved that the rules be suspended, the bill considered engrossed and read a third time now.

Carried.

The bill was read a third time.

The question being shall the bill pass?

Mr. Burgess explained his vote as follows:

ME. SPEAKEE—I desire to explain my vote. It was hoped by the friends of this measure that a law could be passed protecting the interests of the wage workers of the State, regardless of the labor in which they are engaged, but such seems to be impossible at this time; but as this will apply to more than 12,000 laborers in Iowa, and is a step in the right direction, and as I believe, will lead in the near future to the adoption of a law similar to the one proposed in the original bill, I vote aye.

The yeas were:

Messrs. Agnew, Anderson of Hamilton, Anderson of Warren, Beem, Berryhill, Blythe, Brown, Buell, Burgess, Byers, Calvin, Chapman, Clarke, Craig, Crooks, Cummins, Curtis, Custer, Darnall, Davie, Dayton, Dobson, Doron, Duus, Eckles, Eilers, Estes, Evans, Fillmore, Foley, Hall, Hamilton, Hart, Head, Hipwell, Hobbs, Homrighaus, Horton, Hospers, Hotohkiss, Hunter, Jolly, Jones, Kline, Larson, Lewis, Lockin, Mack, Mahoney, McFarland, Mitchell, Moore, Nelson, Nicoll, Oakman, Owen, Parkhurst, Paschal, Piatt, Rice, Riley, Roach, Robb, Roberts, Robeson, Roe, Roundy, Rowan, Russell-Schleicher, Shipley, Steele, Slosson, Smith, Teale, Theophilus, Thompson, Thornburg, Thorniley, Tipton, Townsend, Wagner, Walker, Wilbur, Wilson of Butler, Wilson of Cass, Woods, Wyckoff, Wyman, Yergey and Mr. Speaker-91.

The nays were :

Messrs. Ball, Kennan and Luke-8.

Absent or not voting:

Messrs. Chantry, Deitz, Draper, Field, Hauser and Limback-6. So the bill passed.

Amendment by Mr. Burgess to the title to strike out the words "mills, factories and work shops."

Adopted, and the title as amended was agreed to.

Mr. Berryhill entered a motion to reconsider the vote whereby House File No. 521 was lost.

## SENATE MESSAGES CONSIDERED.

Senate File No. 321, read a first and second times and referred to the Committee on Schools.

Senate File No. 390, read a first and second times and referred to the Committee on Agriculture.

Senate File No. 354, read a first and second times and referred to the Committee on Judiciary.

House File No 444, amendment by the Senate to add after the words "complied with" in line ten of section 1 the following: "Relative to the incorporation of cities and towns."

Concurred in unanimously.

## MRSSAGE FROM THE SENATE.

The following message was received from the Senate:

MR. SPEAKEE.—I am directed to inform your honorable body that the Senate has passed the following bills:

House File No. 484, a bill for an act to legalize the incorporation of the town of Primghar.

Also House File No. 159, a bill for an act to legalize the ordinances of the incorporated town of Peterson, in Clay county, Iowa.

Also Senate File No. 354, in which the concurrence of the House is asked; a bill for an act to legalize the division of Sumner township, Webster county, Iowa, into the townships of Burnside and Sumner, as the same was ordered to be divided by the board of supervisors of said county at their June session, 1886, the organization of the township of Burnside pursuant to such division, and all of the subsequent acts of the officers of each of said townships.

Also that the Senate has concurred in House resolution relative to extension of the time of the visiting committee to the university for making their report.

E. D. CHASSEL, Second Ass't Sec'y.

#### REPORTS OF COMMITTEES.

Mr. Hunter, from the Committee on Enrolled Bills, submitted the following report:

ME. SPEAKEE-Your Committee on Enrolled Bills respectfully report that they have examined and find correctly enrolled:

Senate File No. 230, an act providing for change in name of railway stations in certain cases and prescribing penalties for non-compliance therewith.

Also, Senate File No. 204, an act to authorize cities organized under special charters to provide for the construction of sewers.

Also, House File No. 145, an act to amend chapter 111 of the acts of the Sixteenth General Assembly, by adding section 3 thereto, in regard to construction of cattle ways across the public highways. Also, House File No. 487, an act to legalize the acts and ordinances of the town council of the incorporated town of Aurelia, in Cherokee county, Iowa.

Also, House File No. 305, an act to legalize the organization and official proceedings of the independent school district of Panama in Shelby county, Iowa.

## HUNTER, Chairman.

The Speaker signed the bills in the presence of the House.

Mr. Riley, from the conference committee on Senate File No. 290, submitted the following report:

ME. PRESIDENT AND ME. SPEAKEE—Your conference committee appointed to consider House amendments to Senate File No. 290, being "a bill for an act to provide for the levy of one half mill tax for the years 1888 and 1889 to pay the outstanding indebtedness of the State"; said amendments being: 1st, amending the title by striking out the words and figures "and 1889" and the letter "s" from the word "years." 2d, strike out "and 1889" in the 6th line of the written bill, in which amendments the Senate refused to concur, respectfully report:

That they have considered the same and unanimously recommend that the House recede from the amendments adopted aforesaid, and that the bill pass as it originally passed the Senate without amendment.

Your committee beg leave to report further:

First. That upon careful consideration they find that it will require the one half mill levy for the years 1888 and 1889 to pay the necessary warrants on the treasury and keep up only the special appropriations which will be absolutely necessary; and even then the funds coming in from such extra levy would not enable the State to show itself free from its obligations until at least six or nine months of the next biennial period will have expired.

Second. It seems impossible that the General Assembly can make special appropriations of less than \$600,000 after the most thorough cutting down of sums asked by the various bills; and to do that, the warrants, as far as practicable, should be made payable in 1889, even on a one half mill extra levy.

Third. The State has outstanding warrants of about \$550,000 resting upon it, growing out of the special appropriations which it has seemed necessary to make in past years to support and keep up our various State institutions, to build new ones and complete the capitol.

Fourth. These warrants will continue to rest in that way, causing an interest account of \$50,000 to \$70,000 every two years, unless the General Assembly will continue the extra half mill levy so that the State may be enabled to pay them and avoid the interestitem thereon.

Fifth. It is found that about two-thirds  $(\frac{3}{5})$  of the tax for 1889 will not be paid into the State treasury before the first of April, 1890, and the remaining one-third  $(\frac{1}{5})$  before the first of October, 1890, quite far into the next biennial period.

Sixth. Part of the special appropriations of the next General As-

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sembly will have to be paid out of the funds arising from taxes of 1889.

Seventh. The semi-annual payment of taxes has had a tendency to keep the showing of a debt on hand, but if the extra one half  $(\frac{1}{4})$  mill levy for 1888 and 1889 will be continued, the above outstanding warrants will become extinguished, and thereafter the State can easily remain out of debt.

*Eighth.* We find it has been the law of this State down to 1874, or to the time the present code went into effect to levy two and one-half  $(2\frac{1}{2})$  mills State tax annually, and that the one half  $(\frac{1}{2})$  mill was taken off by the Code, after which it was found that the State gradually fell behind in its funds.

Ninth. We find that in 1880 the extra one half  $(\frac{1}{2})$  mill levy was renewed and has been kept up since, and we find, too, that with the growth of the State institutions, and the apparent necessary demands on the treasury, that whatever may be the policy of future General Assemblies, that this one cannot possibly make necessary special appropriations, and at the same time expect to see the State out of debt thirty months hence, without the one half  $(\frac{1}{2})$  extra mill levy for 1888 and 1889.

Your committee does not deem it necessary to make a further showing, and respectfully submits the foregoing report.

> J. G. HUTCHISON, JNO. S. WOOLSON, M. J. KELLY, Senate Committee. L. A. RILEY, G. L. DOBSON, House Committee.

Passed on file.

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Mr. Agnew, from the Committee on Insurance, reported House File No. 454, recommending passage.

Also, House File No. 493, recommending indefinite postponement. Passed on file.

Mr. Berryhill, from the conference committee on Senate File No. 257, submitted the following report:

ME. SPEAKEE — Your committee to whom was referred Senate File No. 257, a bill for an act amending chapter 83, acts of the Twentyfirst General Assembly, beg leave to report that they have had the same under consideration and have agreed to the following amendment, to-wit:

Strike out all of section 1 after the word "following" in the 5th line, and insert as follows: "nor from selling concentrated lye and potash, provided, however, that if any person sell or deliver any concentrated lye or potash without having the word "poison" and the true name thereof written or printed upon a label attached to the vial, box or parcel containing the same, shall be punished by imprisonment in the county jail not more than thirty days, or by fine not exceeding one hundred dollars, but they shall not be compelled to register the sales of said lye and potash as required by section 4038, Code of 1873." And that as so amended it do pass.

JAMES G. BERBYHILL, L. A. RILEY, L. D. HOTCHKISS, On the part of the House.

M. P. DOUD, BEN McCov, On the part of the Senate.

The question being upon agreeing to this report.

Mr. Doron explained his vote.

The yeas were:

Messrs. Agnew, Anderson of Warren, Ball, Beem, Berryhill, Blythe, Brown, Buell, Byers, Calvin, Chantry, Clarke, Craig, Crooks, Cummins, Curtis, Custer, Darnall, Davie, Dayton, Dobson, Duus, Eckles, Eilers, Evans, Fillmore, Foley, Hall, Hamilton, Hart, Head, Hipwell, Homrighaus, Horton, Hospers, Hotchkiss, Hunter, Jolly, Jones, Kline, Larson, Lewis, Lockin, Luke, Mack, Mahoney, McFarland, Mitchell, Moore, Nelson, Nicoll, Oakman, Owen, Parkhurst, Piatt, Riley, Roach, Robb, Robeson, Roe, Rowan, Russell, Schleicher, Shipley, Slosson, Theophilus, Thompson, Thorniley, Tipton, Townsend, Wagner, Walker, Wilbur, Wilson of Butler, Wilson of Cass, Woods, Wyckoff, Wyman, Yergey and Mr. Speaker-80.

The navs were:

Messrs. Doron, Hobbs, Kennan, Smith and Thornburg-5. Absent or not voting:

Messrs. Anderson of Hamilton, Burgess, Chapman, Diets, Draper, Retes, Field, Hauser, Limback, Paschal, Rice, Roberts, Roundy, Steele and Teale-15.

So the report was agreed to by a constitutional majority.

## LEAVE OF ABSENCE GRANTED.

Mr. Hauser until Monday. Mr. Thorniley until Monday. Mr. Brown until Tuesday. Mr. Riley until Tuesday. Mr. Robert4 until Monday.

Mr. Draper indefinitely.

On motion of Mr. Roach the House adjourned.

# HALL OF THE HOUSE OF BEPBESENTATIVES, DES MOINES, IOWA, March 23, 1888.

House met in regular session at 10 A. M. The Speaker in the chair. Prayer by Rev. W. N. Ridley. The journal of yesterday read and approved.

#### LEAVE OF ABSENCE GRANTED.

Mr. Parkhurst until Monday at 4 P. M. Mr. Estes until Tuesday.

#### SPECIAL ORDER.

House File No. 35, a bill for an act to tax mineral estates where the surface and such mineral estates are owned by different parties.

Amendment by committee. Striking out the words "of the" in last of first line; also strike out all of second line up to the word "are;" also strike out in fourth line all after the word "deposit;" also strike out all in fifth line up to the word "to;" also insert in sixth line the word "and" after the word "land;" also add the following at the end of the section: "But this act shall not apply to leases or rights to prospect and remove minerals under and by virtue of such leases."

Adopted.

Amendment by Mr. Berryhill to add the following as section 2:

"Sec. 2. In the event that the taxes levied upon such mineral estates are not paid before the first Monday in November after the same become delinquent, the same may be collected by suit in equity to foreclose such lien. Such suit to be brought in the name of the county against the owners of the said estate, and such suit shall be prosecuted and be governed by all of the provisions of the law relating to the foreclosure of mortgages. Provided, however, that such remedy shall not prvent the collection of such taxes in the manner now provided by law, for the sale of real property for taxes."

Mr. Dobson moved the previous question.

Carried.

Amendment by Mr. Berryhill, adopted.

The bill was ordered engrossed.

House Fill No. 55, a bill for an act to amend chapter 21, of the Twentieth General Assembly, providing for the weighing of coal at the mines.

Amendment by committee to strike out the words "and county" in line 9, of section 3.

Adopted.

Amendment by Mr. Head, to strike out of section 5, all of line 5 after "\$500," and the word "year" in line 6. Adopted.

Amendment by Mr. Darnall, to strike out section 7. Adopted.

Amendment by Mr. Rowan, to section 1, to insert the word "merchantable" before the word "coal" in line 3.

On motion by Mr. Hotchkiss the House acjourned.

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# AFTERNOON SESSION.

The House re-convened at 9 P. M. Speaker in the chair.

#### REPORT OF COMMITTEE.

Mr. McFarland, from the Committee on Retrenchment and Reform, submitted the following report:

MR. SPEAKER—Your Committee on Retrenchment and Reform, to whom was referred the resolutions by Hospers and Paschal asking the discharge of the committee clerks of the House and other employes, direct me to report thereon as follows:

All the committee clerks to be dismissed to take effect Monday, March 26th. All pages to be dismissed to take effect at same date. The Speaker's clerk to be assigned work as assistant to enrolling and engrossing clerk, without extra compensation. The file clerk to be dismissed, to take effect March 31st, and the duties of said office to devolve on the bill clerk. Three paper folders to be dismissed to take effect March 31st.

I am also directed to recommend to the House that the Speaker be authorized to retain six of the most efficient committee clerks to serve such committees as may need such service, and to also be subject to the orders of the Chief Clerk.

Also, that the Speaker may retain five pages, one to serve the Chief Door keeper; one to each side of the chamber to answer the bells, and two at the front of the Secretary's desk, to serve the members and Speaker. The bill clerk and sergeant at arms should also be authorized to detail two pages each day to assist in distributing the bills and placing them on the files of the members.

W. M. McFABLAND, Chairman.

The question being upon the adoption of the report, a division of the question was demanded and ordered.

Upon the adoption of the report, except that part relating to pages, Messrs. Head and Hall demanded the yeas and nays.

The yeas were:

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Messrs. Anderson of Hamilton, Ball, Berryhill, Blythe, Burgess, Calvin, Custer, Darnall, Davie, Dobson, Draper, Duus, Eilers, Field, Hamilton, Hart, Head, Horton, Hospers, Hotchkiss, Hunter, Jolly, Jones, Kennan, Larson, Lewis, Lockin, Luke, Mack, McFarland, Moore, Nelson, Nicoll, Oakman, Owen, Paschal, Piatt, Rice, Roach, Roundy, Rowan, Russell, Schleicher, Shipley, Steele, Smith, Teale, Theophilus, Thompson, Thornburg, Townsend, Woods, Wyman, Yergey and Mr. Speaker-55.

The nays were:

Messrs. Agnew, Anderson of Warren, Beem, Byers, Chapman, Clarke, Craig, Crooks, Cummins, Curtis, Doron, Eckles, Foley, Hall, Hipwell, Hobbs, Homrighaus, Kline, Mahoney, Mitchell, Robb, Robeson, Roe, Tipton, Walker, Wilbur, Wilson of Butler, Wilson of Cass and Wyckoff—29.

Absent or not voting:

Messrs. Brown, Buell, Chantry, Dayton, Dietz, Estes, Evans, Fillmore, Hauser, Limback, Parkhurst, Riley, Roberts, Slosson, Thorniley and Wagner-16.

So the report was adopted.

Mr. Head moved that the vote by which the report was adopted be reconsidered and that the motion line on the table.

Upon this motion Messrs. Craig and Clarke demanded the yeas and nays.

The yeas were:

Messrs. Anderson of Hamilton, Ball, Berryhill, Calvin, Custer, Darnall, Dobson, Draper, Duus, Eilers, Field, Hamilton, Head, Hunter, Jones, Kennan, Larson, Lockin, Luke, Moore, Nelson, Oakman, Paschal, Piatt, Rice, Rowan, Schleicher, Shipley, Slosson, Smith, Teale, Theophilus, Thornburg, Townsend, Woods, Yergey and Mr. Speaker-87.

The nays were:

Messrs. Agnew, Anderson of Warren, Beem, Blythe, Buell, Burgess, Byers, Chapman, Clarke, Craig, Crooks, Cummins, Curtis, Davie, Doron, Eckles, Fillmore, Foley, IIall, Hart, Hipwell, Hobbs, Homrighaus, Horton, Hospers, Hotchkiss, Jolly, Kline, Lewis, Mack, Mahoney, McFarland, Mitchell, Nicoll, Owen, Roach, Robb, Robeson, Roe, Roundy, Russell, Steele, Thompson, Tipton, Wagner, Walker, Wilbur, Wilson of Butler, Wilson of Cass, Wyckoff and Wyman-51.

Absent or not voting:

Messers. Brown, Chantry, Dayton, Deitz, Estes, Evans, Hauser, Limback, Parkhurst, Riley, Roberts and Thorniley-12.

So the motion was lost.

The question recurring upon the motion to reconsider the vote by which the report was adopted, Messrs. Wilbur and Craig demanded the yeas and nays.

The yeas were:

Messrs. Agnew, Anderson of Warren, Beem, Buell, Byers, Chapman, Clarke, Craig, Crooks, Cummins, Curtis, Davie, Doron, Daus, Eckles, Fillmore, Foley, Hall, Hart, Hipwell, Homrighaus, Hotchkiss, Kline, Mahoney, Mitchell, Owen, Robeson, Roe, Roundy, Tipton, Wilbur, Wilson of Batler, Wilson of Cass and Wyckoff-84.

The nays were:

Messrs. Anderson of Hamilton, Ball, Berryhill, Blythe, Burgess, Calvin, Custer, Darnall, Dayton, Dobson, Draper, Eilers, Evans, Field, Hamilton, Head, Hobbs, Horton, Hospers, Hunter, Jolly, Jones, Kennan, Larson, Lewis, Lockin, Luke, Mack. McFarland, Moore, Nelson, Nicoll, Oakman, Paschal, Piatt, Rice, Roach, Robb, Rowan,

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Russell, Schleicher, Shipley, Steele, Smith, Teale, Theophilus, Thompson, Thornburg, Townsend, Wagner, Woods, Yergey and Mr. Speaker -53.

Absent or not voting:

Messrs. Brown, Chantry, Dietz, Estes, Hauser, Limback, Parkhurst, Riley, Roberts, Slosson, Thorniley, Walker and Wyman-13.

So the motion was lost.

The question recurring upon the adoption of that part of the report relating to pages.

Lost.

#### RESOLUTION.

By Mr. Lockin, limiting debate. Laid over.

### MESSAGE FROM THE SENATE.

The following message was received from the Senate:

ME. 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. 299, a bill for an act to legalize the incorporation of the town of Panama, Shelby county, Iowa, the election of its officers, and all acts done, and ordinances passed by the council of said town.

Also, Senate File No. 395, a bill for an act legalizing the acts of the council of the city of Red Oak Junction, in the county of Montgomery, State of Iowa, and legalizing the ordinances passed and adopted for the government of said city.

Also, the Senate has passed substitute for House File No. 549, a bill for an act to relinquish all right and title of the State of Iowa to the United States in the so-called river lands with amendments.

W. R. COCHBAN, First Assist. Sec'y.

## INTRODUCTION OF BILLS.

By Mr. Cummins, House File No. 597, a bill for an act to make an appropriation to pay the proportionate part of the construction of sewers along the streets upon three sides of the capitol square.

Read first and second times and referred to the Committee on Claims.

By Mr. Davie, House File No. 598, a bill for an act to amend chapter 143 of the Seventeenth General Assembly, relating to qualifications of teachers in the public schools.

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

# SPECIAL OBDER.

Consideration of House File No. 55 continued.

Amendment by Mr. Speaker to section 2, to insert after the word "correct" in line 4 the words "and just." Also, to strike out of the same line the words "each miner's car of" and insert in lieu thereof the word "all."

Also, to insert after the word "mine" in same line the words "by each miner working therein."

Amendment by Mr. Beem to section 3, to strike all of line 8 after the word "aforesaid" and all of line 9, up to and including the words "situated and".

Mr. Beem moved the previous question.

Carried.

Amendment by Mr. Rowan, lost.

Amendment by Mr. Speaker, lost.

Amendment by Mr. Beem, adopted.

The bill was ordered engrossed.

Mr. Hall moved to continue the special order until 10 A. M. to morrow.

Amendment by Mr. Custer, that House File No. 85 be considered, and that the consideration of House File No. 24 follow that of House File No. 85.

Carried, and motion as amended carried.

Mr. Davie, by unanimous consent, called up House File No. 577, a bill for an act to legalize the incorporation of the town of Manilla, Crawford county, Iowa, the election of its town officers, and all acts done and ordinances passed by the said town officers, and moved that the rules be suspended; the bill 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. Agnew, Anderson of Hamilton, Anderson of Warren, Ball, Beem, Berryhill, Blythe, Buell, Burgess, Byers, Calvin, Chapman, Clarke, Craig, Crooks, Cummins, Curtis, Custer, Darnall, Davie, Dayton, Deitz, Dobson, Doron, Draper, Duus, Eckles, Eilers, Evans, Field, Fillmore, Foley, Hall, Hamilton, Hart, Hipwell, Hobbs, Homrighaus, Horton, Hospers, Hotchkiss, Hunter, Jolly, Jones, Kennan, Kline, Larson, Lewis, Lockin, Luke, Mack, Mahoney, McFarland, Mitchell, Moore, Nelson, Nicoll, Oakman, Owen, Paschal, Piatt, Rice, Roach, Robb, Robeson, Boe, Roundy, Rowan, Russell, Schleicher, Shipley, Steele, Slosson, Smith, Teale, Theophilus, Thompson, Thornburg, Tiptov, Townsend, Wagner, Walker, Wilbur, Wilson of Butler, Wilson of Cass, Woods, Wyckoff, Wyman, Yergey and Mr. Speaker-90.

The nays were none.

Absent or not voting:

Messrs. Brown, Chantry, Estes, Hauser, Head, Limback, Parkhurst, Riley, Roberts and Thorniley-10.

So the bill passed and the title was agreed to.

Mr. Cummins moved to make House Files Nos. 159, 361 and other temperance bills a special order to follow the consideration of House File No. 542.

Carried.

House File No. 85, a bill for an act amendatory of chapter seventy. seven (77) of the acts of the Seventeenth (17) General Assembly, to repeal section two (2) thereof and enact substitute therefor, rela ive to the election of Railroad Commissiouers. Amendments by the committee:

To strike out all after and including the word "at" in the second line of section 2 up to and including the word "qualified" in the twelfth line, and to insert the following in lieu thereof, viz.: "who shall be elected at the general election in the year 1888, one of whom shall hold office for one year, one for two years, and one for three years, from and after the first Monday in January following their election. The assignment of their respective terms to be determined by lot at the first meeting of the Board after they are elected and qualified, and at every general election one member who shall hold his office for three years and until his successor is elected and qualified. The terms of office of all Railroad Commissioners appointed by the Governor shall cease and determine on the first Monday in January following the election of the Commissioners herein provided for."

Amendment to the amendment by Mr. Wilbur:

To strike out of section 2 the word "three" in line 2, and insert the word "five".

Lost.

Amendment to the 'amendment by Mr. Luke:

To strike out of said amendment after the word "election" in the eleventh line of the amendment, and up to and including the word "qualified" in the fourteenth line.

Lost.

Amendment by committee adopted.

Substitute for the bill by Mr. Hotchkiss:

A bill for an act to repeal section 2 of chapter 77, acts of the Seventeenth General Assembly, and to enact a substitute therefor, providing for the election of State Railroad Commissioners by a system of cumulative voting to enable minority representation to be obtained on said board.

Amendment to the substitute by Mr. Craig:

To add to section 2: "No person owning any bonds, stock or property in any railroad company, or who is in any way or manner pecuniarily interested in any railroad corporation shall be eligible to the office of Railroad Commissioner.

Adopted.

Amendment to the substitute by Mr. Roe:

To insert in section 2 after the word "State" in line 4, the following: "no two of which shall be residents of the same congressional district".

Adopted.

The question being upon the adoption of the substitute, Messrs. Beem and Wagner demanded the yeas and nays.

The yeas were:

Messrs. Beem, Buell, Burgess, Craig, Davie, Dayton, Dietz, Duus, Eilers, Foley, Hamilton, Hart, Hipwell, Horton, Hotchkies, Kline, Mitchell, Owen, Piatt, Paschal, Rice, Robb, Roe, Roundy, Rowan, Russell, Thompson, Wagner, Woods and Wyman.-29.

The nays were:

Messrs. Agnew, Anderson of Hamilton, Anderson of Warren, Ball, Berryhill, Blytne, Byers, Calvin, Chapman, Clarke, Crooks, Curtis, Custer, Darnall, Dobson, Doron, Draper, Kokles, Evans, Field, Fillmore, Hall, Hobbs, Hospers, Hunter, Jolly, Jones, Kennan, Larson, Lewis, Lockin, Luke, Mack, Mahoney, McFarland, Moore, Nelson, Nicoll, Oakman, Roach, Roberts, Schleicher, Shipley, Steele, Slosson, Smith, Teale, Theophilus, Thornburg, Tipton, Townsend, Walker, Wilbur, Wilson of Butler, Wilson of Cass, Wyckoff, Yergey and Mr. Speaker-59.

Absent or not voting:

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Messrs. Brown, Chantry, Cummins, Estes, Hauser, Head, Homrighaus, Limback, Parkhurst, Riley, Roberts and Thorniley-12.

So the substitute was lost.

Amendment by Mr. Russell to add to section 2, the following:

"In the election of said commissioners no more than two of said commissioners shall be eligible to said office who are members of the same political party. The candidate receiving the highest number of votes who does not belong to the same party as the two receiving a majority of the votes cast, shall be declared elected as a member of said board of railroad commissioners.

Upon the adoption of the amendment Messrs. Russell and Hotchkiss demanded the yeas and nays.

The yeas were:

Messrs. Beem, Buell, Burgess, Craig, Davie, Dayton, Dietz, Duus, Eilers, Evans, Foley, Hamilton, Hart, Hipwell, Horton, Hotchkiss, Jolly, Kennan, Kline, Mitchell, Moore, Owen, Paschal, Piatt, Rice, Robb, Roe, Roundy, Rowan, Russell, Steele, Slosson, Theophilus, Thompson, Thornburg, Wagner, Wilbur, Wilson of Butler, Woods, Wyman and Yergey-41.

The nays were:

Messrs. Agnew, Anderson of Hamilton, Anderson of Warren, Ball, Berryhill, Blythe, Byers, Calvin, Chapman, Clarke, Crooks, Cummins, Curtis, Custer, Darnall, Dobson, Doron, Draper, Eckles, Field, Fillmore, Hall, Hobbs, Homrighaus, Hospers, Hunter, Jones, Larson, Lewis, Lockin, Luke, Mack, Mahoney, McFarland, Nelson, Nicoll, Oakman, Roach, Robeson, Schleicher, Shipley, Smith, Teale, Tipton, Townsend, Walker, Wilson of Cass, Wyckoff and Mr. Speaker-49.

Absent or not voting:

Messrs. Brown, Chantry, Estes, Hauser, Head, Limback, Parkhurst, Riley, Roberts and Thorniley-10.

So the amendment was lost.

Amendment by Mr. Craig to add to the amendment by the committee, the following: "And such political party shall make but two nominations for the office of Railroad Commissioners, and the three having the highest number of votes shall be the Railroad Commissioners."

Upon the adoption of the amendment Messrs. Craig and Hotchkiss demanded the yeas and nays.

Mr. Beem explained his vote.

Mr. Cummins explained his vote.

Mr. Jolly explained his vote.

Mr. Robb explained his vote.



The yeas were:

Messrs. Anderson of Hamilton, Ball, Beem, Buell, Burgess, Craig, Davie, Dayton, Dietz, Duus, Eckles, Eilers, Evans, Foley, Hamilton, Hart, Hipwell, Horton, Hospers, Hotchkiss, Jolly, Kline, Mitchell, Owen, Piatt, Rice, Robb, Roe, Roundy, Rowan, Russell, Schleicher, Steele, Teale, Theophilus, Thompson, Thornburg, Wagner, Woods and Wyman-38.

The nays were:

Messrs. Agnew, Anderson of Warren, Ball, Berryhill, Blythe, Byers, Calvin, Chapman, Clarke, Crooks, Cummins, Curtis, Custer, Darnall, Dobson, Doron, Draper, Eckles, Field, Fillmore, Hall, Hobbs, Homrighaus, Hunter, Jones, Kennan, Larson, Lewis, Lockin, Luke, Mack, Mahoney, Moore, Nelson, Nicoll, Oakman, Paschal, Robeson, Roach, Shipley, Slosson, Smith, Tipton, Townsend, Walker, Wilbur, Wilson of Butler, Wilson of Cass, Wyckoff, Yergey and Mr. Speaker-51.

Absent or not voting:

Messrs. Brown, Chantry, Estes, Hauser, Head, Limback, McFarland, Parkhurst, Riley, Roberts and Thorniley-11.

So the amendment was lost.

Amendment by Mr. Wilson of Cass, to strike out all after the enacting clause, and to substitute therefor the following:

Section 1. That section 2, of chapter 77, acts of the Seventeenth General Assembly, and all acts and parts of acts inconsistent with this act are hereby repealed.

Sec. 2. That at the regular election in the year 1888, there shall be three persons having the qualifications of electors in the places where they respectively reside in the State of Iowa, chosen by the electors of the State from the body of the electors of said State, who when they shall have taken the oath of office, and given such bond as may be required of them by the Governor of the State, shall be known and styled The Board of Railroad Commissioners of the State of Iowa. They shall hold office beginning on the second Monday in January, 1889, for the period of one, two and three years respectively, as shall be decided between them by lot at their first meeting as a board in such manner as may be designated by the Secretary of State. At the regular election in the year 1889 and every year thereafter at each such election there shall be chosen one person as Commissioner, having the qualifications hereinbefore and hereinafter described, who shall hold this office for three years from the second Monday in January after his election, and until his successor is elected and qualified. Said person shall fill the vacancy caused by the expiration of the term of the Commissioner whose term expires on the second Monday in January following his said election. It shall organize on each second Monday in every year immediately after the new member has been qualified, and if for any cause this is not done, it may be done at a subsequent meeting. The organization shall be by the selection of one member as chairman and a person having the qualifications hereinbefore and hereinafter described for a commissioner as secretary. The board shall have power to employ such additional clerical help as it may deem necessary and for the good of the service. No person in the employ of any common

carrier, or owning any bonds, stock or property in any railroad company or who is in any way or manner pecuniarily interested in any railroad corporation shall be elegible to the office of Railroad Commissioner.

Sec. 3. All vacancies in the office of Railroad Commissioners shall be filled by appointment of the Governor. The person appointed to serve until his successor is elected and qualified. The Board of Commissioners as constituted by chapter 77, acts Seventeenth General Assembly shall hold office under such act subject to all its provisions until Commissioners shall be chosen and enter upon their duties as contemplated by this act.

Sec. 4. The canvass of votes cast for election of Commissioners provided for in this act shall be made and returns and abstracts thereof and relating thereto, be made, certified, and forwarded, and results of said election declared by the Executive Council, in all respects in the same manner and by the same officers and boards as now provided by law for canvassing, making, certifying, forwarding and declaring the same as to other State officers.

Sec. 5. The commissioners chosen under this act shall have all the powers that are conferred upon the Railway Commissioners by chapter 77, acts of the Seventeenth General Assembly, and such other powers and authority as may be now or shall hereafter be imposed by law.

Upon the adoption of the amendment Messrs. Wilson of Cass and Nicoll demanded the yeas and nays.

The yeas were:

Messrs. Agnew, Anderson of Hamilton, Anderson of Warren, Ball, Beem, Berryhill, Blythe, Byers, Calvin, Chapman, Clarke, Crooks, Custer, Darnall, Dayton, Dobson, Doron, Draper, Eckles, Eilers, Field, Fillmore, Hall, Hamilton, Hobbs, Homrighaus, Hospers, Hunter, Jolly, Jones, Lewis, Lockin, Luke, Mack, Mahoney, Moore, Nelson, Nicoll, Paschal, Piatt, Rice, Roach, Robb, Robeson, Roe, Russell, Schleicher, Shipley, Smith, Teale, Theophilus, Thornburg, Tipton, Townsend, Walker, Wilbur, Wilson of Butler, Wilson of Cass, Woods, Wyckoff, Yergey and Mr. Speaker-62.

The nays were:

Messrs. Buell, Burgess, Cammins, Curtis, Davie, Dietz, Duus, Evans, Horton, Hotohkiss, Kennan, Kline, Larson, Oakman, Owen, Roundy, Rowan, Steele, Thompson and Wagner-20.

Absent or not voting:

Messrs. Brown, Chantry, Craig, Estes, Foley, Hart, Hauser, Head, Hipwell, Limback, McFarland, Mitchell, Parkhurst, Riley, Roberts, Slosson, Thorniley and Wyman-18.

So the amendment was adopted.

Amendment by Mr. Wyckoff to the bill as amended:

To insert in section 2 after the word "company" in the thirteenth line the words, "or any person who has been regularly retained by any railroad company doing business in this State as their attorney for any one year in the last five years last preceding his election."

Lost.

The bill was ordered engrossed.

House File No. 24, a bill for an act to establish a uniform system of weighing coal at the mines of this State, and to punish certain irregularities connected therewith.

Amendments by Committee on Mines ond Mining:

To strike out of section 1, line 6, the word "like", and to insert after the word "impurities" the words "including slack and dirt".

Adopted.

To strike out sections 3 and 4.

Adopted.

To renumber sections 5 and 6 as sections 3 and 4.

Adopted.

Amendment by Judiciary Committee:

To strike out all of section 5, after the words "one hundred dollars" in line 5 of the printed bill.

Adopted.

Amendment by Mr. Roach:

To strike out all of section 3 after the word "therefor" in line 7. Adopted.

Mr. Custer moved that the rules be suspended, the bill considered engrossed and read a third time now.

Carried.

The bill was read a third time.

The question being, shall the bill pass?

The yeas were:

Messrs. Agnew, Anderson of Hamilton, Anderson of Warren, Ball, Beem, Berryhill, Blythe, Buell, Burgess, Byers, Calvin, Chapman, Clarke, Craig, Crooks, Cummins, Curtis, Custer, Darnall, Davie, Dayton, Deitz, Dobson, Duus, Eckles, Eilers, Evans, Field, Fillmore, Foley, Hall, Hamilton, Hart, Hobbs, Homrighaus, Horton, Hospers, Hotchkiss, Hunter, Jolly, Kennan, Kline, Larson, Lewis, Lockin, Luke, Mack, Mahoney, McFarland, Mitchell, Nelson, Nicoll, Oakman, Owen, Paschal, Piatt, Rice, Roach, Robb, Robeson, Roe, Roundy, Rowan, Russell, Schleicher, Shipley, Slosson, Smith, Teale, Theophilus, Thompson, Thornburg, Tipton, Townsend, Wagner, Walker, Wilson of Butler, Wilson of Cass, Woods, Wyckoff, Wyman, Yergey and Mr. Speaker-83.

The nays were none.

Absent or not voting:

Messrs. Brown, Chantry, Doron, Draper, Estes, Hauser, Head, Hipwell, Jones, Limback, Moore, Parkhurst, Riley, Roberts, Steele, Thorniley and Wilbur-17.

So the bill passed and the title was agreed to.

Mr. Wilson of Cass, moved to reconsider the vote by which House File No. 85 was ordered engrossed.

Carried.

Mr. Wilson of Cass moved that the rules be suspended, the bill considered engrossed and read a third time now.

Carried.

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The bill was read a third time.

The question being shall the bill pass?

Mr. Dayton explained his vote as follows:

ME.SPEAKEE-Although I deem House File No.85 to be grossly unfair

to the voters of this State who oppose the Republican party politically, for the reason that it excludes such voters from representation upon the Board of Railroad Commissioners; yet I vote in favor of this bill because I understand the pledges made by the Democratic platform were that Democrats should favor an elective Commission.

Mr. Evans explained his vote.

Mr. Steele explained his vote as follows:

MR. SPEAKEE—Believing that the election of Railroad Commissioners by the people will cause them to take issues other than the political issues of the times, and believing that both political parties should have a representation on the board, and that it will be detrimental to the best interests of the State to so elect; I, therefore, vote no.

Mr. Thompson explained his vote as follows:

MR. SPEAKER—This House has steadily and persistently voted down every amendment or substitute to this bill which would give to the minority party a representation on the board of Railway Commissioners, contrary, as I believe, to the highest and best interests of the State; yet, as there is a popular demand for an elective Commission, and as the platform on which I was elected demands it, I vote aye.

Mr. Hotchkiss explained his vote as follows:

ME. SPEAKEE—I am opposed to House File No. 85, but as the people demand the election of Railroad Commissioners, and it was incorporated in the Democratic platform demanding the election of the Railroad Commissioners, I vote yea.

Mr. Moore explained his vote as follows:

ME. SPEAKEE — I vote no because I believe it will drive about thirty thousand railroad men into politics, and these same railroad men will elect Commissioners who will be railroad men.

Mr. Townsend explained his vote as follows:

ME. SPEAKER—I desire to explain my vote. I favor the appointment of the commissioners by the Governor to be confirmed by the Senate, as do nearly all the shippers and business men of my couuty, but in defierence to the supposed wishes of my party I vote aye on this bill.

Mr. Burgess explained his vote:

ME. SPEAKER—I desire to explain my vote. I am opposed to the election of railroad commissioners, as proposed in this bill, for the reason that it gives the minority party of which I am a member, no chance for representation on the commission as at the present, but as my constituency as well as the party I represent, have demanded the election of railroad commissioners by the peoble, and believing the time not far distant when the party represented by the majority on the floor of this house, will be in a hopeless minority in the State of Iowa, I vote aye.

The yeas were:

Messrs. Agnew, Anderson of Hamilton, Anderson of Warren, Ball, Berryhill, Beem, Blythe, Burgess, Byers, Calvin, Chapman, Clarke, Crooks, Custer, Darnall, Davie, Dayton, Dobson, Doron, Draper, Eckles, Eilers, Estes, Evans, Field, Fillmore, Foley, Hall, Hamilton, Hart, Homrighaus, Hospers, Hotchkiss, Hunter, Jolly, Jones, Kennan, Lewis, Lockin, Mack, Luke, Mahoney, Nelson, Nicoll, Oakman, Owen, Paschal, Piatt, Rice, Roach, Robb, Robeson, Roe, Russell, Schleicher, Shipley, Smith, Teale, Theophilus, Thompson, Thornburg, Tipton, Townsend, Walker, Wilbur, Wilson of Butler, Wilson of Case, Wyckoff, Yergey and Mr. Speaker-68.

The nays were:

Messrs. Buell, Cummins, Curtis, Evans, Larson, Moore, Steele and Slosson-8.

Absent or not voting:

Messrs. Beem, Brown, Chantry, Craig, Deitz, Daus, Estes, Hauser, Head, Hipwell, Hobbs, Horton, Kline, Limback, Luke, McFarland, Mitchell, Parkhurst, Riley, Roberts, Roundy, Rowan, Thorniley, Wagner, Woods and Wyman-24.

So the bill passed and the title was agreed to.

Mr. Lewis moved to reconsider the vote by which House File No. 55 was ordered engrossed.

Carried.

Mr. Lewis moved that the rules be suspended, the bill considered engrossed and read a third time now.

Carried.

The bill was read a third time.

The question being shall the bill pass?

The yeas were:

Messrs. Agnew, Anderson of Hamilton, Anderson of Warren, Ball, Beem, Berryhill, Blythe, Burgess, Byers, Calvin, Chapman, Clarke, Craig, Crooks, Cummins, Curtis, Custer, Darnall, Davie, Dayton, Dobson, Doron, Draper, Duus, Eckles, Eilers, Evans, Field, Fillmore, Foley, Hall, Hamilton, Hart, Hobbs, Homrighaus, Horton, Hospers, Hotohkiss, Hunter, Jolly, Jones, Kennan, Kline, Larson, Lewis, Limback, Luke, Mack, Mahoney, Mitchell, Moore, Nelson, Nicoll, Oakman, Owen, Paschal, Piatt, Rice, Roach, Robb, Robeson, Roe, Roundy, Rowan, Russell, Schleicher, Shipley, Steele, Slosson, Smith, Teale, Theophilus, Thompson, Thornburg, Tipton, Townsend, Wag-ner, Walker, Wilbur, Wilson of Butler, Wilson of Cass, Woods, Wyckoff, Wyman, Yergey and Mr. Speaker-86.

The nays were none.

Absent or not voting:

Messrs. Brown, Buell, Chantry, Dietz, Estes, Hauser, Head, Hip-well, Lockin, McFarland, Parkhurst, Riley, Roberts and Thorniley -14.

So the bill passed and the title was agreed to.

House File No. 224, a bill for an act to provide for enforcing the liability of stockholders of foreign corporations doing business within this State.

Amendment by committee to add as section 2:

Section 2. No suit shall be brought under the provisions of this act unless the same be commenced within five years after the cause of action accrued against the corporation.

Adopted.

Mr. Cammins moved that the rules be suspended, the bill be considered engrossed and read a third time now.

Carried.

The bill was read a third time.

The question being shall the bill pass? The yeas were:

Messrs. Agnew, Anderson of Hamilton, Anderson of Warren, Ball, Beem, Berryhill, Blythe, Buell, Burgess, Byers, Calvin, Chapman, Clarke, Crooks, Cummins, Curtis, Custer, Darnall, Davie, Dayton, Dietz, Dobson, Doron, Draper, Duus, Eckles, Eilers, Evans, Field, Foley, Hall, Hamilton, Hart, Hobbs, Homrighaus, Horton, Hospers, Hotchkiss, Hunter, Jolly, Jones, Kennan, Kline, Lewis, Larson, Lockin, Luke, Mack, Mahoney, Mitchell, Moore, Nelson, Nicoll, Oakman, Owen, Paschal, Piatt, Rice, Roach, Robb, Robeson, Roe, Roundy, Rowan, Russell, Schleicher, Shipley, Steele, Slosson, Teale, Theophilus, Thompson, Thornburg, Tipton, Townsend, Wagner, Walker, Wilbur, Wilson of Butler, Wilson of Cass, Woods, Wyckoff, Wyman, Yergey and Mr. Speaker-85.

The nays were none.

Absent or not voting:

Messrs. Brown, Chantry, Craig, Estes, Fillmore, Hauser, Head, Hipwell, Limback, McFarland, Parkhurst, Riley, Roberts, Smith and Thorniley-15.

So the bill passed and the title was agreed to.

Mr. Wilbur moved that the special order upon House File No. 549 be continued until Monday at 2:30 P. M.

Carried.

## MESSAGE FROM THE SENATE.

The following message was received from the Senate:

ME. 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:

Relative to perfecting the title to the real estate upon which the Hospital for the Insane at Independence is situated.

> E. D. CHASSELL, Second Assistant Secretary.

#### **BEPORTS OF COMMITTERS.**

Mr. Hunter, from the Committee on Enrolled Bills, submitted the following report:

ME. SPEAKEE-Your Committee on Enrolled Bills respectfully report that they have this day presented to the Governor for his approval the following bills:

House File No. 305, an act to legalize the organization and official proceedings of the independent school district of Panama, in Shelby county, Iowa.

Also, House File No. 487, an act to legalize the acts and ordinances of the town council of the incorporated town of Aurelia, in Cherokee county, Iowa.

Also, House File No. 145, an act to amend chapter 111 of the acts of the Sixteenth General Assembly, by adding section 3 thereto, in regard to the construction of cattle ways across the public high ways.

HUNTER, Chairman.

Mr. Tipton, from the Committee on Agriculture, reported House File 592, recommending passage.

Passed on file.

Mr. Wilson of Cass, from the Committee on Railroads, reported House File 587, recommending amendments and passage.

Passed on file.

## BILLS ON CALENDAR.

Mr. Kline moved that the rules be suspended, that House File No. 451, a bill for an act to prevent fraud in the sale of vinegar, be taken up.

Carried.

Amendment by Committee:

To insert in the 2d line of section 2, between the words "and" and "shall" "upon conviction thereof."

Adopted.

Mr. Kline moved that the rules be suspended, the bill be considered engrossed and read a third time now.

Carried.

The bill was read a third time.

The question being shall the bill pass?

The yeas were:

Messrs. Agnew, Anderson of Hamilton, Anderson of Warren, Ball, Beem, Berryhill, Blythe, Buell, Burgess, Byers, Calvin, Chapman, Clarke, Craig, Crooks, Cummins, Curtis, Custer, Darnall, Davie, Day. ton, Dietz, Dobson, Draper, Duus, Eckles, Eilers, Evans, Field, Fillmore, Foley, Hall, Hamilton, Hart, Hobbs, Homrighaus, Horton Hunter, Jolly, Jones, Kennan, Kline, Larson, Lewis, Lockin, Luke, Mack, Mahoney, Mitchell, Moore, Nelson, Nicoll, Oakman, Owen, Paschal, Piatt, Robb, Robeson, Roe, Roundy, Rowan, Russell, Schleicher, Shipley, Smith, Steele, Slosson, Teale, Theophilus, Thompson, Thornburg, Tipton, Townsend, Wagner, Walker, Wilson of Butler, Wilson of Cass, Woods, Wyckoff, Yergey and Mr. Speaker.—81.

The nays were:

Messrs. Doron, Hospers, Hotchkiss, Rice and Roach-5.

Absent or not voting:

Messrs. Brown, Chantry, Estes, Hauser, Head, Hipwell, Limback, McFarland, Parkhurst, Riley, Roberts, Thorniley, Wilbur and Wyman-14.

So the bill passed and the title was agreed to.

Mr. Roach in the chair.

Mr. Roe moved that the rules be suspended and that House File No. 249 be taken up.

Carried.

Substitute by Mr. Roe, a bill for an act to amend section 796, title 6, chapter 1, of the Code, in relation to levy of bridge fund taxes.

Mr. Roe moved that the rules be suspended, the bill considered engrossed and read a third time now.

Carried.

The bill was read a third time.

The question being, shall the bill pass?



Mr. Anderson of Warren explained his vote.

The yeas were:

Messrs. Beem, Burgess, Clarke, Craig, Davie, Dayton, Duus, Eilers, Foley, Hall, Hamilton, Hart, Horton, Hospers, Jolly, Kline, Mitchell, Owen, Piatt, Robb, Roe, Roundy, Rowan, Smith, Theophilus, Thompson, Thornburg, Wagner, Wyckoff and Mr. Speaker-30.

The nays were:

Messrs. Agnew, Anderson of Warren, Ball, Blythe, Byers, Calvin, Crooks, Darnall, Dobson, Draper, Eckles, Field, Fillmore, Jones, Kennan, Larson, Lewis, Lockin, Luke, Mack, Mahoney, Nicoll, Oakman, Roach, Robeson, Schleicher, Shipley, Steele, Slosson, Tipton, Walker and Yergey-32.

Absent or not voting:

Messrs. Anderson of Hamilton, Berryhill, Brown, Buell, Chantry, Chapman, Cummin<sup>s</sup>, Curtis, Custer, Dietz, Doron, Estes, Evans, Hauser, Head, Hipwell, Hobbs, Homrighaus, Hotchkiss, Hunter, Limback, McFarland, Moore, Nelson, Parkhurst, Paschal, Rice, Riley, Roberts, Russell, Teale, Thorniley, Townsend, Wilbur, Wilson of Butler, Wilson of Cass, Woods and Wyman-38.

So the bill, not having received a constitutional majority, was lost on passage.

Mr. Burgess entered a motion to reconsider the vote whereby House File No. 249 was lost on passage.

On motion of Mr. Berryhill House Files No. 583 and 556 were referred to Committee on Judiciary.

#### ANNOUNCEMENT.

The Speaker announced the following committee clerks to be retained:

Messrs. .Dawson, Wilcor, Robinson, Bruce and McCaughan and Mrs. Wright.

## LEAVE OF ABSENCE GRANTED.

Mr. Head, until Tuesday.

Mr. Robeson, until Monday.

Mr. Wilbur, until Monday.

Mr. Estes, indefinitely.

Mr. Robb, until Monday.

Mr. Kline, until Tuesday.

Mr. Wilson of Butler, until Monday.

Mr. McFarland, until Monday.

Mr. Hauser, until Monday.

On motion of Mr. Chapman the House adjourned.

# HALL OF THE HOUSE OF REPRESENTATIVES. DES MOINES, IOWA, March 24, 1888.

House met in regular session at 10 o'clock A. M. The Speaker in the chair. Prayer by Rev. J. V. Schofield. Journal of yesterday read and approved.

#### PETITIONS AND REMONSTRANCES.

By Mr. Roundy, from citizens of Shelby county, in favor of the district attorney system, and for the creation of a court of arbitration, etc.

Referred to the Committee on Judiciary.

#### SENATE MESSAGE CONSIDERED.

Senate File No. 395, a bill for an act to legalize the acts of the council of the city of Red Oak Junction, in the county of Montgomery, State of Iowa, and legalize the ordinances passed and adopted for the government of said city.

The bill was read a first and second time.

Mr. Yergey moved that the rules be suspended and that the bill be read a third time now.

Carried.

The bill was read a third time.

The question being shall the bill pass?

The yeas were:

Messrs. Agnew, Anderson of Hamilton, Anderson of Warren, Ball, Beem, Berryhill, Blythe, Buell, Burgess, Byers, Calvin, Chapman, Clarke, Craig, Crooks, Cummins, Custer, Darnall, Davie, Dayton, Dobson, Doron, Draper, Duus, Eckles, Eilers, Field, Fillmore, Foley, Hall, Hamilton, Hart, Hipwell, Homrighaus, Horton, Hospers, Hotchkiss, Hunter, Jolly, Jones, Kennan, Larson, Lewis, Lockin, Luke, Mack, Mahoney, McFarland, Mitchell, Moore, Nelson, Nicoll, Oakman, Owen, Paschal, Piatt, Rice, Roach, Robb, Roberts, Roe, Roundy, Rowan, Russell, Schleicher, Shipley, Steele, Slosson, Smith, Teale, Theophilus, Thompson, Thornburg, Townsend, Walker, Wilson of Cass, Woods, Wyckoff, Wyman, Yergey and Mr. Speaker-81.

The nays were none.

Absent or not voting:

Messrs. Brown, Chantry, Curtis, Deitz, Estes, Evans, Hauser, Head, Hobbs, Kline, Limback, Parkhurst, Riley, Robeson, Thorniley, Tipton, Wagner, Wilbur and Wilson of Butler-19.

So the bill passed and the title was agreed to.

Senate File No. 299, a bill for an act to legalize the incorporation of the town of Panama, Shelby county, Iowa, the election of its officers and all acts done and ordinances passed by the council of said town.

The bill was read a first and second time.

Mr. Hotchkiss moved that the rules be suspended and the bill read a third time now.

Carried.

The bill was read a third time.

The question being shall the bill pass?

The yeas were:

Messrs. Agnew, Anderson of Hamilton, Anderson of Warren, Ball, Beem, Berryhill, Blythe, Burgess, Byers, Chapman, Clarke, Craig, Crooks, Cummins, Curtis, Custer, Darnall, Davie, Dayton, Dobson, Doron, Draper, Daus, Eckles, Eilers, Field, Fillmore, Foley, Hall, Hamilton, Hart, Hipwell, Homrighaus, Horton, Hospers, Hotchkiss, Hunter, Jolly, Jones, Kennan, Larson, Lewis, Lockin, Luke, Mack, Mahoney, McFarland, Nelson, Nicoll, Oakman, Owen, Piatt, Rice, Roach, Robb, Roe, Roundy, Rowan, Russell, Schleicher, Shipley, Steele, Slosson, Smitb, Teale, Theophilus, Thompson, Thornburg, Tipton, Townsend, Walker, Wilson of Cass, Woods, Wyckoff, Wyman, Yergey and Mr. Speaker-77.

The nays were none.

Absent or not voting:

Messrs. Brown, Buell, Calvin, Chantry, Deitz, Estes, Evans, Hauser, Head, Hobbs, Kline, Limback, Mitchell, Moore, Parkhurst, Paschal, Riley, Roberts, Robeson, Thorniley, Wagner, Wilbur and Wilson of Butler-23.

So the bill passed and the title was agreed to.

Substitute for House File 549.

Amendments by Senate:

To add to the title the following: "Except the lands the title to which was certified by the United States to the State of Iowa, by the joint resolution of Congress of March 2, 1861."

To add after the word "whereas", where it is found in the preamble, the words "it is alleged".

To strike out the word "relinquished" and insert the word "certified", in second line of proviso.

The question being shall the House concur in the Senate amendments?

The yeas were:

Messrs. Agnew, Anderson of Hamilton, Anderson of Warren, Ball, Beem, Berryhill, Blythe, Buell, Burgess, Byers, Chapman, Clarke, Cummins, Custer, Darnall, Davie, Dayton, Dobson, Doron, Draper, Duus, Eckles, Eilers, Field, Fillmore, Foley, Hall, Hamilton, Hart, Hipwell, Homrighaus, Horton, Hospers, Hotchkiss, Hunter, Jolly, Jones, Kennan, Larson, Lewis, Lockin, Luke, Mack, Mahoney, McFarland, Mitchell, Moore, Nelson, Nicoll, Oakman, Owen, Piatt, Roach, Roe, Roundy, Rowan, Russell, Schleicher, Shipley, Steele, Slosson, Smith, Teale, Theophilus, Thompson, Thornburg, Tipton, Townsend, Walker, Wilson cf Cass, Woods, Wyckoff, Wyman, Yergey and Mr. Speaker-75. The nays were none.

Absent or not voting:

Messrs. Brown, Calvin, Chantry, Craig, Crooks, Curtis, Dietz, Estes, Evans, Hauser, Head, Hobbs, Kline, Limback, Parkhurst, Paschal, Rice, Riley, Robb, Roberts, Robeson, Thorniley, Wagner, Wilbur and Wilson of Butler-25.

So the amendments were concurred in.

## SENATE CONCURRENT RESOLUTION.

WHEREAS, The title to a portion of the real estate upon which the hospital for the insane at Independence is situated is claimed by reason of the cancellation of the patent which was originally issued for said real estate; and,

WHEREAS, There are parties claiming said land under a pre-emption entry before the land department at Washington, D. C., alleging that the absence of the patent as a fatal defect in the title of the State to said land; and,

WHEERAS, It is believed that said cancellation was unauthorized, and that by proper action such patent may be obtained and said title perfected. Therefore,

Be it resolved by the Senate, the House concurring, That the Governor of the State of Iowa, is hereby authorized and requested to direct the Attorney General of the State to take all needed steps to obtain from the Secretary of the Interior at Washington, D. C., a patent to perfect the title in the State to said real estate, the same being described as the south half  $(\frac{1}{2})$  of the south east quarter of section six (6), towhship eighty-eight (88), north of range nine (9), west of the fifth P. M., in Buchannan county, Iowa.

Concurred in.

## REPORTS OF COMMITTEES.

Mr. Berryhill, from the Committee on Appropriations, reported House File No. 599, a bill for an act to create and organize a board of State charities, recommending passage.

The bill was read a first and second time and passed on file.

Also, House File No. 600, a bill for an act to provide for the transfer of convicts confined in the penitentiaries of this State from one penitentiary to the other.

The bill was read a first and second time and passed on file.

Mr. Tipton, from the Committee on Agriculture, reported Senate File No. 88, recommending passage.

Passed on file.

#### MESSAGE FROM THE SENATE.

The following message was received from the Senate.

ME. SPEAKEE—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:

Relative to relieving the Committee heretofore appointed to investigate the affairs of the State University at Iowa City. Also, the Senate has passed, with amendments, House File No. 373, by Committee on Railroads and Commerce, a bill for an act to regulate railroad corporations and other common carriers in this State, and to increase the powers and further define the duties of the Board of Railroad Commissioners in relation to the same, and to prevent and punish extortion and unjust discrimination in the rates charged for the transportation of passengers and freights on railroads in this State, and to prescribe a mode of procedure and rules of evidence in relation thereto, and to repeal section 11 of chapter 77 of the acts of the Seventeenth General Assembly in relation to the Board of Railroad Commissioners and all laws in force in direct conflict with the provisions of this act.

## C. H. BROCK, Secretary.

#### MESSAGE FROM THE GOVERNOR.

The following message was received from the Governor:

ME. SPEAKEE—I am directed by the Governor to report that he has approved, signed and deposited in the office of the Secretary of State the following bills:

House File No. 145, an act to amend chapter 111 of the acts of the Sixteenth General Assembly by adding section 3 thereto, in regard to the construction of cattle-ways across the public highways.

House File No. 305, an act to legalize the organization and official proceedings of the independent school district of Panama, in Shelby county, Iowa.

House File No. 487, an act to legalize the acts and ordinances of the town council of the incorporated town of Aurelia, in Cherokee county, Iowa.

House File No. 116, an act granting to the Chicago, Burlington & Quincy Railroad Company all the title and interest of the State of Iowa in and to certain grounds on the Des Moines river in the city of Ottumwa, Wapello county, Iowa.

House File No. 483, an act to change the name of the county seat of Boone county, Iows, from Boonsboro to Boone.

House File No. 492, an act to legalize the acts of Joseph A. Elliott of Appanoose county, as notary public.

House File No. 514, an act to legalize the acts, ordinances and proceedings of the city of Council Bluffs in the condemnation of the lands and lots embraced in the public park, known as Fairmount Park.

House File No. 561, an act to authorize boards of supervisors to levy a tax to pay interest upon certain outstanding bonds.

FRED'K W. HOSSFELD, Private Secretary.

## BILLS ON CALENDAR.

Mr. Chapman moved that the rules be suspended and that House File No. 540, a bill for an act to amend section 1, chapter 158, of acts of Nineteenth General Assembly be taken up.

Carried.

Amendment by committee:

To strike out the words, "kept or used upon" in second line of original bill and insert in lieu thereof, "necessary for the use and cultivation of."

Adopted.

Mr. Chapman moved that the rules be suspended, the bill considered engrossed and read a third time now.

Carried.

The bill was read a third time.

The question being, shall the bill pass?

The yeas were:

Messrs. Agnew, Anderson of Hamilton, Anderson of Warren, Ball, Beem, Berryhill, Blythe, Burgess, Byers, Chapman, Clarke, Craig, Crooks, Cummins, Curtis, Darnall, Davie, Dayton, Dobson, Doron, Draper, Duus, Eckles, Eilers, Field, Fillmore, Foley, Hall, Hamilton, Ilart, Hipwell, Hobbs, Homrighaus, Horton, Hospers, Hotchkiss, Hunter, Jolly, Jones, Kennan, Larson, Lewis, Lockin, Luke, Mack, Mahoney, McFarland, Mitchell, Nelson, Nicoll, Oakman, Owen, Piatt, Rice, Roach, Roe, Roundy, Rowan, Russell, Schleicher, Shipley, Steele, Slosson, Smith, Teale, Theophilus, Thompson, Thornburg, Tipton, Townsend, Walker, Wilson of Cass, Woods, Wyckoff, Wyman, Yergey and Mr. Speaker-77.

The nays were none.

Absent or not voting:

Messrs. Brown, Buell, Calvin, Chantry, Custer, Dietz, Estes, Evans, Hauser, Head, Kline, Limback, Moore, Parkhurst, Paschal, Riley, Robb, Roberts, Robeson, Thorniley, Wagner, Wilbur, and Wilson of Butler-23.

So the bill passed and the title was agreed to.

Mr. Hamilton moved that the rules be suspended and that Senate File 114, a bill for an act to amend section 11 and to repeal section 17 and enact a substitute therefor, of chapter 52, of the acts of the Twenty first General Assembly, providing for the appointment of a State dairy commissioner, continuing said act as amended herein, and providing an appropriation therefor, be taken up.

Carried.

Mr. Hamilton moved that the rules be suspended, and the bill read a third time.

Carried.

The bill was read a third time.

The question being, shall the bill pass?

The yeas were:

Messrs. Agnew, Anderson of Hamilton, Anderson of Warren, Ball, Beem, Berryhill, Blythe, Burgess, Chapman, Clarke, Craig, Crooks, Cummins, Curtis, Custer, Darnall, Davie, Dayton, Dobson, Doron, Draper, Daus, Eckles, Eilers, Evans, Field, Fillmore, Foley, Hall, Hamilton, Hart, Hipwell, Hobbs, Homrighaus, Horton, Hospers, Hotchkiss, Hunter, Jolly, Jones, Kennan, Larson, Lewis, Lockin, Luke, Mack, Mahoney, McFarland, Mitchell, Moore, Nelson, Nicoll, Oakman, Owen, Paschal, Piatt, Rice, Roach, Roe, Roundy, Rowan, Russell, Schleicher, Shipley, Steele, Slosson, Smith, Theophilus, Thompson, Thornburg, Tipton, Townsend, Walker, Wilson of Cass, Woods, Wyckoff, Wyman, Yergey and Mr. Speaker-79.

The nays were none.

Absent or not voting:

Messrs. Brown, Buell, Byers, Calvin, Chantry, Dietz, Estes, Hauser, Head, Kline, Limback, Parkhurst, Riley, Robb, Roberts, Robeson, Teale, Thorniley, Wagner, Wilbur, and Wilson of Butler-21. So the bill passed and the title was agreed to.

#### **BRSOLUTION.**

By Mr. Agnew:

*Resolved*, That such committee clerks and file clerks as were discharged on Monday, March 26th, and have not been re-appointed by the Speaker, and who have reported regularly to Chief Clerk for assignment to duty, as provided by the resolution under which they were appointed, be retained until such time as the House decides to dispose of the services of all of the committee clerks, or until the respective chairmen of the committees report that their services are no longer needed.

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

Upon this motion, Messrs. Smith and Teale demanded the yeas and nays:

The yeas were:

Messrs. Anderson of Hamilton, Ball, Blythe, Burgess, Darnall, Dayton, Draper, Eilers, Foley, Hamilton, Hospers, Hotchkiss, Hunter, Jolly, Larson, Oakman, Owen, Piatt, Rice, Roundy, Shipley, Steele, Slosson, Smith, Teale, Theophilus, Thompson, Thornburg, Townsend, Wyman and Mr. Speaker—31.

The nays were :

Messrs. Agnew, Anderson of Warren, Beem, Berryhill, Byers, Chapman, Clarke, Craig, Crooks, Cummins, Curtis, Davie, Doron, Duus, Eckles, Evans, Field, Fillmore, Hall, Hipwell, Hobbs, Homrighaus, Kennan, Kline, Lewis, Lockin, Luke, Mack, Mahoney, McFarland, Mitchell, Moore, Nelson, Nicoll, Roach, Roe, Rowan, Schleicher, Tipton, Walker, Wilson of Cass, Woods, Wyckoff and Yergey-44.

Absent or not voting:

Messrs. Brown, Buell, Calvin, Chantry, Custer, Deitz, Dobson, Estes, Hart, Hauser, Head, Horton, Jones, Limback, Parkhurst, Paschal, Riley, Robb, Roberts, Robeson, Russell, Thorniley, Wagner, Wilbur and Wilson of Butler-25.

So the motion was lost.

Mr. Thornburg offered the following substitute for the resolution: Resolved, That the House discharge the six committee clerks appointed by the Speaker and then proceed to the election of six committee clerks out of the number that has been in the employ during the winter.

Lost.

The question recurring upon the adoption of the resolution, Messra. Smith and Agnew demanded the yeas and nays.

The yeas were:

Messrs. Agnew, Anderson of Warren, Berryhill, Blythe, Byers,

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Chapman, Clarke, Craig, Crooks, Cummins, Curtis, Davie, Doron, Eckles, Evans, Field, Fillmore, Hall, Hobbs, Homrighaus, Kennan, Lewis, Lockin, Mahoney, Mitchell, Nelson, Oakman, Roe, Rowan, Schleicher, Tipton, Walker, Wilson of Cass, Wyckoff and Yergey -85.

The nays were:

Messrs. Anderson of Hamilton, Ball, Beem, Burgess, Darnall, Dayton, Draper, Eilers, Foley, Hamilton, Hospers, Hotchkiss, Hunter, Jolly, Jones, Larson, Mack, Moore, Owen, Piatt, Rice, Roundy, Russell, Shipley, Steele, Slosson, Smith, Teale, Theophilus, Thompson, Thornburg, Townsend, Woods and Mr. Speaker-34.

Absent or not voting:

Messrs. Brown, Buell, Calvin, Chantry, Custer, Deitz, Dobson, Duus, Estes, Hart, Hauser, Head, Hipwell, Horton, Kline, Limback, Luke, McFarland, Nicoll, Parkhurst, Paschal, Riley, Roach, Robb, Roberts, Robeson, Thorniley, Wagner, Wilbur, Wilson of Butler and Wyman-31.

So the resolution was adopted.

## REPORT OF ENGROSSING COMMITTEE.

Mr. Woods, from the Committee on Engrossed Bills, submitted the following report:

ME. SPEAKEE-Your Committee on Engrossed Bills respectfully report that they have examined and find correctly engrossed:

House File No. 229, a bill for an act to amend section 5 of chapter seventy (70) of the acts of the Twentieth General Assembly of Iowa, relating to compensation where domestic animals are killed by dogs.

Also, House File No. 121, a bill for an act to regulate the sale of railroad mortgages, bonds or obligatious, and to create a personal liability for a violation of the provisions hereof.

Also, House File No. 395, a bill for an act to repeal section 9 of chapter 116, of the laws of the Twenty first General Assembly, and to enact a substitute in lieu thereof.

Also, House File No. 207, a bill for an act to amend chapter six, title ten, of the Code of Iowa, of 1873, providing for a maximum chargo for transmitting telegraph messages.

Also, House File No. 292, a bill for an act to amend chapter 140, section 2, of the Twenty first General Assembly, relating to the duties of the State Mine Inspector.

Also, House File No. 22, a bill for an act to prevent the issuance of capital stock of corporations without full payment thereof, and to create a personal liability for a violation hereof.

Also, House File No. 299, a bill for an act to exterminate English sparrows.

Also, House File No. 37, a bill for an act for the protection of discharged employes and to prevent blacklisting.

Also, House File No. 36, a hill for an act to enable discharged railway employes to obtain a certificate from the person or company making such discharge setting forth the reason for such discharge.

Also substitute for House File No. 353, a bill for an act to amend

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shapter 24 of the Code of 1878, relating to changes of venue in criminal cases.

Also, House File No. 35, a bill for an act to tax mineral estates when owned by different parties.

Woods, Chairman.

# LEAVE OF ABSENCE GRANTED.

Mr. Calvin indefinitely.

Mr. Woods until Monday. Mr. Wilson of Cass, until Wednesday.

On motion of Mr. Chapman the House adjourned

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1 1 1

# AFTERNOON SESSION.

S O'CLOCK P. M.

The House reconvened, the Speaker in the chair.

#### LEAVE OF ABSENCE GRANTED.

Mr. Thorniley until Monday. Mr. Anderson of Warren until Monday. Mr. Hipwell until Tuesday. Mr. Buell until Wednesday.

#### SENATE MESSAGES CONSIDERED.

House File No. 373, a bill for an act to regulate railroad corporations, other common carriers, etc.

Mr. Luke moved reference to Committee on Railroads. Carried.

## SENATE CONCURRENT RESOLUTION.

WHEREAS, At this time, in view of the near ending of the present session, and the crowding of business consequent thereon, it is inadvisable to have members of the Senate and House absent themselves to attend to the University investigation heretofore ordered, therefore,

Be it resolved by the Senate, the House concurring: That the committee heretofore appointed for the purpose of said investigation be relieved from further attention thereto, and that the resolution heretofore adopted, ordering the same be cancelled.

Mr. Wycoff moved concurrence in the resolution.

Upon the motion, Messrs. Smith and Darnall demanded the yeas and nays.

The yeas were:

Messrs. Agnew, Anderson of Warren, Ball, Berryhill, Blythe, Byers, Craig, Crooks, Cummins, Curtis, Dayton, Doron, Draper, Eilers, Evans, Fillmore, Foley, Hall, Hart, Hipwell, Hobbs, Hospers, Larson, Lockin, Luke, Paschal, Rice, Roach, Russell, Schleicher, Shipley, Teale, Tipton, Townsend, Wyckoff and Yergey—86.

The nays were:

Messrs. Anderson of Hamilton, Beem, Chapman, Custer, Darnall,

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Davie, Dietz, Dobson, Duus, Eckles, Field, Hamilton, Horton, Hotohkiss, Hunter, Jolly, Kennan, Lewis, Mack, Mahoney, Mitchell, Moore, Nelson, Nicoll, Oakman, Owen, Piatt, Roe, Roundy, Rowan, Steele, Slosson, Smith, Theophilus, Thompson, Walker, Wyman and Mr. Speaker-38.

Absent or not voting:

Messrs. Brown, Buell, Burgess, Calvin, Chantry, Clarke, Estes, Hauser, Head, Homrighaus, Jones, Kline, Limback, McFarland, Parkhurst, Riley, Robb, Roberts, Robeson, Thornburg, Thorniley, Wagner, Wilbur, Wilson of Butler, Wilson of Cass and Woods-26.

So the House refused to concur in the resolution.

## REPORTS OF COMMITTEES.

Mr. Roach, from the Committee on Judiciary reported Senate File No. 354, recommending passage.

Also, House File No. 580, recommending amendment and passage.

Also, House File No. 554, recommending amendment and passage. Also, House File No. 565, recommending indefinite postponement. Also, House File No. 566, recommending indefinite postponement. Also, House File No. 568, recommending indefinite postponement. Also, House File No. 593, recommending indefinite postponement. Also, House File No. 546, recommending indefinite postponement. Also, House File No. 546, recommending indefinite postponement. Also, House File No. 546, recommending indefinite postponement. Also, House File No. 590, recommending indefinite postponement. Passed on file.

Also, substitute for House File No. 590, by Judiciary Committee, a bill for an act to legalize elections held in certain independent school districts on the second Monday of March 1888, and the acts and proceedings done and taken by the officers then elected.

Substitute read a first and second time and passed on file.

Also, House File No. 601, by the Judiciary Committee, a bill for an act to amend section 2367 of the Code of Iowa, to remove the limitation of original administration when decedent has money due from the United States, after the lapse of five years from the death of decedent.

Read a first and second time and passed on file.

## MESSAGE FROM THE SENATE.

The following message was received from the Senate:

ME. SPEAKER.—I am directed to inform your honorable body that the Senate has passed the following bill with amendments:

House File No. 85, a bill for an act amendatory of chapter 77, acts of the Seventeenth General Assembly. To repeal section 2 thereof and enact a substitute therefor relative to the election of Railroad Commissioners.

C. H. BROCK, Secretary.

## BILLS ON CALENDAR.

House File No. 301, indefinitely postponed.

Mr. Burgess called up his motion to reconsider the vote whereby House File No. 349 was lost on third reading.

Carried.

The bill was ordered engrossed.

Senate File No. 83, a bill for an act to amend section six, chapter sixty, laws of the Fifteenth General Assembly, relating to banks.

Amendment by committee:

To insert after the word "business" in the fourth line of the engrossed bill the word in the 52d line of said section and by adding thereafter the following "words."

Adopted.

The question being shall the bill be read a third time? Carried.

The bill was read a third time.

The question being shall the bill pass?

The yeas were:

Messrs. Agnew, Anderson of Hamilton, Ball, Beem, Berryhill, Blythe, Burgess, Byers, Chapman, Clarke, Craig, Crooks, Cummins, Curtis, Custer, Darnall, Davie, Dayton, Dobson, Doron, Draper, Duus, Eckles, Eilers, Evans, Field, Foley, Hall, Hamilton, Hart, Hobbs, Homrighaus, Horton, Hospers, Hotchkiss, Hunter, Jolly, Jones, Kennan, Larson, Lewis, Lockin, Luke, Mack, Mahoney, McFarland, Mitchell, Moore, Nelson, Nicoll, Oakman, Owen, Piatt, Rice, Roach, Roe, Roundy, Russell, Schleicher, Shipley, Steele, Slosson, Smith, Teale, Theophilus, Thompson, Tipton, Townsend, Walker, Wyckoff, Wyman, Yergey and Mr. Speaker-73.

The nays were none.

Absent or not voting:

Messrs. Anderson of Warren, Brown, Buell, Calvin, Chantry, Dietz, Estes, Fillmore, Hauser, Head, Hipwell, Kline, Limback, Parkhurst, Paschal, Riley, Robb, Roberts, Robeson, Rowan, Thornburg, Thorniley, Wagner, Wilbur, Wilson of Butler, Wilson of Cass and Woods -27.

So the bill passed and the title was agreed to.

House File No. 333, indefinitely postponed.

House File No. 208, a bill for an act to define intoxicating liquors. Amendment by committee to strike out all of section 1, after the word "mean" in line 2, and substitute therefor the following: "All liquors or fluids used, or that may be used as a beverage, containing ten per cent of alcohol."

Adopted.

Amendment by Mr. Russell to add to section 1: "Except the juice of apples known as cider."

Lost.

Amendment by Mr. Thompson to strike out the word "two," in line three of section 1, and insert in lieu thereof the word "five."

Lost.

Amendment by Mr. Beem to add to section 1 the following: "But this act shall not include patent or proprietary medicines." Upon this motion Messrs. Roe and Dobson demanded the yeas and nays.

The yeas were:

Messrs. Beem, Burgess, Craig, Cummins, Davie, Dayton, Draper, Duus, Hart, Homrighaus, Horton, Hospers, Hotchkiss, Hunter, Larson, Mitchell, Owen, Piatt, Rice, Roe, Roundy, Russell, Slosson, Thompson and Wyman-25.

The nays were:

Messrs. Anderson of Hamilton, Ball, Berryhill, Blythe, Crooks, Curtis, Custer, Darnall, Dobson, Doron, Eckles, Eilers, Evans, Field, Fillmore, Hall, Hamilton, Hobbs, Jolly, Jones, Kennan, Lewis, Lockin, Luke, Mack, Mahoney, Nelson, Nicoll, Oakman, Paschal, Roach, Schleicher, Shipley, Steele, Smith, Teale, Theophilus, Tipton, Walker, Yergey and Mr. Speaker-42.

Absent or not voting:

Messrs Agnew, Anderson of Warren, Brown, Buell, Byers, Calvin, Chantry, Chapman, Clarke, Dietz, Estes, Foley, Hauser, Head. Hipwell, Kline, Limback, McFarland, Moore, Parkhurst, Riley, Robb, Roberts, Robeson, Rowan, Thornburg, Thorniley, Townsend, Wagner, Wilbur, Wilson of Butler, Wilson of Cass, Woods and Wyckoff -33.

So the amendment was lost.

Mr. Lewis moved the previous question.

Carried.

The question being shall the bill be ordered engrossed, Messrs. Thompson and Hotchkiss demanded the yeas and nays.

Mr. Roe explained his vote.

The yeas were:

Messrs. Agnew, Anderson of Hamilton, Ball, Byers, Custer, Darnall, Dobson, Doron, Field, Fillmore, Hobbs, Kennan, Lewis, Lockin, Nicoll, Oakman, Steele, Tipton, Yergey and Mr. Speaker-20.

The neve were

The nays were:

Messrs. Beem, Berryhill, Burgess, Clarke, Craig, Cummins, Curtis, Darnall, Davie, Dayton, Draper, Duus, Eckles, Eilers, Evans, Foley, Hall, Hamilton, Hart, Homrighaus, Horton, Hospers, Hotchkiss, Hunter, Jolly, Larson, Luke, Mack, Mahoney, Mitchell, Nelson, Owen, Paschal, Piatt, Rice, Roach, Roe, Roundy, Russell, Schleicher, Shipley, Slosson, Smith, Teale, Theophilus, Thompson, Walker, Wyckoff and Wyman-48.

Absent or not voting:

. Messrs. Anderson of Warren, Blythe, Brown, Buell, Calvin, Chantry, Chapman, Crooks, Dietz, Estes, Hauser, Head, Hipwell, Jones, Kline, Limback, McFarland, Moore, Parkhurst, Riley, Robb, Roberts, Robeson, Rowan, Thornburg, Thorniley, Townsend, Wagner, Wilbur, Wilson of Butler, Wilson of Cass and Woods-32.

So the bill was lost on engrossment.

Substitute for House File No. 316, a bill for an act to repeal section 866 of the Code of 1873 in relation to the duties of coroner and to enact a substitute therefor, so as to conform to chapter 195 of the acts of the Twentieth General Assembly.

The question being upon the adoption of the substitute for the original bill.

Lost.

The question being upon the engrossment of the original bill.

Amendment by Mr. Wyckoff to strike out the enacting clause.

Upon this Messrs. Wyckoff and Custer demanded the yeas and nays.

The yeas were:

Messrs. Byers, Chapman, Crooks, Custer, Dobson, Eckles, Fillmore, Hobbs, Homrighaus, Hunter, Jones, Kennan, Larson, Lewis, Lockin, Luke, Moore, Nicoll, Roe, Roundy, Shipley, Slosson, Teale, Tipton, Walker, and Wyckoff-26.

The nays were:

Messrs. Agnew, Ball, Beem, Blythe, Burgess, Clarke, Craig, Cummins, Curtis, Darnall, Davie, Doron, Draper, Duus, Eilers, Evans, Field, Hamilton, Hart, Horton, Hospers, Hotohkiss, Mack, Oakman, Paschal, Piatt, Rice, Roach, Russell, Schleicher, Steele, Smith, Theopailus, Thompson, Townsend, Wyman and Mr. Speaker-37.

Absent or not voting:

Messrs. Anderson of Hamilton, Anderson of Warren, Berryhill, Brown, Buell, Calvin, Chantry, Dayton, Dietz, Estes, Foley, Hall, Hauser, Head, Hipwell, Jolly, Kline, Limback, Mahoney, McFarland, Mitchell, Nelson, Owen, Parkhurst, Riley, Robb, Roberts, Robeson, Rowan, Thornburg, Thorniley, Wagner, Wilbur, Wilson of Butler, Wilson of Cass, Woods and Yergey-37.

So the amendment was lost.

Amendment by Mr. Anderson of Hamilton, to strike out all of section 1 after the words "relations or friends" in line 2.

Lost.

Amendment by Mr. Cummins to section 1, to insert after the figure "1" in line 1 the following: "That section 366 of the Code be and the same is hereby repealed, and the following enacted in line thereof."

Adopted.

Mr. Craig moved to reconsider the vote by which the substitute for the bill was lost.

Carried.

The question recurring upon the adoption of the substitute.

Adopted.

The question being upon ordering the substitute engrossed.

Amendments by Mr. Speaker, to insert in section 1 before the word "sections" in line 1, the following: "that section 366 of the Code of 1873 is hereby repealed and the following substituted therefor."

Adopted.

Mr. Lewis moved the previous question.

Carried.

The question recurring upon the engrossment.

Messrs. Craig and Evans demanded the yeas and nays.

Mr. Jolly was excused from voting:

The yeas were:

Messrs. Beem, Burgess, Craig, Cummins, Curtis, Darnall, Davie, Doron, Draper, Duus, Evans, Hart, Horton, Hospers, Hotchkiss, Moore, Oakman, Paschal, Piatt, Rice, Roach, Roe, Theophilus, Thompson, Townsend and Wyman-26.

The nays were:

Messrs. Anderson of Hamilton, Berryhill, Blythe, Byers, Chapman, Custer, Dobson, Eckles, Eilers, Fillmore, Hobbs, Homrighaus, Hunter, Jones, Kennan, Larson, Lewis, Lockin, Luke, Nelson, Owen, Roundy, Russell, Schleicher, Shipley, Steele, Slosson, Smith, Tipton, Walker, Wyckoff, Yergey and Mr. Speaker-33.

Absent or not voting:

Messrs. Agnew, Anderson of Warren, Ball, Brown, Buell, Calvin, Chantry, Clarke, Crooks, Dayton, Dietz, Estes, Field, Foley, Hall, Hamilton, Hauser, Head, Hipwell, Jolly, Kline, Limback, Mack, Mahoney, McFarland, Mitchell, Nicoll, Parkhurst, Riley, Robb, Roberts, Robeson, Rowan, Teale, Thornburg, Thorniley, Wagner, Wilbur, Wilson of Butler, Wilson of Cass and Woods-41.

So the bill was lost on engrossment.

## RESOLUTION.

By Mr. Beem, for three sessions of the House a day after March 28th.

Laid over.

#### PETITIONS.

By Mr. Berryhill, from citizens of Jackson county for the pardon of Chester Turney.

Referred to Committee on Judiciary.

## RECONSIDERATION.

Mr. Yergey entered a motion to reconsider the vote whereby the resolution by Mr. Agnew relative to committee clerks was adopted.

Mr. Smith entered a motion to reconsider the vote whereby House File No. 208 was lost on engrossment.

Mr. Mitchell entered a motion to reconsider the vote by which Senate concurrent resolution relative to discharging committee to investigate State University was non-concurred in.

## BILLS ON CALENDAR.

Mr. Dobson moved that the rules be suspended and that House File No. 30, a bill for an act to regulate the good time of convicts in our penitentiaries be taken up.

Amendment by committee to strike out in section 1, line 1, the word "that" and insert the following: "on and after the taking effect of this act."

Adopted.

Also, in line 7, of same section, after the word "year" and add the following: "Provided, that nothing herein contained shall be construed to affect good time earned previous to this act.

Adopted.

Also, to insert in section 2, line 7, after the word "offenses" the words " or for an escape or an attempt to escape."

Adopted.

Also, to insert in same section, line 8, after the word "of" the word "or."

Adopted.

Also, to strike out section 4 and renumber sections 5, 6 and 7 to read 4, 5 and 6.

Adopted.

Also, to amend the title by striking out the word "regulate" and insert in lieu thereof the following: "amend chapter 154, laws of the Eighteenth General Assembly regulating."

Adopted.

Amendment by Mr. Thompson, to add to section 2 the following: "Providing that for the fourth and each succeeding offense, the warden shall not deprive any convict of his good time as provided in this section without first laying the matter before the Governor and securing his assent thereto."

Adopted.

The bill was ordered engrossed.

Mr. Wyman moved that the rules be suspended and that House File No. 394, a bill for an act to provide for the re assessment and relevy of special taxes and assessment, be taken up.

Carried.

The bill was ordered engrossed.

House File No. 396, a bill for an act to amend section 457 of the Code, relating to fire districts.

Mr. Berryhill moved that the rules be suspended, the bill considered engrossed and read a third time now.

Carried.

The bill was read a third time.

The question being, shall the bill pass?

Mr. Roach explained his vote.

Mr. Smith explained his vote.

The yeas were:

Messrs. Agnew, Anderson of Hamilton, Beem, Berryhill, Blythe, Clarke, Craig, Crooks, Cummins, Curtis, Custer, Darnall, Davie, Dayton, Dobson, Doron, Draper, Duus, Eckles, Eilers, Evans, Fillmore, Hamilton, Hobbs, Homrighaus, Horton, Hospers, Jolly, Jones, Kennan, Larson, Lockin, Luke, Mack, Mahoney, Mitchell, Moore, Nelson, Oakman, Owen, Paschal, Piatt, Rice, Russell, Schleicher, Shipley, Steele, Slosson, Teale, Theophilus, Thompson, Tipton, Townsend, Walker, Wyckoff, Wyman and Mr. Speaker-57.

The nays were:

Messrs. Burgess, Byers, Hotchkiss, Hunter, Lewis, Roach, Roe, Smith and Yergey-9.

Absent or not voting:

Messers. Anderson of Warren, Ball, Brown, Buell, Calvin, Chantry, Chapman, Dietz, Estes, Field, Foley, Hall, Hart, Hauser, Head, Hip well, Kline, Limback, McFarland, Nicoll, Parkhurst, Riley, Robb, Roberts, Robeson, Roundy, Rowan, Thornburg, Thorniley, Wagner, Wilbur, Wilson of Butler, Wilson of Case and Woods-34.

So the bill passed and the title was agreed to.

Mr. Fillmore entered a motion to reconsider the vote whereby House File No. 396 was passed.

#### REPORTS OF COMMITTEES.

Mr. Homrighaus, from the Committee on Agricultural College, reported House File No. 571, recommending passage.

Passed on file.

Mr. Chapman, from the Committee on Representative Districts, reported House File No. 92, recommending indefinite postponement.

Also, substitute for House File No. 92, by Committee on Representative District, a bill for an act to apportion the State into representative districts and declaring the ratio of representation.

Substitute read a first and second time, ordered printed and made a special order for Thursday, March 29, at 2:30 P. M.

Mr. Field, from the Committee on College for Blind, reported House File No. 555, recommending amendment and passage.

Passed on file.

Mr. Dayton, from the Conference Committee on Senate File No. 290, submitted the following minority report:

ME. PRESIDENT and ME. SPEAKEE—As a member of your Conference Committee to consider House amendments to Senate File No. 290, in which amendments the Senate refused to concur, such amendment being fully described in the report of the majority of said committee now on file, the undersigned respectfully reports that upon consideration of the same he is unable to concur in the report and recommendation made by the majority of said committee for the following reasons:

That the Governor's biennial message, pages 6 and 7, states that after payment of outstanding warrants and accrued interests thereon and the ordinary expenditures of the State, there will remain with a levy of two and one-half mills in 1888 about the sum of \$582,000, to be appropriated by the General Assembly for special and extraordinary purposes. That the sum appropriated for such purposes by the Twenty first General Assembly was about \$600,000, which sum was proportionately smaller than the sum subject to appropriation by this General Assembly when compared with the amounts asked for.

That if the receipts and disbursements continue during the next biennial period as they are estimated in the report of the Auditor of State for the current period, there will be received upon a two mill levy in the years 1889 and 1890 the sum of \$2,742,583, and there will be paid out for ordinary expenditures the sum of \$2,742,583, and there will be ject to special and extraordinary appropriation by the Twenty third General Assembly \$568,303. That if the additional half mill be levied in the year 1889, the amount thereof will not be collected and paid in until the year 1890, and that if the extraordinary appropriations made by the Twenty second General Assembly are kept within the limit named in the biennial message, the only benefit to be derived from the levy of the extra half mill tax in 1889, will be to increase the sum subject to special appropriation by the Twenty-third General Assembly by about the sum of \$250,000.

That as the extra half mill, if levied in the year 1889, will not be paid into the State treasury until the year 1890. The levy and collection of such tax will not affect any accruing interest until after the date of the receipt of such tax in 1890 by the State Treasurer,

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and that by that time, if the extraordinary appropriations made by the Twenty second General Assembly are kept within the limit of \$582,000, all warrants outstanding should have been paid by taxes previously collected, and interest would have ceased to accrue.

In the absence of unforseen contingencies it would seem, by comparison with appropriations made by former General Assemblies, that the sum of \$568,000 should be sufficient to provide for extraordinary appropriations by the Twenty-third General Assembly, and it does not seem important for this Assembly to provide a greater sum for future expenditure.

That the State of Iowa has suffered, on account of a diminution of products upon a large area, by reason of drouth during the last two years and that I am opposed to unnecessary appropriations and to the placing of what I deem to be an unnecessary burden of taxation upon the people of the State. Wherefore, I submit this minority report and recomend that the House refuse to recede from the amendments therein, adopted.

JOHN F. DATTON, of the House Committee.

#### ENGROSSED BILLS.

House File No. 22, a bill for an act to prevent the issuance of capital stock of corporations without full payment thereof and to create a personal liability for the violation thereof.

The question being shall the bill be read a third time.

Carried.

The bill was read a third time.

The question being shall the bill pass?

The yeas were:

Messrs. Agnew, Ball, Beem, Berryhill, Blythe, Burgess, Byers, Chapman, Clarke, Craig, Crooks, Cummins, Curtis, Darnall, Dayton, Dobson, Doron, Draper, Daus, Eckles, Eilers, Evans, Field, Fillmore, Hamilton, Hart, Hobbs, Hospers, Hotchkiss, Hunter, Jolly, Jones, Kennan, Lewis, Luke, Mack, Mahoney, McFarland, Mitchell, Moore, Nelson, Oakman, Paschal, Piatt, Rice, Roach, Roe, Russell, Schleicher, Shipley, Steele, Slosson, Theophilus, Thompson, Thornburg, Tipton, Townsend, Walker, Wyckoff, Wyman and Mr. Speaker -60.

The nays were:

Messrs. Anderson of Hamilton and Larson-2.

Absent or not voting:

Messrs. Anderson of Warren, Brown, Buell, Calvin, Chantry, Custer, Davie, Dietz, Estes, Foley, Hall, Hauser, Head, Hipwell, Homrighaus, Horton, Kline, Limback, Lockin, Nicoll, Owen, Parkhurst, Riley, Robb, Roberts, Robeson, Roundy, Rowan, Smith, Teale, Thorniley, Wagner, Wilbur, Wilson of Butler, Wilson of Cass, Woods and Yergey-38.

So the bill passed and the title was agreed to.

House File No. 395, a bill for an act to repeal section 9, of chapter 116, of the laws of the Twenty-first General Assembly, and to enact a substitute in lieu thereof. The question being shall the bill be read a third time? Carried.

The bill was read a third time.

The question being shall the bill pass?

The yeas were:

Messrs. Agnew, Anderson of Hamilton, Ball, Berryhill, Blythe, Burgess, Byers, Chapman, Clarke, Craig, Crooks, Cummins, Curtis, Darnall, Davie, Dayton, Dobson, Doron, Draper, Duus, Eckles, Eilers, Evans, Field, Fillmore, Hamilton, Hart, Hobbs, Homrighaus, Hospers, Jones, Kennan, Larson, Lewis, Mack, Mahoney, McFarland, Moore, Nelson, Oakman, Owen, Paschal, Piatt, Rice, Roach, Roe, Schleicher, Shipley, Steele, Slosson, Smith, Teale, Theophilus, Thompson, Tipton, Townsend, Walker, Wyckoff, Wyman, Yergey and Mr. Speaker-61.

The nays were:

Messrs. Beem and Jolly-9.

Absent or not voting:

Messrs. Anderson of Warren, Brown, Buell, Calvin, Chantry, Custer, Dietz, Estes, Foley, Hall, Hauser, Head, Hipwell, Horton, Hotchkiss, Hunter, Kline, Limback, Lockin, Luke, Mitchell, Nicoll, Parkhurst, Riley, Robb, Roberts, Robeson, Roundy, Rowan, Russell, Thornburg, Thorniley, Wagner, Wilbur, Wilson of Butler, Wilson of Cass and Woods-37.

So the bill passed and the title was agreed to.

#### BILLS ON CALENDAR.

Mr. Thompson moved that the rules be suspended and that substitute for Senate File No. 279, a bill for an act to amend sections 2, 3 and 9, chapter 129 of acts Sixteenth General Assembly, making the Superintendent of Public Instruction a member of the board of directors of the State normal school, be taken up.

Carried.

The question being shall the bill be read a third time? Carried.

The question being shall the bill pass?

The yeas were:

Messrs. Agnew, Anderson of Hamilton, Ball, Beem, Berryhill, Blythe, Burgess, Byers, Chapman, Clarke, Craig, Crooks, Cummins, Curtis, Darnall, Davie, Dayton, Dobson, Doron, Draper, Duus, Eckles, Eilers, Evans, Field, Fillmore, Hamilton, Hart, Hobbs, Homrighaus, Horton, Hospers, Hotchkiss, Hunter, Jolly, Jones, Kennan, Larson, Lewis, Lockin, Luke, Mack, Mahoney, McFarland, Mitchell, Moore, Nelson, Oakman, Owen, Paschal, Piatt, Rice, Roach, Roe Russell, Schleicher, Shipley, Steele, Slosson, Smith, Teale, Theophilus, Thompson, Tipton, Townsend. Walker, Wyckoff, Wyman, Yergey and Mr. Speaker-70.

The nays were, none.

Absent or not voting:

Messrs. Anderson of Warren, Brown, Buell, Calvin, Chantry, Custer, Dietz, Dobson, Estes, Foley, Hall, Hauser, Head, Hipwell, Kline, Limback, Nicoll, Parkhurst, Riley, Robb Roberts, Robeson, Roundy, Rowan, Thornburg, Thorniley, Wagner, Wilbur, Wilson of Butler, Wilson of Cass and Woods-80.

So the bill passed and the title was agreed to.

### REMONSTRANCES.

Mr. Berryhill presented a protest from citizens of Crocker town-ship against the passage of a bill changing supervisor districts. Referred to the Committee on County and Township Organiza-

tion.

## LEAVE OF ABSENCE GRANTED.

Leave of absence was granted Mr. Nicoll until Monday. On motion of Mr. Lewis the House adjourned.

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## HALL OF THE HOUSE OF REPRESENTATIVES, Des MOINES, IOWA, Monday, March 28, 1888. }

House met in regular session at 10 A. M. The Speaker in the chair. Prayer by Rev. Joel A. Smith. Journal of yesterday read and approved.

#### LEAVE OF ABSENCE GRANTED.

Mr. Moore until Tuesday. Mr. Wagner until Tuesday.

#### PETITIONS AND REMONSTRANCES.

By Mr. Cummins, two petitions from citizens of Polk county, for passage of House File No. 327.

Passed on file.

By Mr. Chantry, from citizens of Hillsdale, Mills county, asking for the passage of a law to the effect that defense shall be good against the payment of a note obtained through fraud, etc.

Referred to Committee on Judiciary.

#### REPORTS OF COMMITTEES.

Mr. Kennan, from the Committee on Soldiers' and Orphans' Home, reported Senate File No. 320, recommending passage.

Passed on file.

Mr. Chantry, from the Committee on Military, reported House File No. 553, recommending indefinite postponement.

Also, resolution from 7th Iowa Cavalry.

Referred to Committee on Appropriations with instructions to report a bill making an appropriation for the purpose asked if in their judgment the finances of the State will permit.

So referred.

Mr. Dobson in the chair.

## INTRODUCTION OF BILLS.

By Mr. Redman, House File No. 609, a bill for an act to legalize the incorporation of the town of Deep River, Poweshick county, Iowa, the election of its officers and all acts done and ordinances passed by the council of said town.

The bill was read a first and second times.

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

Carried.

The bill was read a third time.

The question being shall the bill pass?

The yeas were:

Messrs. Agnew, Ball, Beem, Berryhill, Blythe, Burgess, Byers, Chantry, Chapman, Clarke, Craig, Crooks, Cummins, Curtis, Darnall, Davie, Dayton, Dobson, Doron, Draper, Eckles, Eilers, Evans, Field, Fillmore, Foley, Hall, Hamilton, Hart, Hobbs, Homrighaus, Hospers, Hotchkiss, Hunter, Jolly, Jones, Kennan, Larson, Lewis, Lockin, Luke, Mack, Mahoney, McFarland, Mitchell, Nelson, Oakman, Owen, Paschal, Piatt, Rice, Roach, Robb, Roe, Roundy, Russell, Schleicher, Shipley, Steele, Slosson, Smith, Teale, Theophilus, Thompson, Tipton, Townsend, Walker, Wyckoff, Wyman, Yergey and Mr. Speaker -71.

The nays were none.

Absent or not voting:

Messrs. Anderson of Hamilton, Anderson of Warren, Brown, Buell, Calvin, Custer, Dietz, Duus, Estes, Hauser, Head, Hipwell, Horton, Kline, Limback, Moore, Nicoll, Parkhurst, Riley, Roberts, Robeson, Rowan, Thornburg, Thorniley, Wagner, Wilbur, Wilson of Butler, Wilson of Cass and Woods—29.

So the bill passed and the title was agreed to.

The Speaker in the chair.

By Mr. Beem, House File No. 603, a bill for an act to amend section 1811 of the Code, relative to the consolidation of independent school districts.

The bill was read a first and second time.

Mr. Beem moved that the rules be suspended, the bill be considered engrossed and read a third time now.

Carried.

The bill was read a third time.

The question being shall the bill pass?

The yeas were:

Messrs. Agnew, Ball, Beem, Berryhill, Burgess, Byers, Chantry, Clarke, Craig, Crooks, Cummins, Curtis, Darnall, Davie, Dayton, Dobson, Doron, Draper, Eckles, Eilers, Evans, Field, Fillmore, Foley, Hall, Hamilton, Hart, Hobbs, Homrighaus, Horton, Hospers, Hotchkiss, Hunter, Jolly, Jones, Kennan, Larson, Lewis, Lockin, Luke, Mack, Mahoney, Mitchell, Nelson, Oakman, Owen, Pasobal, Piatt, Roach, Robb, Roe, Roundy, Russell, Schleicher, Shipley, Slosson, Teale, Theophilus, Thompson, Tipton, Townsend, Walker, Wyckoff, Wyman, Yergey and Mr. Speaker-66.

The nays were none.

Absent or not voting:

Messrs. Anderson of Hamilton, Anderson of Warren, Blythe, Brown, Buell, Calvin, Chapman, Custer, Dietz, Duus, Estes, Hauser, Head, Hipwell, Kline, Limback, McFarland, Moore, Nicoll, Parkhurst, Rice, Riley, Roberts, Robeson, Rowan, Steele, Smith, Thornburg, Thorniley, Wagner, Wilbur, Wilson of Butler, Wilson of Cass and Woods-84. So the bill passed and the title was agreed to.

By Mr. Curtis, House File No. 604, a bill for an act to amend chapter 1, title 15 of the Code, relating to marriages.

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

## BILLS ON CALENDAR.

Mr. Curtis moved that the rules be suspended and that House File No. 227, a bill for an act to amend section 614 of the Code, relating to elections be taken up.

Carried.

Amendment by Mr. Russell:

To add to section 1 the following: "This act shall not be construed as authorizing payment for the use of school houses or other public buildings where elections are usually held in the various counties".

Amendment by Mr. Homrighaus:

To strike out the word "shall" in line 2 and insert "may".

On motion of Mr. Cummins the bill was passed to be considered in in its place in the calendar.

Mr. Eilers moved that the rules be suspended, and that House File No. 419, a bill for an act entitled an act for the relief of Wilson Potts be taken up.

Carried.

Amendment by committee to strike out section 2.

Adopted.

Mr Eilers moved that the rules be suspended, and the bill be considered engrossed, and read a third time now.

Carried.

The bill was read a third time.

The question being shall the bill pass?

Mr. Shipley explained his vote.

The yeas were:

Messes Agnew, Burgess, Chantry, Clarke, Craig, Crooks, Cummins, Darnall, Dayton, Eckles, Eilers, Field, Fillmore, Foley, Hobbs, Homrighaus, Hospers, Hotchkiss, Larson, Lockin, Mahoney, Piatt, Rice, Robb, Roe, Russell, Smith, Theophilus, Tipton, Townsend, Walker and Wyman-31.]

The nays were:

Messrs. Ball, Beem, Byers, Davie, Dobson, Doron, Horton, Hunter, Jones, Kennan, Lewis, Luke, Mack, Oakman, Owen, Paschal, Roach, Roundy, Schleicher, Shipley, Teale, Wyckoff, Yergey and Mr. Speaker-24.

Absent or not voting:

Messrs. Anderson of Hamilton, Anderson of Warren, Berryhill, Blythe, Brown, Buell, Calvin, Chapman, Curtis, Custer, Dietz, Draper, Duus, Estes, Evans, Hall, Hamilton, Hart, Hauser, Head, Hipwell, Jolly, Kline, Limback, McFarland, Mitchell, Moore, Nelson, Nicoll, Parkhurst, Riley, Roberts, Robeson, Rowan, Steele, Slosson, Thompson, Thornburg, Thorniley, Wagner, Wilbur, Wilson of Butler, Wilson of Cass and Woods-44. So the bill not having received the constitutional majority was lost on passage.

Mr. Roach called up Mr. Fillmore's motion to reconsider the vote by which House File No. 396 was passed.

Motion carried.

Mr. Roach moved to reconsider the vote whereby the rules were suspended and the bill ordered to its third reading.

Carried.

Amendment to the bill by Mr. Roach to insert after the word "and" in line 4 the following, "on petition of the owners of twothirds of the grounds included in any square or block."

Substitute for the amendment by Mr. Cummins:

To add to the section, "provided that such fire districts shall be established only upon the written petition or consent of the owners of two-thirds of the property included in any such fire district."

Mr. Berryhill offered a substitute for the bill entitled, "a bill for an act to authorize cities of the first class to make regulations against damages or accidents by fire, to establish fire limits and to prohibit the erection of certain buildings within such limits, and to provide for the removal of buildings erected contrary to such regulations.

The substitute was read a first and second time.

Mr. Berryhill moved that the rules be suspended, the substitute be considered engrossed and read a time now.

Carried.

The substitute was read a third time.

The question being shall the bill pass?

The yeas were:

Messrs. Agnew, Ball, Beem, Berryhill, Blythe, Burgess, Byers, Chantry, Clarke, Craig, Crooks, Cummins, Curtis, Darnall, Davie, Dayton, Dobson, Doron, Draper, Eilers, Evans, Field, Fillmore, Foley, Hamilton, Hart, Homrighaus, Horton, Hospers, Hunter, Jolly, Kennan, Larson, Lewis, Lockin, Luke, Mack, Mahoney, McFarland, Mitchell, Nelson, Oskman, Owen, Paschal, Piatt, Reach, Robb, Roundy, Schleicher, Shipley, Steele, Smith, Teale, Theophilus, Thompson, Tipton, Townsend, Walker, Wyckoff, Wyman, Yergey and Mr. Speaker -62.

The nays were:

Mr. Hall-1.

Absent or not voting were:

Messrs. Anderson of Hamilton, Anderson of Warren, Brown, Buell, Calvin, Chapman, Custer, Dietz, Duus, Eckles, Estes, Hauser, Head, Hipwell, Hobbs, Hotchkiss, Jones, Kline, Limback, Mcore, Nicoll, Parkhurst, Rice, Riley, Roberts, Robeson, Roe, Rowan, Russell, Slosson, Thornburg, Thorniley, Wagner, Wilbur, Wilson of Butler, Wilson of Cass and Woods-37.

So the bill passed and the title was agreed to.

House File No. 337, a bill for an act to regulate the appropriation of moneys in cities of the first class and cities organized under special charters.

Amendments by committee:

To section 2 to insert in line 4 after the word "published," the words "two weeks." Adopted.

Also, to strike out in same line the words, "second Monday in November," and insert in lieu thereof the words, "beginning of each fiscal year."

Adopted.

Also, to strike out of line 6 the words, "on the first Monday of November," and insert in lieu thereof the words, "thirty days before the beginning;" also, to insert after the word "each" in the same line, the word "fiscal."

Adopted.

Also, to insert in line 7, after the word "next" the word "fiscal." Adopted.

Also, to strike out all of the section after the word "year" in line 7.

Adopted.

Amendment by Mr. Cummins, to strike out of section 1 the words "and cities organized under special charters" in line 1; also to strike out the same words in the title.

Adopted.

Mr. Cummins moved that the rules be suspended, the bill considered engrossed and read a third time now.

Carried.

The bill was read a third time.

The question being shall the bill pass?

The yeas were:

Messrs. Agnew, Beem, Berryhill, Blythe, Burgess Byers, Chantry, Clarke, Craig, Cummins, Curtis, Darnall, Davie, Dayton, Draper, Eckles, Eilers, Evans, Field, Fillmore, Foley, Hall, Hamilton, Hart, Homrighaus, Horton, Hospers, Jolly, Jones, Kennan, Larson, Lewis, Luke, Mack, Mahoney, McFarland, Mitchell, Nelson, Oakman, Owen, Paschal, Piatt, Rice, Roach, Robb, Roundy, Schleicher, Shipley, Steele, Slosson, Smith, Teale, Theophilus, Thompson, Tipton, Townsend, Walker, Wyokoff, Wyman, Yergey and Mr. Speaker-61.

The nays were, none.

Absent or not voting:

Messrs. Anderson of Hamilton, Anderson of Warren, Ball, Brown, Buell, Calvin, Chapman, Crooks, Custer, Dietz, Dobson, Doron, Duus, Estes, Hauser, Head, Hipwell, Hobbs, Hotchkiss, Hunter, Kline, Limback, Lockin, Moore, Nicoll, Parkhurst, Riley, Roberts, Robeson, Roe, Rowan, Russell, Thornburg, Thorniley, Wagner, Wilbur, Wilson of Butler, Wilson of Cass and Woods-39.

So the bill passed and the title was agreed to.

House File No. 388, a bill for an act to amend section 1 of chapter 51, acts of the Fifteenth General Assembly.

Mr. Cammins moved that the rules be suspended, the bill be considered engrossed and read a third time now.

Carried.

The bill was read a third time.

The question being shall the bill pass?

The yeas were:

Messre. Agnew, Ball, Beem, Berryhill, Blythe, Burgess, Byers, Chantry, Clarke, Craig, Crooks, Cummins, Curtis, Darnall, Davie,

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Dayton, Dobson, Doron, Draper, Eckles, Eilers, Evans, Field, Fillmore, Foley, Hall, Hamilton, Hart, Homrighaus, Horton, Hospers, Hotchkiss, Hunter, Jolly, Jones, Kennan, Larson, Lewis, Lockin, Luke, Mack, Mitchell, Nelson, Oakman, Owen, Paschal, Piatt, Rice, Roach, Robb, Roundy, Russell, Schleicher, Shipley, Steele, Slosson, Smith, Teale, Theophilus, Thompson, Tipton, Townsend, Walker, Wyckoff, Wyman, Yergey and Mr. Speaker-67.

The nays were none.

Absent or not voting:

Messrs. Anderson of Hamilton, Anderson of Warren, Brown, Buell, Calvin, Chapman, Caster, Dietz, Duus, Estes, Hauser, Head, Hipwell, Hobbs, Kline, Limback, Mahoney, McFarland, Moore, Nicoll, Parkhurst, Riley, Roberts, Robeson, Roe, Rowan, Thornburg, Thorniley, Wagner, Wilbur, Wilson of Butler, Wilson of Cass and Woods-33.

So the bill passed and the title was agreed to.

House File No. 340, a bill for an act to amend section 4240 of the Code relating to preliminary examinations.

Amendment by committee:

To strike out all following the word "motion" in third line of printed bill.

Adopted.

Mr. Beem moved that the rules be suspended, the bill considered engrossed and read a third time now.

Carried.

The bill was read a third time.

The question being shall the bill pass?

The yeas were:

Messrs. Agnew, Ball, Beem, Berryhill, Blythe, Burgees, Chantry, Chapman, Clarke, Craig, Crooks, Cummins, Curtis, Davie, Dayton, Doron, Draper, Eckles, Eilers, Evans, Field, Fillmore, Foley, Hall, Hamilton, Hart, Homrighaus, Horton, Hospers, Hotchkiss, Hunter, Jolly, Jones, Kennan, Larson, Mack, Mahoney, Mitchell, Oakman, Piatt, Rice, Roach, Schleicher, Shipley, Teale, Theophilus, Thompson, Tipton, Townsend, Walker and Wyman-50.

The nays were:

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Messrs. Ball, Byers, Darnall, Dobson, Lewis, Luke, Nelson, Owen, Paschal, Robb, Roe, Roundy, Russell, Steele, Smith, Wyckoff, Yergey and Mr. Speaker-18.

Absent or not voting:

Messrs. Anderson of Hamilton, Anderson of Warren, Brown, Buell, Calvin, Custer, Dietz, Duus, Estes, Hauser, Head, Hipwell, Hobbs, Kline, Limback, Lockin, McFarland, Moore, Nicoll, Parkhurst, Riley, Roberts, Robeson, Rowan, Slosson, Thornburg, Thorniley, Wagner, Wilbur, Wilson of Butler, Wilson of Cass and Woods-32.

So the bill not having received a constitutional majority failed to pass the House.

House File No. 227, a bill for an act to amend section 614 of the Code relating to elections.

On motion of Mr. Teale the House adjourned.

# AFTERNOON SESSION.

The House re-convened at 2 P. M. Speaker in the chair.

#### LEAVE OF ABSENCE GRANTED.

Mr. Townsend indefinitely.

BUSINESS PENDING.

Consideration of House File No. 227, continued.

Amendment by Mr. Russell, adopted.

Amendment by Mr. Homrighaus, adopted.

Amendment by Mr. Field to strike out "supervisors" in line 2, and insert "township trustees."

Lost.

Amendment by Mr. Homrighaus to insert after the first word "and" in line 3, the words "shall provide."

Adopted.

The question being, shall the bill be ordered engrossed.

Messre. Curtis and Jolly demanded the yeas and nays.

Mr. Thompson explained his vote.

The yeas were:

Messrs. Agnew, Beem, Blythe, Byers, Craig, Crooks, Cummins, Curtis, Darnall, Dobson, Doron, Draper, Eckles, Eilers, Evans, Field, Homrighaus, Kennan, Luke, Mahoney, McFarland, Oakman, Piatt, Rice, Roach, Russell, Theophilus, Wilbur and Wilson of Butler-29.

The nays were:

Messrs. Ball, Burgess, Davie, Dayton, Daus, Foley, Hall, Hamilton, Hart, Hobbs, Horton, Hospers, Hotchkiss, Hunter, Jolly, Jones, Larson, Lewis, Lockin, Nelson, Nicoll, Owen, Paschal, Robb, Roe, Roundy, Rowan, Schleicher, Shipley, Steele, Smith, Teale, Thompson, Thornburg, Wyckoff, Wyman, Yergey and Mr. Speaker-39.

Absent or not voting:

Messrs. Anderson of Hamilton, Anderson of Warren, Berryhill, Brown, Buell, Calvin, Chantry, Chapman, Clarke, Custer, Deitz, Estes, Fillmore, Hauser, Head, Hipwell, Kline, Limback, Mack, Mitchell, Moore, Parkhurst, Riley, Roberts, Robeson, Slosson, Thorniley, Tipton, Townsend, Wagner, Walker, Wilson of Cass and Woods-32. So the bill was lost on engrossment.

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## BILLS ON CALENDAR.

House File No. 325, indefinitely postponed on motion of Mr. Rowan.

House File No. 370, indefinitely postponed.

House File 156, a bill for an act to require security for costs in oriminal actions, triable by justices of the peace.

Amendment by Mr. Craig, to strike out all of section after the word "to" in line 2, and insert the following: "Pay the costs in case the prosecution fail; if in the judgment of the court there was not sufficient cause for the filing of the information."

Lost.

The question being upon the adoption of the report of the committee, indefinitely postponing the bill.

Messrs. Dayton and Hotchkies demanded the yeas and nays. The yeas were:

Messrs. Beem, Berryhill, Blythe, Byers, Chantry, Davie, Dobson, Doron, Duus, Eckles, Evans, Field, Fillmore, Hall, Hobbs, Jones, Lewis, Lockin, Luke, Mahoney, McFarland, Nelson, Nicoll, Oakman, Roach, Tipton, Walker, Wilbur, Wilson of Butler and Mr. Speaker -30.

The nays were:

Messrs. Ball, Burgess, Chapman, Craig, Crooks, Cummins, Darnall, Dayton, Eilers, Foley, Hamilton, Homrighaus, Hospers, Hotchkiss, Hunter, Jolly, Kennan, Larson, Mack, Mitchell, Owen, Paschal, Piatt, Rice, Robb, Roe, Roundy, Rowan, Russell, Schleicher, Shipley, Steele, Slosson, Smith, Teale, Theophilus, Thompson, Thornburg, Wyckoff, Wyman and Yergey-41.

Absent or not voting:

Messrs. Agnew, Anderson of Hamilton, Anderson of Warren, Brown, Buell, Calvin, Clarke, Curtis, Custer, Dietz, Draper, Estes, Hart, Hauser, Head, Hipwell, Horton, Kline, Limback, Moore, Parkhurst, Riley, Roberts Robeson, Thorniley, Townsend, Wagner, Wilson of Cass and Woods-29.

So the report of the committee was not adopted.

Amendment by Mr. Smith. to insert after the word "cognizant" in line 13, "nor to any prosecutions brought to enforce the prohibitory liquor laws."

Lost.

The question being shall the bill be ordered engrossed?

Messrs. Wyckoff and Nicoll demanded the yeas and nays.

Mr. Beem explained his vote.

Mr. Speaker explained his vote as follows:

I believe all men whether rich or poor should have equal rights and privileges before the courts; I therefore vote no.

The yeas were:

Messrs. Burgess, Clarke, Craig, Crooks, Cummins, Darnall, Dayton, Draper, Eilers, Foley, Hamilton, Hart, Homrighaus, Horton, Hospers, Hotchkiss, Hunter, Jolly, Larson, Mack, Mitchell, Owen, Piatt, Rice, Roe, Roundy, Rowan, Russell, Schleicher, Steele, Slosson, Teale, Theophilus, Thornburg, Wyckoff and Wyman-36. The nays were:

Messrs. Agnew, Anderson of Warren, Ball, Beem, Berrybill, Blythe, Byers, Chantry, Chapman, Curtis, Davie, Dobson, Doron, Duns, Eckles, Evans, Fillmore, Hall, Hobbs, Jones, Kennan, Lewis, Lockin, Luke, Mahoney, McFarland, Nelson, Nicoll, Oakman, Paschal, Roach, Robb, Robeson, Shipley, Smith, Thompson, Tipton, Walker, Wilbur, Wilson of Butler, Yergey and Mr. Speaker-42.

Absent or not voting:

Messrs. Anderson of Hamilton, Brown, Buell, Calvin, Custer, Deitz, Estes, Field, Hauser, Head, Hipwell, Kline, Limback, Moore, Parkhurst, Riley, Roberts, Thorniley, Townsend, Wagner, Wilson of Cass and Woods-22.

So the bill was lost on engrossment.

## REPORTS OF COMMITTEES.

Mr.Roach, from the Committee on Judiciary, reported House File No. 591, recommending amendment and passage.

Also, House File No. 583, recommending passage.

Also, House File No. 574, recommending passage.

Also, House File No. 586, recommending indefinite postponement. Passed on file.

Mr. McFarland, from the Committee on Retrenchment and Reform, reported House File No. 532, recommending indefinite postponement. Also, House File No. 576, recommending passage. Passed on file.

## INTRODUCTION OF BILLS.

By Mr. Hospers, House File No. 605, a bill for an act to release certain penalties for failures to make and file reports of sales of intoxicating liquors by holders of permits, within the time required by law, and to dismiss suits.

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

By Mr. Wilson of Butler, House File No. 606, a bill for an act to appropriate money to repay citizens for money advanced to make the exhibit of Iowa at the World's Exposition at New Orleans, Louisiana, in the years 1884 and 1885.

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

## REPORT OF ENBOLLING COMMITTEE.

Mr. Hunter, from the Committee on Enrolled Bills, submitted the following report:

ME. SPEAKEE—Your Committee on Enrolled Bills respectfully report that they have examined and find correctly enrolled House File No. 484, an act to legalize the incorporation of the town of Primghar.

Also, House File No. 444, an act to legalize the incorporation and ordinances of the town of Northwood, Worth county, Iowa. Also, House File No. 159, an act to legalize the ordinances of the incorporated town of Peterson, in Clay county, Iows.

Also, Substitute for House File No. 549, an act to relinquish all right and title of the State of Iowa to the United States in the socalled river lands except the lands the title to which was certified by the United States to the State of Iowa by joint resolution of Congress of March 2, 1861.

HUNTER, Chairman.

The Speaker signed the bills in the presence of the House.

## SPECIAL ORDER.

House File No. 542, a bill for an act authorizing school district townships and independent school districts to purchase text-books, and allowing electors of said district to decide the question of free textbooks.

Mr. Ball in the chair.

The Speaker in the Chair.

Amendment by Mr. Craig to section 2, to strike out "one third" in line 2, and insert "one fourth" in lieu thereof.

Lost.

Further amendment by Mr. Craig to section 3, to strike out the word "and" in line 3, and insert the word "or" before the word "superintendent."

Adopted.

Amendment by Mr. McFarland to section 2, to insert after the word "district" in line 2, the following: "containing no more than one hundred votes, and in districts containing more than one hundred votes, seventy-five electors."

Lost.

Amendment by Mr. Wilbur to section 2, to strike out the words "tax paying electors" in line 2 and insert in lieu thereof, "electors who are free-holders."

Adopted.

Amendment by Mr. Thompson to section 1, to strike out of line 2 the words "are hereby authorized to" and insert the word "shall."

Lost.

Amendment by Mr. Anderson of Warren to section 1, to strike out the word "authorized" in line 2, and insert the word "required."

Adopted.

Amendment by Mr. Thompson to section 5, to strike out the word "procure" in line 2, and insert in lieu thereof "take into consideration."

Adopted.

Amendment by Mr. Cummins to section 1, to strike out of line 9 the words "and sale."

Adopted.

Amendment by Mr. Cummins to section 1, to strike out of line 8 the words "required by law to be."

Adopted.

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Amendment by Mr. Hobbs to section 6, to strike out all of section after the word "adoption" in line 5.

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## Lost.

Mr. Burgess asked leave to have an amendment to substitute for House File No. 92 printed.

So ordered.

### BEPORT OF ENROLLING COMMITTER.

Mr. Hunter, from the Committee on Enrolled Bills, submitted the following report:

MR. SPEAKEE-Your Committee on Enrolled Bills respectfully repor that they have examined and find correctly enrolled:

Senate File No. 395, an act legalizing the acts of the council of the city of Red Qak Junction, in the county of Montgomery, State of Iowa, and legalize the ordinances passed and adopted for the government of said city.

Senate File No. 299, an act to legalize the incorporation of the town of Panama, Shelby county, Iows, the election of its officers, and all acts done and ordinances passed by the council of said town.

HUNTER, Chairman.

The Speaker signed the bills in the presence of the House. Also:

ME. SPEAKEE-Your Committee on Eurolled Bills respectfully report that they have this day presented to the Governor for his approval the following bills:

House File No. 159, an act to legalize the ordinances of the incorporated town of Peterson, Clay county, Iowa.

House File No. 444, an act to legalize the incorporation and ordinances of the town of Northwood, Worth county, Iowa.

House File No. 484, an act to legalize the incorporation of the town of Primghar.

Substitute for House File No. 549, an act to relinquish all right and title of the State of Iowa to the United States in the so called river lands, except the lands the title to which was certified by the United States to the State of Iowa by the joint resolution of Congress, March 2, 1861.

HUNTER, Chairman.

On motion of Mr. Teale the House adjourned.

# HALL OF THE HOUSE OF REPRESENTATIVES, DES MOINES, IOWA, March 27, 1888.

House met in regular session at 10 A. M. The Speaker in the chair. Prayer by Rev. Daniel McPherson. The journal of yestenday read and approved.

#### PETITION.

By Mr. Craig, from local Assembly 5396 of Keokuk, Iowa, in favor of House Files Nos. 24, 26, 37, 113, 135, and 286, and Senate Files Nos. 1, 32, and 33.

Referred to Committee on Labor.

## LEAVE OF ABSENCE GRANTED.

Mr. Thorniley indefinitely. Mr. Brown until Thursday.

## REPORT OF ENGROSSING COMMITTER.

Mr. Hall, from the Committee on Engrossed Bills, submitted the following report:

ME. SPEAKEE-Your Committee on Engrossed Bills respectfully report that they have examined and find correctly engrossed:

House File No. 501, a bill for an act to provide for and regulate the sale of intoxicating liquors for necessary purposes and to make more efficient laws for the suppression of intemperance, etc.

Also, House File No. 30, a bill for an act to amend chapter 154, laws of the Eighteenth General Assembly, regulating the good time of prisoners in our penitentiaries.

House File No. 249, a bill for an act to amend section 796, title 6, chapter 1 of the Code in relation to levy of bridge taxes.

Also, House File No. 394, a bill for an act to provide for the reassessment of special taxes and assessments.

J. C. HALL, for Chairman.

#### REPORTS OF COMMITTEES.

Mr. Luke, from the Committee on Railroads, reported House File No. 373 recommending concurrence in part of Senate amendments. Passed on file.

Mr. Tipton, from the Committee on Agriculture, reported Senate File No. 364, recommending passage.

Passed on file.

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## RESOLUTION LAID OVER.

By Mr. Lockin:

*Resolved*, That hereafter no member shall speak more than ten minutes on the main question, nor longer than five minutes on any amendment, provided, that the author of a bill or resolution shall be allowed five minutes to close the debate thereon.

Amendment by Mr. Rowan:

To add "except on special orders."

Lost.

Resolution adopted.

Mr. Robb entered a motion to reconsider the vote by which House File No. 156 failed to be engrossed.

## SENATE MESSAGES CONSIDERED.

Senate File No. 7, Senate having refused to concur in House amendment adding proviso to section 1.

Mr. Hall moved that the House insist on its amendment. Carried.

Mr. Hall moved that a conference be asked and that House appoint a conference committee of three.

Carried.

The Speaker appointed Messrs. Hall, Lockin and Theophilus.

## SPECIAL ORDER.

House File No. 542.

Mr. Luke moved that the special order be continued and that the rules be suspended and that the House now take up House File No. 373 with the Senate amendments thereto.

Carried unanimously.

On motion of Mr. Wilbur, the consideration of House File No. 373 was postponed until 2 P. M. to day.

Consideration of House File No. 542 resumed.

Amendment by Mr. Jolly to section 3, to strike out the words "and supplies" in line 4; also the same words in line 8.

Lost.

Amendment by Mr. Mitchell to section 1, to insert after the word "districts" in line 6 the following, "and the pupils of private schools located therein."

Lost.

Amendment by Mr. Curtis to section 1, to strike out the word "sell" in line 5, and insert in lieu thereof "provide for the sale of." Adopted.

Amendment by Mr. Nicoll to section 4, to strike out the word "may" in line 3, and insert in lieu thereof the word "shall."

Adopted.

Amendment by Mr. Cummins to section 1, to strike out of line 2 the words "contract for the" and the word "of" between the words "purchase" and "such."

Adopted

Adopted.

Amendment by Mr. Berryhill to section 6, to strike out of line 4 the word "five" and insert in lieu thereof the word "six", and to strike out of line 5, the words "date of its adoption," and to insert in lieu thereof the following, "July 1, 1888."

Division of question demanded.

First part of amendment lost.

Second part of amendment lost.

### MESSAGE FROM THE SENATE.

The following message was received from the Senate:

ME. SPEAKEE—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. 268, a bill for an act to repeal chapter 188, laws of the Twentieth (20th) General Assembly and to enact a substitute therefor, relating to drainage.

Senate File No. 273, a bill for an act to amend section 1381 of the Code and relating to the use of unappropriated bridge fund.

Also, that the Senate has passed the following House bills:

House File No. 460, a bill for an act to legalize deed of Polk county, Iowa, to Judson K. Taylor, for se 1 of ne 1 section 24, township 78, range 23 west 5th P. M.

House File No. 478, a bill for an act to legalize the incorporation of the town of Holstein.

House File No. 535, a bill for an act to legalize the organization of the independent school district of Greenwood, in Chickasaw county, Iowa.

House File No. 468, a bill for an act to legalize the ordinances and resolutions of the town of Panora, Guthrie county, Iowa.

House File No. 496, a bill for an act to legalize certain ordinances of the incorporated town of Griswold, Cass county, Iowa, and to legalize acts thereunder.

House File No. 197, a bill for an act to amend section 1179 of the Code as amended by chapter 169 of the laws of the Twenty-first General Assembly (relating to life insurance companies).

Substitute for House File No. 28, a bill for an act to legalize the assessment and levy of taxes for the years 1886 and 1887, made or collected under subdivision 2, section 796 of the Code as amended.

Also, that the Senate has passed the following bills, with amendments:

House File No. 133, a bill for an act to legalize certain ordinances and acts of the council of the town of Rock Rapids, Iowa.

Substitute for House File No. 582, a bill for an act to prevent fraud in the sale of flour and other mill products.

House File No. 603, a bill for an act to amend section 1811 of the Code, relative to the consolidation of independent school districts.

Also, that the Senate has considered an instrument in writing purporting to be House File No. 14, a bill for an act to amend section 1 of chapter 73 of the acts of the Twenty first (21st) General Assembly of Iowa, relating to swine, and that it has been put in due form by adding essential words to the enacting clause, and in such perfected form it was amended and passed.

Also, that the Senate has adopted the report of the Conference Committee to whom was referred Senate File No. 257, a bill for an act to amend chapter 83, acts of the Twenty first General Assembly, relating to the sale of poisons.

E. D. CHASSELL, Second Ass't Secretary.

On motion of Mr. Jolly the House adjourned.

# AFTERNOON SESSION.

The House reconvened at 2 P. M. Speaker in the chair.

## LEAVE OF ABSENCE GRANTED.

Mr. Moore until Wednesday.

Mr. Draper indefinitely.

Mr. Hall entered a motion to reconsider the vote whereby House File No. 227 was lost on engrossment.

Mr. Robb offered a substitute for House File No. 521, which was ordered printed.

#### RESOLUTION.

By Mr. Chapman:

Resolved, That the Clerk is hereby directed to return to the Senate that part of Senate message relating to amendment to House File No. 14, to have stricken therefrom the superfluous words inserted by the Second Assistant Secretary, and have the amendment simply messaged to the House.

Adopted.

## SPECIAL ORDER.

House File No. 373, a bill for an act to regulate railroad corporations and other common carriers in this State, and to increase the powers and further define the duties of the Board of Railroad Commissioners, in relation to the same, and to prevent and punish extortion and unjust discrimination in rates charged for the transportation of passengers and freights on railroads in this State, and to prescribe a mode of procedure and rules of evidence in relation thereto, and to repeal section 11 of chapter 77 of the acts of the Seventeenth General Assembly in relation to the Board of Railroad Commissioners and all laws in force in direct conflict with the provisions of this act, with the Senate amendments thereto was called up as special order.

Mr. Thompson moved to continue the consideration of House File No. 373 until 10:80 A. M. to-morrow.

Lost.

The question being upon agreeing to the following Senate amendments as recommended by the Railroad Committee. To section 1, to change the word "individual" in line 14 to "individuals."

To section 3, to change the word "carriers" in line 7, to "carrier." Also, to strike out the word "from" in line 10, and insert in lieu thereof the word "for."

Also, to change the word "freights" in line ten, to "freight."

To section 4, to strike out of line 6 the words "every common carrier" and insert "all common carriers."

Also, to insert in line 8, after the words "forwarding and" the words "switching cars and the receiving, forwarding and."

Also to insert in line 10 before the word "rates" the word "accommodations."

Also, to strike out all after the words "lines and places" in line 10 and up to and including the words "but one" in line 12 and insert before the word "carrier" in line 12 the words "and any common."

Also, to add to the section the following: "Provided, however, that nothing herein shall be construed to prevent any common carrier from giving preference as to time of shipment of live stock, uncured meats or other perishable property."

To section 5, to insert between the words "of" and "like" in line 3 the word "a."

To section 7. To strike out of line 8 the word "effect" and insert the word "affect."

To section 9. To add thereto "Provided, that in all cases demand in writing on said common carrier shall be made for the money damages sustained before suit is brought for recovery under this section, and that no suit shall be brought until the expiration of fifteen days after such demand."

To section 10. To strike out of line 5 the word "district."

Also, to insert after the word "testifying" in line 12, the words "or producing said books and papers."

To section 12. To strike out the word "it" in line 6 and insert in lien thereof, the words "said board."

Also, to strike out of line 12, the words "of the district courts" and insert in lieu thereof, the word "court."

Also, to strike out in lines 13 and 14, the words "may and it is hereby made their duty" and insert in lieu thereof, the word "shall."

To section 13. To strike out of line 4, the word "to" and insert the word "of" after the word "contravention."

Also, to strike of line 7, the word "carriers" and insert "carrier." Also, to strike out of line 15, the word "it" and insert in lieu thereof, the words "said commissioners."

Also, to strike out of line 15, the words "may and" before the word "whenever"; also the word "any" at end of line 15; also, the words "engaged in" in line 16; also, the words "it shall be their duty to" in line 17 and insert in lieu thereof, the word "shall"; also, in same line, strike out the word "any" and insert in lieu thereof, the word "an"; also, strike out the words "on their own motion and" ip lines 17 and 18.

To section 14. To insert in first line, after the word "commissioners" the words "after notice as provided by section 13 of this act." To section 16. To insert after the word "district" in line 5, the words "or superior."

Also, to strike out of line 19, the word "in" and insert in lieu thereof, the word "on."

To section 18, to strike out the words "to that end," in line 8, and insert in lieu thereof "if such complaint appears to be well founded and not trivial in character;" and, in line 9, to strike out the word "complaint," and insert the word "same" in lieu thereof.

To section 24, to add to the section the following: "Provided, the same are issued alike to all applying therefor."

To section 25 to strike out in line 12 the word "of" and insert in lieu thereof the word "or."

To section 28 to strike out in line 1 the words "are informed and." Also, in line 4 to strike out the word "section" and figures "25" and insert the word "sections" and the figures and word "26 and 27."

To section 29 insert in line 8 after the word "families" the words

"dependent upon said officer or employee for support."

The yeas were:

Messrs. Agnew, Anderson of Hamilton, Anderson of Warren, Ball, Beem, Berryhill, Blythe, Burgess, Byers, Chantry, Chapman, Craig, Crooks, Cummins, Curtis, Custer, Darnall, Davie, Dayton, Dietz, Dobson, Doron, Duus, Eckles, Eilers, Evans, Field, Fillmore, Foley, Hall, Hamilton, Hart, Hauser, Head, Hipwell, Hobbs, Homrighaus, Horton, Hospers, Hotchkiss, Hunter, Jolly, Jones, Kennan, Kline, Larson, Lewis, Limback, Lockin, Luke, Mack, Mahoney, McFarland, Mitchell, Nelson, Nicoll, Oakman, Owen, Parkhurst, Paschal, Piatt, Rice, Riley, Roach, Robb, Robeson, Roe, Roundy, Rowan, Russell, Schleicher, Shipley, Steele, Slosson, Smith, Teale, Theophilus, Thompson, Thornburg, Tipton, Townsend, Wagner, Walker, Wilbur, Wilson of Butler, Woods, Wyckoff, Wyman, Yergey and Mr. Speaker -89.

The nays were none.

Absent or not voting:

Messrs. Brown, Buell, Calvin, Clarke, Draper, Estes, Moore, Roberts, Thorniley and Wilson of Cass-11.

So the said amendments were agreed to.

Further amendments by the Senate to section 3, to strike out the word "unjust" in line 7.

Disagreed to.

To section 4, to strike out of line 9 the words "those connecting therewith" and insert in lieu thereof the words "to and from other lines connected therewith."

Disagreed to.

Also, to add after the word "lines" in line 10, the words "and places."

Disagreed to.

To section 5, to add before the amendment and after the word "direction" in line 4 the words "the shorter being included in the longer distance."

Disagreed to.

Also, to strike out all of section after the word "direction" in line 4 and insert the following: "but this act shall not be construed as 1868.]

conferring authority on any common carrier to receive as great compensation for the shorter as the longer distance."

Disagreed to.

To section 7. To strike out in line 3 the words "any such common carrier;" also, strike out the word "has" and insert the words "have been," and after the word "established," in same line, insert the words "either by the railroad commissioners or by said common carrier."

Disagreed to.

Also, to strike out all of lines 11 and 12 and up to and including the word "inspected" in the 13th line, and insert "and a copy for the use of the public shall be kept in any freight office and passenger station on each railroad where it can be conveniently inspected, and such common carrier shall keep a printed notice posted in every such freight office and passenger station indicating where therein such schedules can be found."

Disagreed to.

Also, to strike out of line 38 the word "establishing" and insert the words "have established."

Disagreed to.

Also, to strike out all after the word "contempt" in line 59, and up to and including the words "application for" in line 65, and insert in lieu thereof "and shall make said corporation liable to a penalty of (\$500) five hundred dollars for each day's failure to comply."

Disagreed to.

Also, to insert in line 65, before the word "any," the words "and when," and insert after the word "mandamus" the words "shall be so applied for," and strike out in the 66th line the words "or injunction."

Disagreed to.

To section 16, to insert in line 20, the word "lawful" between the words "the" and "order."

Disagreed to.

Also, to strike out of line 84 the word "thousand" and the figures "\$5,000," and insert the word "hundred" and the figures "\$500."

·Disagreed to.

To section 17, to strike out of line 10 the word "unjust."

Disagreed to.

Also, to strike out the word "publication," in line 18, and insert in lieu thereof the word "notice." Also, in same line, strike out the word "made" and insert in lieu thereof the word "published."

Disagreed to.

Also, to insert in line 20, after the word "State," the words "which notice shall state the date of taking effect of said schedules." Also, in same line, after word "be" and before the word "conspicuously," insert the words "published by." Also, in same line, strike out word "posted" and insert the word "posting."

Disagreed to.

Also, to strike out of line 22 all after the word "made," up to and including the word "aforesaid." Also, in line 23, strike out the word "such."

Disagreed to.

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Also, to insert in line 27, between the words "that" and "the" the words "notice of making."

Disagreed to.

Also, to add to the end of section the following: *Provided*, That before finally fixing and deciding what the original maximum freights and classification shall be, it shall be the duty of the Railroad Commissioners to publish ten days' notice in two daily papers published in Des Moines, setting forth in such notice that at a certain time and place they will proceed to fix and determine such maximum freights and classification; and they shall, at such time and place and as soon as practicable, afford to any person, firm, corporation or common carrier who may desire it, an opportunity to make an explanation or showing and to furnish information to said Commissioners on the subject of determining and fixing such maximum rates and classification; and in any event the original schedule of rates and classification of freights on all lines of railroads in Iowa shall be fixed within ninety days from the taking effect of this act.

Disagreed to.

To section 20, to strike out the words "or of the United States," in line 17.

Disagreed to.

To section 23, to strike out in line 9 the word "unjust."

The question being upon agreeing to this amendment.

Messre. Smith and Darnall demanded the yeas and nays.

Mr. Roach explained his vote.

The yeas were:

Messrs. Anderson of Hamilton, Berryhill, Blythe, Craig, Foley, Hipwell, Hunter, McFarland, Parkhurst, Roach, Robb, Roe, Rowan, Steele, Slosson, Smith, Teale, Theophilus, Townsend, Wilson of Butler, Wyman and Mr. Speaker—22.

The nays were:

Messrs. Agnew, Anderson of Warren, Ball, Beem, Burgess, Byers, Chantry, Chapman, Crooks, Cummins, Curtis, Darnall, Davie, Dayton, Dietz, Dobson, Doron, Duus, Eckles, Eilers, Evans, Field, Fillmore, Hall, Hamilton, Hart, Hauser, Head, Hobbs, Homrighaus, Horton, Hospers, Hotchkiss, Jolly, Jones, Kennan, Kline, Larson, Lewis, Limback, Lockin, Luke, Mack, Mahoney, Mitchell, Nelson, Nicoll, Oakman, Owen, Paschal, Piatt, Riley, Robeson, Roundy, Russell, Schleicher, Shipley, Thompson, Thornburg, Tipton, Wagner, Walker, Wilbur, Wyckoff and Yergey-65.

Absent or not voting:

Messrs. Brown, Buell, Calvin, Clarke, Custer, Draper, Estes, Moore, Rice, Roberts, Thorniley, Wilson of Cass and Woods-13.

So the amendment was disagreed to.

Amendment to section 24, to strike out in line 3 the words "the same or" after the word "State."

Disagreed to.

Also, to strike out in line 24, after the word "distance," the words "the same or".

Disagreed to.

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Also to strike out in line 35 the words "the unjust." Disagreed to.

Also to strike out in line 38 the words "the same or." Disagreed to.

Also, to strike out in line 39 the words "rates of toll or," and insert after the word "compensation" the words "in the aggregate."

Disagreed to.

Also, to strike out in line 43 the word "unjust."

The question being upon agreeing to this amendment,

Messrs. Smith and Roach demanded the yeas and nays.

The yeas were:

Messrs. Anderson of Hamilton, Ball, Berryhill, Blythe, Byers, Craig, Foley, Hipwell, Hobbs, Hunter, Lewis, McFarland, Parkhurst, Rice, Roach, Robb, Roe, Rowan, Slosson, Smith, Theophilus, Townsend, Wilson of Butler and Mr. Speaker—24.

The nays were:

Messrs. Agnew, Anderson of Warren, Beem, Burgess, Chantry, Chapman, Crooks, Cummins, Curtis, Darnall, Davie, Dayton, Dietz, Dobson, Doron, Duus, Eckles, Eilers, Evans, Field, Fillmore, Hall, Hamilton, Hart, Hauser, Head, Homrighaus, Horton, Hospers, Hotohkiss, Jolly, Jones, Kennan, Kline, Larson, Limback, Lockin, Luke, Mack, Mahoney, Nelson, Nicoll, Oakman, Owen, Paschal, Piatt, Riley, Roundy, Russell, Schleicher, Shipley, Teale, Thompson, Thornburg, Tipton, Wagner, Walker, Wilbur, Woods, Wyman and Yergey -62.

Absent or not voting:

Messrs. Brown, Buell, Calvin, Clarke, Custer, Draper, Estes, Mitchell, Moore, Roberts, Steele, Thorniley, Wilson of Cass and Wyckoff-14.

So the amendment was disagreed to.

Amendment to section 25, to strike out in line 18 the word "unjust."

Disagreed to.

To section 26, to strike out in line 1 the word "unjust."

Disagreed to.

Also, to insert in line 5, between the words "second" and "offense" the words " and each succeeding."

Disagreed to.

Also, in line 6 to strike out, commencing with the word "and" after the figures "\$10,000," up to and including the figures "\$25,000 " in line 10.

Disagreed to.

To section 27, to strike out in line 3 the word "unjust."

Disagreed to.

Also, to strike out in line 6 after the word "State" up to and including the word " upon " in line seven, and insert in lieu thereof the words "the court shall assess a fine."

Disagreed to.

Also, to add after the word "defendant" in line 8, the words "as provided in section 26 of this act," and strike out all of the section commencing with the word "at" in line 8, up to and including the word "State" in line 25.

Disagreed to.

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To section 28, in line 8 to strike out the word "unjust." Disagreed to.

Also, to strike out all after the word "thereto" in lines 11 and 12, and insert in lieu thereof the words "and the court in which any such suit is pending shall if necessary for the speedy trial thereof, call a special term of said court for said trial."

Disagreed to.

To add as section 33 the following: "Sec. 33. This act being deemed of immediate importance shall take effect and be in force from and after thirty days after publication in the Iowa State Register and Des Moines Leader, newspapers published in Des Moines, Iowa."

Disagreed to.

To the title, to strike out the word "unjust." Disagreed to.

### MESSAGE FROM THE SENATE.

The following message was received from the Senate:

ME. SPEAKEE – I am directed to inform your honorable body that the Senate has adopted the report of the Conference Committee, relative to Senate File No. 290:

A bill for an act to provide for the levy of one-half  $(\frac{1}{2})$  mill tax for the years 1888 and 1889, to pay the outstanding indebtedness of the State.

W. R. COCHEANE, First Assistant Secretary.

### REPORTS OF COMMITTEES.

Mr. Wyckoff, from the Committee on Mines and Mining, reported House File No. 519, recommending amendment and passage.

Passed on file.

Also, House File No. 589, recommending reference to Committee on Judiciary.

So referred.

Two hundred copies of House File No. 490, as amended by committee, ordered printed.

Mr. Smith, from the Committee on Printing, reported House File No. 233, recommending indefinite postponement.

Also, House File No. 322, recommending amendments but without further recommendation.

Passed on file.

### BEPORT OF ENROLLING COMMITTEE.

Mr. Hunter, from the Committee on Enrolled Bills, submitted the following report:

ME. SPEAKER—Your Committee on Enrolled Bills respectfully report that they have examined and find correctly enrolled, substitute for House File No. 28, an act to legalize the assessment and levy of taxes 1868.]

for the years 1886 and 1887, made or collected under subdivision to section 796 of the Code as amended.

House File No. 460, an act to legalize deed of Polk county, Iowa, to Judson K. Taylor, for SE  $\frac{1}{2}$  of N. E.  $\frac{1}{2}$  of section 24, T. 78, R. 23 west, 5th P. M.

House File No. 197, an act to amend section 1179 of the Code, as amended by chapter 169 of the laws of the Twenty-first General Assembly, relating to life insurance companies.

Senate File No. 279, an act to amend sections 2, 3, and 9, chapter 129, acts of the Sixteenth General Assembly, making the Superintendent of Public Instruction a member of the board of directors of the State Normal School.

Senate File No. 83, an act to amend section 6, chapter 60, laws of the Fifteenth General Assembly, relating to banks.

Senate File No. 114, an act to amend section 11 and to repeal section 17 and enact a substitute therefor of chapter 52 of the acts of the Twenty first General Assembly, providing for the appointment of a State dairy commissioner, continuing said act as amended herein and providing an appropriation therefor.

Senate File No. 257, an act to amend chapter 83, acts of the Twenty-first General Assembly, relating to the sale of poisons.

HUNTER, Chairman.

The Speaker signed the bills in the presence of the House.

### SPECIAL ORDER.

Consideration of House File No. 542 continued. Mr. McFarland offered a substitute which was ordered printed.

### RESOLUTION.

By Mr. Hall, relative to stationery for reporters. Laid over.

### PETITIONS.

By Mr. Berryhill, two from citizens of Polk county against passage of law changing supervisor districts.

Referred to Committee on County and Township organization. On motion of Mr. Darnall the House adjourned.

# HALL OF THE HOUSE OF REPRESENTATIVES, DES MOISTES, IOWA, March 28, 1888.

House met in regular session at 10 o'clock A. M. The Speaker in the chair. Prayer by Rev. W. H. Van Antwerp. Journal of yesterday read and approved.

# PETITIONS AND REMONSTRANCES.

By Mr. Chantry, from Daniel H. Solomon and other citizens of Mills county, relative to an inter-State commerce convention, etc.

Read and ordered printed and referred to Committee on Federal Relations.

### REPORTS OF COMMITTEES.

Mr. Tipton, from the Committee on Agriculture, reported Senate File No. 890, recommending passage.

On motion of Mr. Hobbs the bill was referred to Committee on Judiciary, with instructions to report in three days, the bill to retain its place on the calendar.

Mr. Head, from the Committee on Ways and Means, reported House File No. 564, recommending indefinite postponement.

Also, House File No. 405, recommending indefinite postponement. Also, House File No. 345, without recommendation.

Also, House File No. 596, recommending indefinite postponement. Passed on file.

# RESOLUTIONS LAID OVER.

By Mr. Beem:

Resolved, That on and after Wednesday, March 28, 1888, the House hold three sessions each day, beginning at 10 A. M., 2 P. M. and 7:30 P. M. respectively.

Substitute for the resolution by Mr. Roach:

Resolved, That on and after Thursday, March 29 the House meet at 9 o'clock A. M. and at 1:30 P. M.

Substitute adopted for the resolution. Amendment by Mr. Anderson of Warren:

To strike out 9 and insert 10.

To strike out 9 and insert 1

Lost.

Amendment by Mr. Teale:

To strike out "1:30" and insert "2."

Adopted.

Resolution as substituted and amended adopted.

### RESOLUTIONS.

Mr. Mitchell called up his motion to reconsider the vote whereby the Senate concurrent resolution discharging the committee to investigate the State University was non-concurred in.

Motion carried.

The question being, shall the House concur in the resolution? Carried.

By Mr. Riley, concurrent resolution for a joint convention to elect State Printer and State Binder.

Laid over.

By Mr. Luke:

*Resolved*, That there be appointed a conference committee of five to confer with a like committee on the part of the Senate on the amendments to House File No. 373 not agreed to by the House.

Adopted

### SENATE MESSAGES CONSIDERED.

House File No. 133, amendment by Senate to strike out the words "Rock Rapids," In line 3 of section 2 before the word "Review."

The question being, shall the House agree to the Senate amendment.

The yeas were:

Messrs. Agnew, Anderson of Hamilton, Anderson of Warren, Ball, Beem, Berryhill, Blythe, Buell, Burgess, Byers, Chantry, Chapman, Clarke, Craig, Crooks, Cummins, Curtis, Custer, Darnall, Davie, Dayton, Dietz, Dobson, Doron, Duus, Eckles, Eilers, Estes, Evans, Field, Fillmore, Foley, Hall, Hamilton, Hart, Hauser, Head, Hipwell, Hobbs, Homrighaus, Horton, Hospers, Hotchkiss, Hunter, Jolly, Jones, Kennan, Kline, Larson, Lewis, Limback, Lockin, Luke, Mack, Mahoney, McFarland, Mitchell, Nelson, Nicoll, Oakman, Owen, Parkhurst, Paschal, Piatt, Riley, Roach, Robb, Robeson, Roe, Roundy, Rowan, Russell, Schleicher, Shipley, Steele, Slosson, Smith, Teale, Theophilus, Thompson, Thornburg, Tipton, Townsend, Wagner, Walker, Wilbur, Wilson of Butler, Wilson of Cass, Woods, Wyckoff, Wyman, Yergey and Mr. Speaker-93.

The nays were none.

Absent or not voting:

Messrs. Brown, Calvin, Draper, Moore, Rice, Roberts and Thorniley-7.

So the amendment was agreed to.

Substitute for House File No. 582, amendment by Senate to strike out of section 1, the words "the number of pounds within" and insert in lieu thereof the words "the weight of" and to strike out "contain" and insert "weigh."

The question being shall the House agree to the Senate amendment?

The yeas were:

Messrs. Agnew, Anderson of Hamilton, Anderson of Warren, Ball, Beem, Berryhill, Burgess, Byers, Chantry, Chapman, Craig, Crooks, Cummins, Curtis, Custer, Darnall, Davie, Dayton, Dietz, Dobson, Doron, Duus, Eckles, Eilers, Estes, Evans, Field, Fillmore, Hall, Hamilton, Hart, Hauser, Head, Hipwell, Hobbs, Homrighaus, Horton, Hospers, Hotchkiss, Hunter, Jolly, Jones, Kennan, Kline, Larson, Lewis, Limback, Lockin, Luke, Mack, Mahoney, McFarland, Mitchell, Nelson, Nicoll, Oakman, Owen, Parkhurst, Paschal, Piatt, Riley, Roach, Robb, Roe, Roundy, Rowan, Russell, Schleicher, Shipley, Steele, Slosson, Smith, Teale, Theophilus, Thompson, Thornburg, Tipton, Townsend, Wagner, Walker, Wilbur, Wilson of Butler, Wilson of Cass, Woods, Wyckoff, Wyman Yergey and Mr. Speaker --88.

The nays were none.

Absent or not voting:

Messrs. Blythe, Brown, Buell, Calvir, Clarke, Draper, Foley, Moore, Rice, Robb, Roberts and Thorniley-12.

So the amendment was agreed to.

House File No. 603, Amendments by the Senate to add to the title the following: "And to allow contiguous territory in adjoining counties to be formed into school districts in certain cases, and to legalize the consolidation of independent school districts heretofore effected in certain cases."

To add to section 1 the following: "That section 1811 be further amended by adding to the end thereof the words That where, from the courses of Iowa rivers, and the contour of the adjoining territory, the proper school facilities can can not be given to the school children of each territory by forming school districts from the territory in any one county, independent school districts may be formed from the contiguous territory in adjoining counties.

To re-number section 2 as section 3, and make the following section 2: "Any independent school district heretofore formed under said section 1311, where there were less than ten legal voters residing therein at the time of the consolidation is hereby legalized and made valid, provided that two-thirds of the legal voters then residing in such independent district petitioned for such consolidation.

The question being, shall the House agree to the Senate amendments?

Mr. Wilbur explained his vote.

The yeas were:

Messrs. Agnew, Anderson of Hamilton, Anderson of Warren, Ball, Beem, Berryhill, Burgess, Byers, Chantry, Chapman, Craig, Crooks, Cummins, Curtis, Custer, Darnall, Davie, Dayton, Deitz, Dobson, Doron, Duus, Eckles, Eilers, Estes, Evans, Field, Fillmore, Hall, Hamilton, Hart, Hauser, Head, Hipwell, Hobbs, Homrighaus, Horton, Hospers, Hotchkiss, Hunter, Jolly, Jones, Kennan, Kline, Larson, Lewis, Limback, Lockin, Luke, Mack, Mahoney, Mitchell, Nelson, Nicoll, Oakman, Owen, Parkhurst, Paschal, Piatt, Riley, Roach, Robb, Robeson, Roe, Roundy, Rowan, Russell, Schleicher, Shipley, Steele, Slosson, Teale, Theophilus, Thompson, Thornburg, Tipton, Townsend, Wagner, Walker, Wilson of Butler, Wilson of Cass, Woods, Wyckoff, Wyman, Yergey and Mr. Speaker-86.

The pays were :

Mr. Wilbur-1.

Absent or not voting:

Messers. Blythe, Brown, Buell, Calvin, Clarke, Draper, Foley, McFarland, Moore, Rice, Roberts, Smith and Thorniley-13.

So the amendments were agreed to.

Senate File No. 268 read a first and second time and referred to Committee on Judiciary.

Senate File No. 290, the question being shall the House agree to the report of the Conference Committee, recommending that the House recede from its amendments.

The yeas were:

Messers. Berryhill, Blythe, Buell, Byers, Chantry, Clarke, Cummins, Curtis, Dietz, Dobson, Eckles, Evans, Field, Fillmore, Hall, Hart, Hauser, Hipwell, Hobbs, Hospers, Kennan, Luke, Nelson, Parkhurst, Riley, Roach, Steele, Townsend and Waguer-29.

The nays were:

Messrs. Agnew, Anderson of Hamilton, Anderson of Warren, Ball, Beem, Craig, Crooks, Custer, Darnall, Davie, Dayton, Doron, Duus, Eilers, Estes, Hamilton, Head, Homrighaus, Horton, Hotchkiss, Hunter, Jolly, Jones, Kline, Larson, Lewis, Limback, Lockin, Mack, Mahoney, Mitchell, Nicoll, Oakman, Owen, Paschal, Piatt, Rice, Robeson, Roe, Roundy, Rowan, Russell, Schleicher, Shipley, Slosson, Smith, Teale, Theophilus, Thompson, Thornburg, Tipton, Walker, Wilbur, Wilson of Butler, Woods, Wyckoff, Wyman, Yergey and Mr. Speaker -59.

Absent or not voting:

Messrs. Brown, Burgess, Calvin, Chapman, Draper, Foley, McFarland, Moore, Robb, Roberts, Thorniley and Wilson of Cass-12.

So the report was disagreed to.

### MESSAGE FROM THE SENATE.

The following Message was received from the Senate:

ME. SPEAKEE—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. 251, a bill for an act to amend, revise and consolidate the various acts relating to the public printing and binding and the publication and distribution of the public documents and the journals of the two Houses, and relating to the election and duties and compensation of State Printer and State Binder.

Senate File No. 359, a bill for an act designating officers who may take acknowledgments of conveyances of real estate and encumbrances affecting the same, and amending section 1955 of the Code.

Senate File No. 366, a bill for an act to legalize the incorporation of the Boone Valley Pure Bred Horse Association at Eagle Grove, Iowa, the election of its officers, and all acts done by it.

Senate File No. 376, a bill for an act to legalize the incorporation of the town of Lohrville, and the corporate acts and ordinances thereof.

Senate File No. 406, a bill for an act appointing trustees for the cemetery for which John M. Kendall conveyed land at Indianola, Iowa, and declaring their duties. Senate File No. 81, a bill for an act authorizing township trustees to provide places for holding elections and for paying for the same.

Senate File No. 857, a bill for an act to legalize certain acts of the board of supervisors of Jasper county, Iowa.

Senate File No. 405, a bill for an act to amend section 6, chapter 104, acts of the Twenty first General Assembly, to regulate the practice of medicine and surgery.

Also, the Senate has passed the following: House Joint Resolution No. 17, by Cummins, contemplating the permanent retention at the Capitol of the State of Iowa of the records of the government land office in Des Moines.

Also, the Senate has passed the following bills:

House File No. 537, a bill for an act to legalize certain ordinances of the town of Sac City, Sac county, Iowa, and acts done thereunder.

House File No. 168, a bill for an act to amend sections 1495 and 1508 of chapter 4, title 11 of the Code of 1878, in relation to line fences, with amendment.

Substitute for House File No. 45, a bill for an act to repeal sub-division 2 of section 796 of the Code of 1873, chapter 28 of the acts of the Fifteenth General Assembly, chapter 13 of the acts of the Eighteenth General Assembly, and chapter 182 of the acts of the Twentieth General Assembly, and to enact a substitute therefor.

House File No. 126, a bill for an act to legalize certain ordinances of the town of Kingsley in Plymouth county, Iowa, and the acts of its officers thereunder.

House File No. 238, a bill for an act to legalize the ordinances of the town of Corning, Adams county, Iowa.

House File No. 352, a bill for an act appropriating money to defray expenses of the inauguration ceremonies.

W. R. COCHBANE, First Ass't Secretary.

### LEAVE OF ABSENCE GRANTED.

Leave of absence was granted Messrs. Roberts and Thorniley indefinitely.

On motion of Mr. Steele the House adjourned.

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# AFTERNOON SESSION

House reconvened at 2 P. M. The Speaker in the chair.

### REPORTS OF COMMITTEES.

Mr. Hunter, from the Committee on Enrolled Bills, submitted the following report:

ME. SPEAKER—Your Committee on Enrolled Bills respectfully report that they have this day presented to the Governor for his approval the following bills:

Substitute for House File No. 28, an act to legalize the assessment and levy of taxes for the years 1886 and 1887, made or collected under sub-division 2, section 796 of the Code as amended.

House File No. 460, an act to legalize the deed of Polk County, Iowa, to Judson K. Taylor for se  $\frac{1}{2}$  of ne  $\frac{1}{2}$  section 24, township 78, range 23 west, 5th P. M.

House File No. 197, an act to amend section 1179 of the Code as amended by chapter 169 of the laws of the Twenty-first General Assembly, relating to life insurance companies.

HUNTER, Chairman.

Mr. Riley, from the Committee on Municipal Corporations, reported House File No. 300, recommending amendments and passage. Passed on file.

# SENATE MESSAGES CONSIDERED.

Senate File No. 251 read a first and second times and referred to the Committee on Printing.

Senate File No. 273, a bill for an act to amend section 1381 of the Code relating to use of unappropriated bridge fund.

The bill was read a first and second time.

Mr. Dayton moved that the rules be suspended, and the bill read a third time now.

Carried.

The bill was read a third time.

The question being shall the bill pass?

The yeas were:

Messers. Beem, Buell, Burgess, Byers, Craig, Crooks, Curtis, Darnall, Davie, Dayton, Duus, Eilers, Field, Foley, Hauser, Horton, Hospers, Jolly, Kennan, Kline, Larson, Luke, Moore, Nelson, Nicoll, Owen, Parkhurst, Paschal, Robb, Roe, Roundy, Russell, Steele, Theophilus, Thompson, Thornburg, Townsend, Wilson of Butler, Woods, Wyokoff, Wyman and Mr. Speaker-42.

The nays were:

Messrs. Agnew, Anderson of Warren, Ball, Berryhill, Chantry, Cummins, Dobson, Fillmore, Hamilton, Head, Hobbs, Lewis, Lockin, Mahoney, Oakman, Piatt, Riley, Roach, Robeson, Schleicher, Shipley, Slosson, Teale, Tipton, Wilbur, Wilson of Cass and Yergey-28. Absent or not voting:

Messrs. Anderson of Hamilton, Blythe, Brown, Calvin, Chapman, Clarke, Custer, Dietz, Doron, Draper, Eckles, Estes, Evans, Hall, Hart, Hipwell, Homrighaus, Hotohkiss. Hunter, Jones, Limback, Mack, McFarland, Mitchell, Rice, Roberts, Rowan, Smith, Thorniley, Wagner and Walker-31.

So the bill was lost on passage.

Senate File No. 406, a bill for an act appointing trustees for the cemetery for which John W. Kimball conveyed land at Indianola, Iowa, and declaring their duties.

The bill was read a first and second time.

Mr. Anderson of Warren moved that the rules be suspended, and the bill read a third time now.

Carried.

The bill was read a third time.

The question being shall the bill pass?

The yeas were:

Messrs. Agnew, Anderson of Hamilton, Anderson of Warren, Ball, Beem, Berryhill, Blythe, Buell, Burgess, Byers, Chantry, Chapman, Clarke, Craig, Crooks, Cummins, Curtis, Custer, Darnall, Davie, Dayton, Dietz, Dobson, Doron, Duus, Eckles, Eilers, Evans, Field, Fillmore, Foley, Hall, Hamilton, Hart, Hauser, Head, Hipwell, Hobbs, Homrighaus, Horton, Hospers, Hotchkiss, Hunter, Jolly, Jones, Kennan, Kline, Larson, Lewis, Limback, Lockin, Luke, Mack, Mahoney, McFarland, Mitchell, Moore, Nelson, Nicoll, Oakman, Owen, Parkhurst, Paschal, Rice, Robb, Robeson, Roe, Roundy, Rowan, Russell, Schleicher, Shipley, Steele, Slosson, Smith, Teale, Townsend, Theophilus, Thompson, Thornburg, Tipton, Walker, Wilbur, Wilsonof Butler, Wilson of Cass, Woods, Wyckoff, Wyman, Yergey and Mr. Speaker-96.

The nays were:

Mr. Piatt-1.

Absent or not voting:

Messrs. Brown, Calvin, Draper, Estes, Riley, Roach, Roberts, Thorniley and Wagner-9.

So the bill passed and the title was agreed to.

Senate File No. 376 read first and second times and referred to the Committee on Judiciary.

Senate File No. 366, a bill for an act to legalize the incorporation of the Boone Valley Pure bred Horse Association, at Eagle Grove, Iowa, the election of its officers, and all acts done by it.

The bill was read first and second time.

Amendment by Mr. Chapman:

To insert the words "the State of" in the enacting clause before the word "Iowa."

Adopted.

Amendment by Mr. Teale:

To add to the publication clause, "without expense to the State." Adopted.

Mr. Chapman moved that the rules be suspended and the bill be read a third time time now.

Carried.

The bill was read a third time.

The question being shall the bill pass?

The yeas were:

Messrs. Agnew, Anderson of Hamilton, Anderson of Warren, Ball, Beem, Berryhill, Blythe, Buell, Burgess, Byers, Chantry, Chapman, Clarke, Craig, Crooks, Cummins, Curtis, Custer, Darnall, Davie, Dayton, Dietz, Dobson, Doron, Duus, Eckles, Eilers, Estes, Evans, Field, Fillmore, Foley, Hall, Hamilton, Hart, Hauser, Head, Hipwell, Hobbs, Homrighaus, Horton, Hospers, Hotohkiss, Hunter, Jolly, Jones, Kennan, Kline, Larson, Lewis, Limback, Lockin, Luke, Mack, Mahoney, McFarland, Mitchell, Moore, Nelson, Nicoll, Oakman, Owen, Parkhurst, Paschal, Piatt, Rice, Roach, Robb, Robeson, Roe, Roundy, Rowan, Russell, Schleicher, Shipley, Steele, Slosson, Smith, Teale, Theophilus, Thompson, Thornburg, Tipton, Townsend, Wagner, Walker, Wilbur, Wilson of Butler, Wilson of Cass, Woods, Wyokoff, Wyman, Yergey and Mr. Speaker-94.

The nays were none.

Absent or not voting:

Messrs. Brown, Calvin, Draper, Riley, Roberts and Thorniley-6. So the bill passed and the title was agreed to.

Senate File No. 405, read a first and second time and referred to Committee on Medicine, Surgery and Pharmacy.

Senate File No. 359, read a first and second time and referred to Committee on Judiciary.

Senate File No. 81, read a first and second time and passed on calendar.

Senate File No. 357, read a first and second time and referred to Committee on Judiciary.

House File No. 168, amendment by the Senate to strike out all of section 1 after the word "cultivation."

Mr. Nelson moved that the House agree to the amendment.

Upon this motion.

The yeas were:

Messers. Agnew, Anderson of Hamilton, Anderson of Warren, Ball, Beem, Berryhill, Blythe, Buell, Burgess, Byers, Chantry, Clarke, Craig, Crooks, Cummins, Curtis, Custer, Darnall, Davie, Dayton, Dietz, Dobson, Doron, Duus, Eckles, Eilers, Estes, Evans, Field, Fillmore, Foley, Hall, Hamilton, Hart, Hauser, Head, Hobbs, Homrighaus, Horton, Hospers, Hunter, Jolly, Jones, Kennan, Kline, Larson, Lewis, Lockin, Luke, Mack, Mahoney, Mitehell, Moore, Nelson, Nicoll, Oakman, Owen, Parkhurst, Paschal, Piatt, Riley, Roach, Robb, Robeson, Roe, Roundy, Rowan, Russell, Schleicher, Shipley, Steele, Slosson, Smith, Teale, Thornburg, Tipton, Townsend, Walker, Wilson of Butler, Wilson of Cass, Woods, Wyckoff, Wyman, Yergey and Mr. Speaker-85.

The nays were:

Messrs. Rice, Theophilus and Thompson-8.

Absent or not voting:

Messrs. Brown, Calvin, Chapman, Draper, Hipwell, Hotchkiss, Limback, McFarland, Roberts, Thorniley, Wagner and Wilbur-12.

So the amendment was agreed to.

### LEAVE OF ABSENCE GRANTED.

Mr. Estes indefinitely.

Mr. Head moved that the rules be suspended and that House File No. 41, a bill for an act to provide for the relief of union soldiers, sailors and marines, and the indigent wives, widows and minor children of indigent or deceased union soldiers, sailors and marines be taken up.

Carried.

Amendments by the Senate:

To section 1, to strike out the word "may" and insert the words "are hereby authorized to."

Also, to insert in line 5, after the word "relief" the words "and for funeral expenses."

Also, to insert after the word "children" in line 6, the following: "not over fourteen years of age in case of boys and not over sixteen years of age in the case of girls."

Also, to insert after the word "marines" in line 7, the words "having a legal residence in said county."

Further amendment, to strike out all after section 1 and substitute therefor the following:

Sec. 2. The board of supervisors in each county of this State shall on or before the first Monday of September, 1888, appoint three persons, who are residents of such county, at least two of whom shall be honorably discharged union soldiers, one to serve three years, one to serve two years, one to serve one year from date of appointment, and each year thereafter one person to serve three years, such persons so appointed, when organized by the selection of one of their number as chairman, and one as secretary, shall be designated and known as "The Soldiers' Relief Commission." The members of said commission shall qualify by taking the usual oath of office and shall each give bonds in the sum of five hundred dollars for the faithful performance of their duties. In the event of a vacancy in said commission occurring from any cause, the board of supervisors shall fill the vacancy for the unexpired term.

Sec. 3. The Soldiers' Relief Commission shall meet at the county auditor's office on the first Monday in September of each year, and at such other times as is deemed necessary, and shall examine and determine who are entitled to relief under the provisions of this act, and shall make lists of such persons, and at the September meeting such commission, after determining the probable amount necessary for the purpose provided herein, shall certify the amount to the board of supervisors, and the board of supervisors of each county, at its September meeting each year, shall make such levies as shall be necessary to raise the required relief fund, not exceeding three tenths of a mill on the taxable property of such county. The Soldiers' Relief Commission shall fix the amount to be paid in each case. The aggregate not to exceed the levy of said tax for any one year, and shall certify the lists to the county auditor. The auditor shall, within twenty days thereafter, transmit to the township clerks in his county a list of the names of the persons in the respective townships to whom relief has been awarded and the amount thereof. The auditor, on the first Monday of each month after said fund is ready for distribution, shall issue his warrant to the Soldiers' Relief Commission, upon the county taeasurer, for the several amounts awarded. Such commission shall disburse the same to the person or persons named in the lists, taking receipts therefor; or such fund may be disbursed in any other manner directed by the commission; provided, however, that when said commission is satisfied that any person entitled to relief under this act will not properly expend the amount allowed, the commission may pay the amount to some suitable person who shall expend the same for such person in such manner as the commission may direct; and provided further, that said commission, at any meeting, may decrease, increase or discontinue any amount before awarded, and add new names to the list, which shall be certified to the county auditor. The Soldiers' Relief Commission shall, at the end of each year, make to the board of supervisors a detailed report of the transactions of such commission; such report shall be accompanied with vouchers for all moneys disbursed.

Sec. 4. The board of supervisors may at any time remove any member of the commission for neglect of duty or mal administration and appoint others in the place of members thus removed.

The question being shall the House agree to the Senate amendments?

Mr. Thompson explained his vote.

The yeas were:

Messrs Agnew, Anderson of Hamilton, Anderson of Warren, Ball, Berryhill, Buell, Burgess, Byers, Chantry, Chapman, Clarke, Crooks, Cummins, Custer, Darnall, Dayton, Dobson, Doron, Duus, Eckles, Evans, Field, Fillmore, Foley, Hall, Hart, Hauser, Head, Hobbs, Hom-righaus, Hospers, Hunter, Jolly, Jones, Kline, Lewis, Lockin, Luke, Mack, Mahoney, Moore, Nelson, Nicoll, Oakman, Owen, Parkhurst, Paschal, Rice, Riley, Roach, Robb, Robeson, Roe, Russell, Schleicher, Shipley, Steele, Smith, Teale, Theophilus, Thompson Thornburg, Tipton, Townsend, Wagner, Walker, Wilbur, Wilson of Butler, Wilson of Cass, Woods, Wyman, Yergey and Mr. Speaker-73.

The nays were:

Messre. Davie, Hamilton, Hotchkiss, Kennan, Larson, Roundy, Slosson and Wyckoff-8.

Absent or not voting: Messrs. Beem, Blythe, Brown, Calvin, Craig, Curtis, Dietz, Draper, Eilers, Estes, Hipwell, Horton, Limback, McFarland, Mitchell, Piatt, Roberts, Rowan and Thorniley-19.

So the amendments were agreed to.

### SPECIAL OBDER.

House File No. 542 and substitutes.

Mr. Custer moved that the special order be continued for fifteen minutes for the purpose of considering substitute for House File No. 501.

Carried.

Substitute for House File No. 501, a bill for an act to provide for and regulate the sale of intoxicating liquors for necessary purposes, and to make more efficient the laws for the suppression of intemperance and to repeal sections 1524, 1526, 1527, 1528, 1529, 1530, 1531, 1538, 1533, 1534, 1535, 1536, 1537, and 1538 of the Code of 1873 as amended by chapter 143 of the acts of the Twentieth General Assembly, and all that part of section 2, chapter 83, acts of the Twenty first General Assembly, after the words, "medicines and poisons," in the fifth line thereof.

The question being shall the bill be read a third time? Carried.

The bill was read a third time.

The question being shall the bill pass?

Mr. Woods explained his vote as follows:

ME. SPEAKEE — While I do not consider this a perfect bill by any means, I do believe it has some commendable features. When I take into consideration the number of drug store-saloons that exists in this State at the present time, and where in the rural districts the young men go into the so called drug store and purchase liquor by the pint or by the quart (if you please,) and then carry it home, call up the innocent boys and there share that which proves poisonous to them; I say when I take this state of facts into consideration I am compelled to vote my convictios on this queston; I therefore vote aye.

The yeas were:

Messrs. Agnew, Anderson of Hamilton, Auderson of Warren, Ball, Berryhill, Blythe, Brown, Byers, Chantry, Chapman, Clarke, Crooks, Custer, Darnall, Dobson, Doron, Eckles, Eilers, Evans, Field, Fillmore, Hall, Hauser, Head, Hobbs, Hospers, Hunter, Jones, Kennan, Lewis, Lockin, Luke, Mack, Mahoney, McFarland, Moore, Nelson, Nicoll, Oakman, Parkhurst, Paschal, Riley, Roach, Robeson, Schleicher, Shipley, Steele, Slosson, Smith, Teale, Theophilus, Thornburg, Tipton, Townsend, Walker, Wilbur, Wilson of Butler, Wilson of Cass, Woods, Wyckoff Yergey and Mr. Speaker-61.

The nays were:

Messrs. Beem, Buell, Burgess, Craig, Cummins, Curtis, Davie, Dayton, Dietz, Duus, Foley, Hamilton, Hart, Hipwell, Homrighaus, Horton, Hotchkiss, Jolly, Kline, Larson, Mitchell, Owen, Piatt, Rice, Robb, Roe, Roundy, Rowan, Russell, Thompson, Wagner and Wyman-32.

Absent or not voting:

Messrs. Calvin, Draper, Estes, Limback, Roberts and Thorniley -6.

So the bill passed and the title was agreed to.

### ANNOUNCEMENT.

The Speaker announced as Conference Committee on House File No. 373, Messrs. Wilson of Cass, Luke, Berryhill, Cummins and Hamilton.

# REPORT OF COMMITTEE.

Mr. Roach, from the Committee on Judiciary, reported House File No. 61, recommending amendment and passage.

Also, House File No. 573, recommending amendment and passage. Also, House File No. 235, recommending indefinite postponement because of favorable report on House File No. 61.

Passed on file.

Mr. Hunter, from the Committee on Enrolled Bills, submitted the following report:

ME. SPEAKEE — Your Committee on Enrolled Bills respectfully report that they have examined and find correctly enrolled House File No. 535, an act to legalize the organization of the independent school district of Greenwood, in Chickasaw county, Iowa.

Also, House File No. 496, an act to legalize certain ordinances of the incorporated town of Griswold, Cass county, Iowa, and legalize acts done thereunder.

Also, House File No. 478, an act to legalize the incorporation of the town of Holstein.

Also, House File No. 468, an act legalizing the acts of the council of the town of Panora, Guthrie county, Iowa, and legalizing the ordinances passed and adopted for the government of said town.

HUNTER, Chairman.

The Speaker signed the bills in the presence of the House.

Mr. Teale moved that another conference committee of three be appointed on Senate File No. 290 to confer with a like committee from the Senate.

Carried.

### SPECIAL ORDER.

Consideration of House File No. 542 resumed.

Mr. Burgess moved a call of the House, which was seconded and ordered.

On motion further proceeding under the call were dispensed with. Mr. Smith in the chair.

Amendment by Mr. Jolly:

Amend section one (1) so that it will read as follows, beginning at the first of the section: "That directors in all school district, township and independent school districts are required to act with the county superintendent of their respective counties to purchase such school books."

Lost.

Amendment by Mr. Steele to section 2 to strike out the last word "and" in line seven and insert "or," and after the word "supplies" same line insert the words "or either." Lost.

The Speaker in the chair.

Amendment by Mr. Nicoll to section 6 to strike out the word "its" in line five and insert in lieu thereof the word "the," and also in same line after the word "adoption" insert the words "of such text-books."

Adopted.

Amendment by Mr. Doron to section 1 to add thereto the following: "Including not more than ten per cent upon said actual cost."

Amendment to the amendment by Mr. Fillmore to change "ten" to "five."

Adopted.

Substitute for the amendment by Mr. Yergey to insert after the word "at" in line six of section 1 the words "a price not to exceed five per cent above."

Amendment to the substitute by Mr. Doron to change "five" to "ten."

Adopted.

Substitute adopted to the amendment and lost to the bill.

Amendment by Mr. Lewis to section 1 to add thereto "including not to exceed ten per cent of the contract price as compensation to the local agent for handling the said text books."

Adopted.

Amendment by Mr. Cummins to section 1 to insert before the word "used" in line three the words " to be."

Adopted.

Mr. Beem moved to reconsider the vote whereby the amendment to section 2, striking out "tax paying electors" and inserting "electors who are freeholders" was adopted.

Carried.

Amendment lost.

Amendment by Mr. Thompson to section 2 to strike out the words "one-third" in line two and insert the words "a majority."

Lost.

Also, to strike out in same line the word "tax-paying." Lost.

Amendment by Mr. Luke to section 6, to insert after the first word "board," in line 3, the following: "provided that such person or firm shall furnish a good and sufficient bond, in such sum and with such sureties as may be required by said board, properly conditioned for the faithful performance of such contract."

Adopted.

Amendment by Mr. Ilead to section 6, to strike out all of section after the words "date of," in line 5, and insert the following, "any contract entered into under the provisions of this act."

Lost.

The question being upon the adoption of the substitute by Mr. Wilbur for the bill, entitled a bill for an act to provide a uniform series of text books for the common schools of the State.

Amendment by Mr. Luke, to strike out of the substitute all of the sections of the printed bill numbered as follows: The last of the two sections numbered 5 and sections 6, 7, 8, 9, 10, 11 and 12.

Adopted.

Amendment by Mr. Roach to section 5, to insert after the word

"years," in line 6, the words "from the date of the contract provided for in section (3) three thereof."

Lost.

## INTRODUCTION OF BILLS.

By Mr. Cummins, House File No. 607, a bill for an act to amend chapter 175 of the acts of the Twentieth General Assembly.

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

By Mr. Paschal, House File No. 608, a bill for an act for the better protection of public funds in the hands of county treasurers and to provide better means of recovering public funds lost, loaned or embezzled by them, and to provide a penalty for loaning and embezzling or borrowing such funds

Read first and second times and referred to the Committee on Wayes and Means without printing.

By Mr. Wilbur, House File No. 609, a bill for an act to legalize school elections held in independent school districts in violation of an act passed by the Twenty second General Assembly, entitled an act to amend section 1787 of the Code, with reference to elections in independent school districts.

Read first and second times and passed on calendar.

Mr. Yergey filed a motion to reconsider loss of Senate File No. 375.

### RESOLUTION.

By Mr. McFarland:

Resolved, That this House hold a session Thursday evening, March 29th, from 7:30 to 10 o'clock, and that the business of the session be devoted to legalizing acts and to bills recommended for indefinite postponement.

Adopted.

On motion of Mr. Craig the House adjourned.

# HALL OF THE HOUSE OF REPRESENTATIVES, DES MOINES, IOWA, March 29, 1888.

House met in regular session at 9 o'clock A. M. Speaker in the chair. Prayer by Rev. A. W. Stark. Journal of yesterday corrected and approved. Appropriation Committee excused for one hour.

# RESOLUTION LAID OVER.

By Mr. Riley:

Resolved by the House, the Senate concurring, that this General Assembly will meet in the Hall of the House of Representatives, in joint convention at 7:30 o'clock P. M. on Wednesday, April 4th, 1888, to elect a State Printer and a State Binder.

Adopted.

### INTRODUCTION OF BILLS.

By Mr. Davie, House File No. 610, a bill for an act to legalize certain acts and ordinances of the council of the incorporated town of Dow City, Crawford county Iowa.

The bill was read first and second times.

Mr. Davie moved that the rules be suspended, the bill be considered engrossed and read a third time now.

Carried.

The bill was read a third time.

The question being shall the bill pass?

The yeas were:

Messrs. Agnew, Anderson of Hamilton, Beem, Berryhill, Blythe, Brown, Byers, Chapman, Crooks, Custer, Davie, Darnall, Dayton, Dietz Dobson, Doron, Duus, Eckles, Eilers, Estes, Evans, Fillmore, Hall, Hamilton, Hart, Hauser, Head, Hipwell, Hobbs, Homrighaus, Horton, Hospers, Hotchkiss, Hunter, Jolly, Jones, Kennan, Larson, Lewis, Limback, Lockin, Luke, Mack, Mahoney, McFarland, Mitchell, Moore, Nelson, Nicoll, Oakman, Owen, Parkhurst, Paschal, Piatt, Riley, Roach, Robb, Roberts, Roe, Roundy, Rowan, Russell, Schleicher, Shipley, Steele, Slosson, Smith, Teale, Theophilus, Thompson, Thorn burg, Tipton, Townsend, Wagner, Walker, Wilbur, Wilson of Butler, Wilson of Cass, Wyman, Yergey and Mr. Speaker-81.

The nays were none.

Absent or not voting:

Messrs. Anderson of Warren, Ball, Buell, Burgess, Calvin, Chantry,

Clarke, Craig, Cummins, Curtis, Draper, Field, Foley, Kline, Rice, Robeson, Thorniley, Woods and Wyckoff—19.

So the bill passed and the title was agreed to.

# INTRODUCTION OF BILLS.

By Mr. Riley, House File No, 611, a bill for an act to legalize the incorporation of the town of Columbus Junction, in Louiss county, Iowa; to legalize the election of the officers of said town; to legalize the official acts of said officers; to legalize the ordinances of the council of said town; to legalize the assessments and levies of taxes, and to legalize the law made under and by the authority of the council of said town.

Read first and second times and passed on Calendar.

By Mr. Craig, by request, House File No. 612, a bill for an act to amend section 797 of the Code of 1873, 'xempting from taxation the homestead of widows of deceased soldiers, sailors and marines, to the extent of \$500, in cases where they have no other real estate than the homestead.

Read a first and second time and referred to the Committee on Soldiers and Orphans Home.

### REMONSTRANCES.

By Mr. Woods, from citizens of Webster county, against the passage of Senate File No. 354.

Referred to Committee on Judiciary.

### BILLS ON CALENDAR.

On motion of Mr. Head, House File No. 184, a bill for an act to legalize the ordinances of the town of Grand Junction, was taken up. Amendments by the committee:

To change the preamble to read as follows:

WHEREAS, certain ordinances of the incorporated town of Grand Junction, of Greene county, Iowa, have been duly recorded, but the original ordinances have been lost; and with others, the record does not affirmatively show that they were passed by the proper majority of the town council, nor that the ayes and nays were properly called and recorded, when in fact they were all passed by the legal majority upon call of ayes and nays, and;

WHEREAS, The record omits to show that certain ordinances were read upon three different days, and that the rules were properly suspended requiring such reading, when in fact they were all read upon three different days, and the rules were properly suspended as required by law therefor.

Adopted.

To insert between the words "town" and "are" in the 2d line of section 1, the words "and are now on record as such."

Adopted.

To insert after the word "Republican" in the 2d line of section 2, the words "newspapers published in the State of Iowa." ۱

1886.]

Adopted.

Mr. Head moved that the rules be suspended, the bill considered engrossed and read a third time now.

Carried.

The bill was read a third time.

The question being shall the bill pass?

The yeas were:

Messrs. Agnew, Anderson of Hamilton, Anderson of Warren, Beem, Berryhill, Blythe, Brown, Byers, Chantry, Chapman, Clarke, Craig, Crooks, Cummins, Curtis, Custer, Darnall, Davie, Dayton, Dietz, Dobson, Doron, Duus, Eckles, Eilers, Estes, Evans, Field, Fillmore, Foley, Hall, Hamilton, Hart, Hauser, Head, Hipwell, Hobbs, Homrighaus, Horton, Hospers, Hotchkiss, Hunter, Jolly, Jones, Kennan, Kline, Larson, Lewis, Limback, Lockin, Luke, Mack, Mahoney, Mc-Farland, Mitchell, Moore, Nelson, Nicoll, Oakman, Owen, Parkhurst, Paschal, Piatt, Rice, Riley, Roach, Robb, Roberts, Robesou, Roe, Roundy, Rowan, Russell, Schleicher, Shipley, Steele, Slosson, Smith, Teale, Theophilus, Thompson, Thornburg, Tipton, Townsend, Wagner, Walker, Wilbur, Wilson of Butler, Wilson of Cass, Woods, Wyckoff, Wyman, Yergey and Mr. Speaker-94.

The nave were none.

Absent or not voting:

Messrs. Ball, Buell, Burgess, Calvin, Draper and Thorniley-6. So the bill passed and the title was agreed to.

# REPORT OF COMMITTER.

Mr. Berryhill, from the Committee on Appropriations, reported Senate File No. 384, a bill for an act to amend section 1432 of the Code of Iowa, in regard to the admission of patients into the Insane Hospitals, recommending passage.

Mr. Berryhill moved that the rules be suspended, and the bill be read a third time now.

Carried.

The bill was read a third time.

The question being shall the bill pass?

The yeas were:

Messrs. Agnew, Anderson of Hamilton, Anderson of Warren, Ball, Beem, Berryhill, Blythe, Brown, Buell, Burgess, Byers, Chantry, Chapman, Clarke, Craig, Crooks, Cummins, Curtis, Custer, Darnall, Davie, Dayton, Dietz, Dobson, Doron, Duus, Eckles, Eilers, Estes, Evans, Field, Fillmore, Foley, Hall, Hamilton, Hart, Hauser, Head, Hipwell, Hobbs, Homrighaus, Horton, Hospers, Hotchkiss, Hunter, Jolly, Jones, Kennan, Kline, Larson, Lewis, Limback, Lockin, Luke, Mack, Mahoney, McFarland, Mitchell, Moore, Nelson, Nicoll, Oakman, Owen, Parkhurst, Paschal, Piatt, Riley, Roach, Robb, Roberts, Robeson, Roe, Roundy, Rowan, Russell, Schleicher, Shipley, Steele, Slosson, Smith, Teale, Theophilus, Thompson, Thornburg, Tipton, Townsend, Wagner, Walker, Wilbur, Wilson of Butler, Wilson of Cass, Woods, Wyckoff, Wyman, Yergey and Mr. Speaker-96.

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The nays were none.

Absent or not voting:

Messrs. Calvin, Draper, Rice and Thorniley-4. So the bill passed and the title was agreed to.

### ANNOUNCEMENT.

The Speaker announced as conference committee on Senate File No 290, Messrs. Roach, Lewis and Buell.

### BILLS ON CALENDAR.

Mr. Paschal called up his motion to reconsider the vote whereby House File No. 366 was lost on passage.

Motion carried.

Bill passed on file.

House File No. 339, indefinitely postponed.

House File No. 437, indefinitely postponed.

House File No. 465, indefinitely postponed.

House File No. 436, indefinitely postponed.

House File No. 816, indefinitely postponed.

Mr. Chapman called up his motion to reconsider the vote whereby Senate File No. 47 was lost.

Motion carried.

Mr. Chapman moved that the rules be suspended and that Senate File No. 47, a bill for an act to prevent fraud in the sale of grain, seed and other cereals be taken up.

Carried.

Mr. Craig moved to reconsider the vote ordering the bill to a third reading.

Carried.

Mr. Craig moved to strike out the enacting clause.

Upon this motion Messrs. Byers and Thornburg demanded the yeas and nays:

The yeas were:

Messrs. Buell, Craig, Dietz, Evans, Hipwell, Hobbs, Horton, Larson and Roundy-9.

The nays were:

Messrs. Agnew, Anderson of Hamilton, Anderson of Warren, Ball, Beem, Berryhill, Blythe, Brown, Byers, Chantry, Chapman, Clarke, Crooks, Cummins, Custer, Darnall, Davie, Dayton, Dobson, Doron, Duus, Eckles, Eilers, Field, Fillmore, Foley, Hall, Hamilton, Hart, Hauser, Head, Homrighaus, Hospers, Hotchkiss, Hunter, Jolly, Jones, Kennan, Lewis, Limback, Lockin, Luke, Mack, Mahoney, McFarland, Mcore, Nelson, Nicoll, Oakman, Owen, Parkhurst, Paschal, Piatt, Rice, Riley, Roach, Robb, Roberts, Robeson, Roe, Rowan, Russell, Schleicher, Shipley, Slosson, Smith, Teale, Theophilus, Thompson, Thornburg, Tipton, Townsend, Wagner, Walker, Wilbur, Wilson of Butler, Wilson of Cass, Woods, Wyckoff, Wyman, Yergey and Mr. Speaker-82.

Absent or not voting were:

Messrs. Burgess, Calvin, Curtis, Draper, Estes, Kline, Mitchell, Steele and Thorniley-9

So the motion was lost.

Amendment by Mr. Mack, to section 1, to strike out line 5 after the first word "of," and lines 6 and 7 and all of line 8 before the word "any;" also strike out all of line 15 after the word "consideration,', and lines 16, 17, 18, 19, and that part of line 20 before the word "for." Adopted.

Amendment by Mr. Craig, to section 1, to insert after the word "person" in line 2, the words, "by fraud or deceit."

Lost.

The question being shall the bill be read a third time.

Carried.

The bill was read a third time.

The question being shall the bill pass?

The yeas were:

Messrs. Agnew, Anderson of Hamilton, Anderson of Warren, Ball, Beem, Berryhill, Blythe, Brown, Burgess Byers, Chantry, Chapman, Clarke, Crooks, Cummins, Custer, Darnall, Davie, Dayton, Dobson, Doron, Duus, Eckles, Eilers, Field, Fillmore, Foley, Hall, Hamilton, Hart, Hauser, Head, Homrighaus, Hospers, Hotchkiss, Hunter, Jolly, Kennan, Lewis, Lockin, Luke, Mack, Mahoney, McFarland, Moore, Nelson, Nicoll, Oakman, Owen, Parkhurst, Paschal, Piatt, Rice, Riley, Roach, Robb, Robeson, Roe, Rowan, Russell, Schleicher, Shipley, Steele, Slosson, Smith, Teale, Theophilus, Thompson, Thornburg, Tipton, Townsend, Wagner, Walker, Wilbur, Wilson of Butler, Wilson of Cass, Woods, Wyckoff, Wyman Yergey and Mr. Speaker-81. The nays were:

Messrs. Craig, Dietz, Evans, Hipwell, Hobbs, Horton, Larson, Limback, Roberts and Roundy-10.

Absent or not voting:

Messrs. Buell, Calvin, Curtis, Draper, Estes, Jones, Kline, Mitchell and Thorniley-9.

So the bill passed and the title was agreed to.

Mr. Ball moved that the rules be suspended and that House Files Nos. 110 and 86 be taken up.

Upon this motion Messrs. Craig and Robb demanded the yeas and . nays.

The yeas were:

Messrs. Anderson of Hamilton, Anderson of Warren, Ball, Beem, Brown, Byers, Chantry, Chapman, Clarke, Crooks, Custer, Darnall, Davie, Dayton, Doron, Eckles, Eilers, Field, Foley, Hauser, Homrighaus, Hunter, Jones, Lewis, Lockin, Mahoney, Nelson, Nicoll, Paschal, Riley, Roe, Russell, Schleicher, Smith, Tipton, Walker, Wilson of Cass and Wyckoff-38.

The nays were:

Messrs. Berryhill, Buell, Burgess, Craig, Cummins, Curtis, Dietz, Dobson, Duus, Evans, Fillmore, Hall, Hamilton, Head, Hipwell, Hobbs, Horton, Hospers, Hotchkiss, Jolly, Kennan, Larson, Limback, Luke, McFarland, Mitchell, Moore, Oakman, Parkhurst, Piatt, Roach, Robb, Roberts, Robeson, Rowan, Shipley, Steele, Slosson, Theophilus, Thompson, Thornburg, Townsend, Wagner, Wilbur, Wilson of Butler, Woods, Wyman and Mr. Speaker-49. Absent or not voting:

Messrs. Agnew, Blythe, Calvin, Draper, Estes, Hart, Kline, Mack, Owen, Rice, Roundy, Thorniley and Yergey-13.

So the motion was lost.

# MESSAGE FROM THE SENATE.

The following message was received from the Senate:

ME. SPEAKEE-I am directed to inform your honorable body that the Senate has passed the following bills:

Senate File No. 327, a bill for an act providing for funding certain bonds and outstanding indebtedness of certain cities, and authorizing certain cities to fund certain outstanding indebtedness, and to provide for the levy of taxes for the payment thereof, and providing a penalty for the diversion of such tax.

House File No. 570, a bill for an act to legalize the city election of Knoxville, Iowa, of A. D., 1888, and to legalize the registry lists of voters made for and used at such election.

Also, I am directed by the Senate to request the House to return to the Senate, Senate File No. 251.

W. R. COCHRANE, First Asst. Secretary.

On motion of Mr. Roach, Senate File No. 251 was recalled from the Judiciary Committee and ordered to be returned to the Senate.

### MESSAGE FROM THE GOVERNOR.

The following message was received from the Governor:

ME. SPEAKER-I am directed by the Governor to report that he has approved, signed and deposited in the office of the Secretary of State the following bills:

House File No. 159, an act to legalize the ordinances of the incorporated town of Peterson, in Clay county, Iowa.

House File No. 444, an act to legalize the incorporation and ordinances of the town of Northwood, Worth county, Iowa. House File No. 484, an act to legalize the incorporation of the

town of Primghar.

House File No. 549, an act to relinquish all right and title of the State of Iowa to the United States in the so-called river lands, except the lands the title to which was certified by the United States to the State of Iowa by joint resolution of Congress of March 2, 1861.

House File No. 281, an act to legalize the assessment and levy of taxes for the years 1886 and 1887, made or collected under sub division two, section 796, of the Code as amended, and

House File No. 460, an act to legalize deed of Polk county, Iowa, to Judson K. Taylor for se 1 of ne 1 section 24, twp 78, r 23, west 5th P. M.

FRED'K W. HOSSFELD, Private Secretary.

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## SPECIAL ORDER.

Consideration of House File No. 542 continued.

The question being the adoption of the substitute by Mr. Wilbur. Amendment by Mr. Wilbur to section 4:

To strike out all after the word "displaced" in line 3, and insert the following: "allowing one-half the price of the new book for the old one".

Adopted.

Amendment by Mr. Cummins to add as section 7:

"Sec. 7. This act shall not apply to independent school districts having a population of 5,000 inhabitants or more, unless the board of directors of such independent school districts shall adopt the State series by a two-thirds vote".

Also, to change section 7 to 8, and section 8 to 9.

Substitute for the amendment by Mr. Byers to add as sections 6 and 7 the following:

"Sec. 6. The board of directors of any district township or independent school district, upon the petition of one-third of the electors of said school district, four weeks' notice having been given by posting notices in four different places in said district, shall submit to the electors of such district at the next regular meeting following such notice the following propositions:

First. Shall the district supply school books to the pupils free of cost? or

Second. Shall the district supply school text books to the pupils at actual cost?

Sec. 7. In the event that the first proposition is adopted by a majority of the qualified electors of said district present and voting at such a meeting, it shall be the duty of the board of directors to purchase of any person, firm or corporation as many school books as may be necessary, and to supply the same to the pupils of the schools of said district, the same to remain the property of the district, and to be loaned to said pupils, and used by them under such rules and regulations as the county superintendent of schools in the county wherein such district is located shall, from time to time, prescribe; provided, however, any patron of the schools aforesaid shall have the right to purchase any and all of such school text books necessary for the use of himself or family, at the prices indicated in such contract."

Lost.

The question recurring upon the amendment by Mr. Cummins, Messrs. Cummins and Wilbur demanded the yeas and nays.

Amendment to the amendment by Mr. Robb, to strike out "five" and insert "ten."

Lost.

Mr. Berryhill in the chair.

Upon the amendment by Mr. Cummins.

The yeas were:

Messrs. Anderson of Hamilton, Berryhill, Chantry, Craig, Crooks, Cummins, Curtis, Dietz, Dobson, Doron, Eckles, Evans, Field, Fillmore, Foley, Hall, Hamilton, Hart, Hipwell, Homrighaus, Horton, Hospers, Hotchkiss, Jones, Kennan, Larson, Limback, McFarland,



Mitchell, Moore, Nelson, Parkhurst, Piatt, Rice, Roach, Robeson, Rowan, Schleicher, Theophilus, Tipton, Wagner, Woods, Wyckoff, Wyman and Yergey-46.

The nays were:

Messrs. Agnew, Anderson of Warren, Ball, Beem, Blythe, Brown, Byers, Chapman, Custer, Darnall, Davie, Dayton, Eilers, Hauser, Hobbs, Hunter, Jolly, Lewis, Lockin, Luke, Mack, Mahoney, Nicoll, Oakman, Paschal, Riley, Robb, Roberts, Roe, Roundy, Russell, Shipley, Steele, Slosson, Smith, Teale, Thompson, Thornburg, Townsend, Wilbur, Wilson of Butler and Wilson of Cass-42.

Absent or not voting:

Messrs. Burgess, Calvin, Clarke, Draper, Duus, Estes, Head, Kline, Owen, Thorniley, Walker and Mr. Speaker-12.

So the amendment was adopted.

Amendment by Mr. Mitchell, to section 5, to insert after the first word "State" in line 5, "and the board of directors may adopt the whole or any part of the State series of books."

Adopted.

Amendment by Mr. Wilbur, to section 5, to insert in line 5 after the word "series," the following, "or any part thereof."

Adopted.

Amendment by Mr. Larson, to section 8, to strike out the word, "four" in line 6 and insert "two."

Adopted.

Upon motion of Mr. Hotchkiss the House adjourned.

# AFTERNOON SESSION

House reconvened at 2 P. M. The Speaker in the chair.

### REPORT OF COMMITTEE.

Mr. Roach, from the Committee on Judiciary, reported the petition relating to the pardon of Chester Turney, confined in the Anamosa penitentiary, with the following statement: "That while believing there is much merit in the case of the affidavit for pardon the want of time forbids such investigation as would enable your committee to make an intelligent report as to the facts. Your committee declines to take any action in the premises for the further reason that in the opinion of the committee the subject matter of the petition is wholly without the province of such committee. It is not desired by your committee that its failure to take any action in the premises shall in any manner prejudice the case of the affidavit for pardon."

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. 408, a bill for an act to amend section 1, of chapter 79, of the acts of the Twenty-first General Assembly of Iowa, relating to diseased swine.

Senate File No. 207, a bill for an act to facilitate settlement of estates, and to enable administrators, guardians, trnstees and referees to deposit funds and securities subject to approval of court, and making the clerks and trustees liable therefor in certain cases.

Senate File No. 251, a bill for an act to amend, revise and consolidate the various acts relating to the public printing and binding and the publication and distribution of the public documents and the journals of the two houses and relating to the election and duties and compensation of State Printer and Binder.

Also, that the Senate has passed the following bill with amendments in which the concurrence of the House is asked:

House File No. 122, a bill for an act to amend section 4256 of the

Code of Iowa, as enacted by section 3, chapter 42, of the laws of the Twenty first General Assembly, relating to grand jurors.

Also, that Senators McVay, Finn and Kent were appointed on the part of the Senate as Conference Committee on Senate File No. 7.

That Senators Gatch, Hutchison and Bayless were appointed on part of the Senate as Conference Committee on Senate File No. 290.

That Senators Sweney, McCoy, Young, Schmidt and Dooley were appointed on the part of the Senate as Conference Committee on House File No. 373, and ask a like committee appointed on the part of the House.

W. R. COCHEANE, First Asst. Secretary.

### SPECIAL ORDER.

Consideration of substitute for House File No. 542 continued.

Amendment by Mr. Mitchell to section 2, to strike out figures "60," in line 11, and insert "75."

Substitute for the amendment by Mr. Roe, to strike out "60" and insert "70."

Lost.

Amendment lost.

Amendment by Mr. Ball to section 3, to strike out of line 3 the words "fifty thousand dollars," and insert "not less than ten thousand dollars for each series of more than three books, nor less than two thousand dollars for each kind of books selected."

Adopted.

Amendment by Mr. Mitchell to section 2, to strike out in line 11 the figures "60" and insert "74."

Substitute for the amendment by Mr. Luke, to strike out "60" and insert "65."

Lost.

Amendment adopted.

Mr. Theophilus in the chair.

Amendment by Mr. Wilbur to section 5, to insert in line 6, after the word "years," the following, "unless by a majority vote of the electors."

Adopted.

The Speaker in the chair.

Mr. Hotchkiss moved that the special order be continued until 2:30 P. M. to morrow.

Lost.

The question recurring upon the adoption of the substitute by Mr. Wilbur, Messrs. Wilbur and Roe demanded the yeas and nays.

Mr. Byers explained his vote.

Mr. Dayton explained his vote.

Mr. Jolly explained his vote.

Mr. Lewis explained his vote.

Mr. McFarland explained his vote.

The yeas were:

Messrs. Agnew, Anderson of Warren, Ball, Berryhill, Brown, Byers, Chantry, Chapman, Crooks, Custer, Darnall, Davie, Dayton, Duus, Eckles, Eilers, Hamilton, Hauser, Head, Hobbs, Homrighaus, Hunter, Jolly, Kennan, Larson, Lewis, Lockin, Luke, Mack, Mahoney, Mitchell, Moore, Parkhurst, Paschal, Roach, Robb, Roe, Russell, Shipley, Slosson, Smith, Teale, Thornburg, Wilbur, Wilson of Butler and Wyckoff-46.

The nays were:

Messrs. Anderson of Hamilton, Beem, Blythe, Buell, Burgess, Craig, Cummins, Curtis, Dietz, Dobson, Doron, Evans, Field, Fillmore, Foley, Hall, Hart, Hipwell, Horton, Hospers, Hotchkiss, Jones, Kline, Limback, McFarland, Nelson, Nicoll, Oakman, Piatt, Rice, Riley, Roberts, Robeson, Roundy, Rowan, Schleicher, Steele, Theophilus, Thompson, Tipton, Townsend, Wagner, Walker, Woods, Wyman, Yergey and Mr. Speaker-47.

Absent or not voting:

Messrs. Calvin, Clarke, Draper, Estes, Owen, Thorniley and Wilson of Cass-7.

So the substitute was lost.

Mr. Beem moved to reconsider the vote whereby the substitute was lost.

Upon this motion Messrs. Riley and Beem demanded the yeas and nays.

The yeas were:

Messrs. Agnew, Anderson of Warren, Ball, Beem, Berryhill, Brown, Byers, Chantry, Chapman, Clarke, Crooks, Custer, Darnall, Davie, Dayton, Duus, Eckles, Eilers, Foley, Hamilton, Hauser, Head, Hobbs, Homrighaus, Hunter, Jolly, Kennan, Larson, Lewis, Lockin, Luke, Mack, Mahoney, McFarland, Mitchell, Moore, Nelson, Nicoll, Parkhurst, Paschal, Roach, Robb, Roe, Russell, Schleicher, Shipley, Slosson, Smith, Teale, Thornburg, Townsend, Wilbur, Wilson of Butler, Wilson of Cass, Woods, Wyckoff, Yergey and Mr. Speaker-58.

The nays were :

Messrs. Anderson of Hamilton, Buell, Burgess, Craig, Cummins, Curtis, Deitz, Dobson, Doron, Evans, Field, Fillmore, Hall, Hart, Hipwell, Horton, Hospers, Hotchkiss, Jones, Kline, Limback, Oakman, Piatt, Rice, Riley, Roberts, Robeson, Roundy, Rowan, Steele, Theophilus, Thompson, Tipton, Wagner, Walker and Wyman-36.

Absent or not voting:

Messrs. Blythe, Calvin, Draper, Estes, Owen and Thorniley-6. So the motion prevailed.

Mr. Thompson moved that the special order be continued until 2.30 P. M. to morrow.

Upon this motion Messrs. Thompson and Hotchkiss demanded the yeas and nays.

Mr. Lewis explained his vote.

Mr. Thompson explained his vote.

The yeas were:

Messrs. Anderson of Hamilton, Craig, Cummins, Dietz, Dobson, Evans, Foley, Hall, Hart, Hipwell, Hotchkiss, Limback, Rice, Robeson, Roundy, Schleicher, Theophilus, Thompson, Wyman, Yergey and Mr. Speaker-21.

The nays were:

Messrs. Agnew, Anderson of Warren, Ball, Beem, Berryhill, Brown, Buell, Byers, Burgess, Chantry, Chapman, Craig, Crooks, Curtis, Custer, Darnall, Davie, Dayton, Doron, Duus, Eckles, Eilers, Field, Hamilton, Hauser, Head, Hobbs, Homrighaus, Horton, Hospers, Hunter, Jolly, Jones, Kennan, Kline, Larson, Lewis, Lockin, Luke, Mack, Mahoney, McFarland, Mitchell, Moore, Nelson, Nicoll, Oakman, Parkhurst, Paschal, Piatt, Riley, Roach, Robb, Roberts, Roe, Rowan, Russell, Shipley, Steele, Slosson, Smith, Teale, Thornburg, Tipton, Townsend, Wagner, Walker, Wilbur, Wilson of Butler, Wilson of Cass, Woods and Wyckoff-72.

Absent or not voting:

Messrs. Blythe, Calvin, Draper, Estes, Fillmore, Owen and Thorniley-7.

So the amendment was lost.

Mr. Wilbur moved the previous question upon the adoption of the substitute.

Carried.

1888.

The question recurring upon the adoption of the substitute by Mr. Wilbur, Messrs. Wilbur and Roe demanded the yeas and nays.

The yeas were:

Messrs. Agnew, Anderson of Warren, Ball, Berryhill, Brown, Byers, Chantry, Chapman, Clarke, Crooks, Custer, Darnall, Davie, Dayton, Duus, Eckles, Eilers, Hamilton, Hauser, Head, Hobbs, Homrighaus, Hunter, Jolly, Kennan, Larson, Lewis, Lockin, Luke, Mack, Mahoney, Mitchell, Paschal, Roach, Robb, Roe, Russell, Shipley, Slosson, Smith, Teale, Thornburg, Wilbur, Wilson of Butler, Wilson of Cass and Wyckoff-46.

The nays were:

Messrs. Anderson of Hamilton, Beem. Buell, Blythe, Burgess, Craig, Cummins, Curtis, Dietz, Dobson, Doron, Evans, Field, Fillmore, Foley, Hall, Hart, Hipwell, Horton, Hospers, Hotchkiss, Jones, Kline, Limback, McFarland, Moore, Nelson, Nicoll, Oakman, Parkhurst, Piatt, Rice, Riley, Roberts, Robeson, Roundy, Rowan, Schleicher, Steele, Theophilus, Thompson, Tipton, Townsend, Wagner, Walker, Woods, Wyman, Yergey and Mr. Speaker-49.

Absent or not voting:

Messrs. Calvin, Draper, Estes, Owen and Thorniley-5. So the substitute was lost.

### REPORT OF ENROLLING COMMITTEE.

Mr. Hunter from the Committee on Enrolled Bills, submitted the following report:

ME. SPEAKEE—Your Committee on Enrolled Bills respectfully report that they have examined and find correctly enrolled, Senate File No. 384, an act to amend section 1432 of the Code of Iowa in regard to the admission of patients to the Insane Hospital.

Senate File No. 406, an act appointing trustees for the cemetery for which John M. Kendall conveyed land at Indianola, Iowa, and declaring their duties.

Substitute for House File No. 582, an act to prevent fraud in the sale of flour and other mill products.

House File No. 168, an act to amend sections 1495 and 1508 of

chapter four (4) title eleven (11) of the Code of 1873, in relation to line fences.

House File No. 133, an act to legalize certain ordinance of the town of Rock Rapids, Lyon county, Iowa, and acts done thereunder.

House File No. 126, a bill for an act to legalize certain ordinances of the town of Kingsley, in Plymouth county, Iowa, and the acts of its officers thereunder.

Substitute for House File No. 45, a bill for an act to repeal subdivision 2 of section 796 of the Code of 1873, chapter 28 of the acts of the Fifteenth General Assembly; chapter 13 of the acts of the Eighteenth General Assembly, and chapter 182 of the acts of the Twentieth General Assembly, aud enact a substitute therefor.

House File No. 352, an act appropriating money to defray the expense of the inauguration ceremonies.

House File No. 238, an act to legalize the ordinances of the town of Corning, Adams county, Iowa.

House File No. 537, an act to legalize certain ordinances of the town of Sac City, Sac county, Iowa, and acts done thereunder.

HUNTER, Chairman.

The Speaker signed the bills in the presence of the House. Also:

ME. SPEAKEE-Your Committee on Enrolled Bills respectfully report that they have this day presented to the Governor for his approval the following bills:

House File No. 535, an act to legalize the organization of the independment school district of Greenwood, Chickasaw county, Iowa.

Also, House File No. 496, an act to legalize certain ordinances of the incorporated town of Griswold, Cass county, Iowa, and legalize acts done thereunder.

Also, House File No. 478, an act to legalize the incorporation of the town of Holstein.

Also, House File No. 468, an act to legalize the acts of the council of the town of Panors, Guthrie county, Iowa, and legalize the ordinances passed and adopted for the government of said town.

HUNTER, Chairman.

# MESSAGE FROM THE SENATE.

The following message was received from the Senate.

ME. SPEAKEE—I am directed to inform your honorable body that the Senate has passed the following, Senate File No. 61, in which the concurrence of the House is asked:

A bill for an act empowering the directors of school district townships and independent school districts to buy school books and school supplies at lowest wholesale or contract prices; furnish said books to pupils at cost, empowering electors of school districts to decide by vote as to free text books; make rules for the preservation of books, empowering directors to make additional rules for the care of books, and providing ways and means for the purchase of school books and supplies.

C. H. BROCK, Secretary.

On motion of Mr. Darnall the House adjourned.



# EVENING SESSION.

House reconvened at 7:30 P. M. The Speaker in the chair. Conference Committee on House File No. 373 excused.

### BILLS ON CALENDAR.

Mr. Roach moved that the rules be suspended and that substitute for House File No. 590, a bill for an act to legalize elections held in certain school districts on the second Monday of March, 1888, and the acts and proceedings done and taken by the officers then elected, be taken up.

Carried.

Mr. Roach moved that the rules be suspended, the bill be considered engrossed and read a third time now.

Carried.

The bill was read a third time.

The question being shall the bill pass?

The yeas were:

Messrs. Agnew, Anderson of Hamilton, Anderson of Warren, Beem, Blythe, Brown, Buell, Byers, Chantry, Chapman, Cummins, Curtis, Custer, Darnall, Davie, Dayton, Dietz, Dobson, Doron, Duus, Eckles, Eilers, Evans, Field, Fillmore, Foley, Hall, Hamilton, Hart, Hauser, Head, Hipwell, Hobbs, Homrighaus, Horton, Hospers, Hotchkiss, Hunter, Jolly, Jones, Kennan, Kline, Larson, Lewis, Limback, Lockin, Luke, Mack, Mahoney, McFarland, Mitchell, Moore, Nelson, Nicoll, Oakman, Parkhurst, Paschal, Piatt, Rice, Riley, Roach, Robb, Roberts, Robeson, Roe, Roundy, Rowan, Russell, Schleicher. Shipley, Steele, Slosson, Smith, Teale, Theophilus, Thompson, Thornburg, Tipton, Townsend, Wagner, Walker, Wilbur, Wilson of Butler, Wilson of Cass, Woods, Wyckoff, Wyman, Yergey and Mr. Speaker—89. The nays were none.

Absent or not voting:

Messrs. Ball, Berryhill, Burgess, Calvin, Clarke, Craig, Crooks, Draper, Estes, Owen and Thorniley-11.

So the bill passed and the title was agreed to.

Mr. Riley moved that the rules be suspended and that House File No. 611, a bill for an act to legalize the incorporation of the town of Columbus Junction, in Louisa county, Iowa, to legalize the election of the officers of said town, to legalize the official acts of said officers, to legalize the ordinances of the council of said town, to legalize the assessments and levies of the taxes, and to legalize the loan made under and by the authority of the eouncil of said town be taken up.

Carried.

Mr. Riley moved that the rules be suspended, the bill considered engrossed and read a third time now.

Carried.

The bill was read a third time.

The question being shall the bill pass?

The yeas were:

Messrs. Agnew, Anderson of Hamilton, Anderson of Warren, Beem, Blythe, Brown, Buell, Byers, Chantry, Chapman, Clarke, Craig, Crooks, Cummins, Curtis, Custer, Darnall, Davie, Dayton, Dietz, Dobson, Doron, Duus, Evans, Field, Fillmore, Foley, Hall, Hamilton, Hart, Hauser, Head, Hipwell, Hobbs, Homrighaus, Horton, Hospers, Hotchkiss, Hunter, Jolly, Jones, Kennan, Kline, Larson, Lewis, Limback, Lockin, Luke, Mack, Mahoney, McFarland, Moore, Nelson, Nicoll, Oakman, Owen, Parkhurst, Paschal, Piatt, Rice, Riley, Roach, Robb, Roberts, Robeson, Roe, Roundy, Rowan, Russell, Schleicher, Shipley, Steele, Slosson, Smith, Teale, Theophilus, Thompson, Thornburg, Tipton, Townsend, Wagner, Walker, Wilbur, Wilson of Butler, Wilson of Cass, Woods, Wyckoff, Wyman, Yergey and Mr. Speaker-90.

The nays were none.

Absent or not voting:

Messrs. Ball, Berryhill, Burgess, Calvin, Draper, Eckles, Eilers, Estes, Mitchell and Thorniley-10.

So the bill passed and the title was agreed to.

Messrs. Roe and Yergey were excused.

House File No. 40, indefinitely postponed.

House File No. 136, indefinitely postponed.

Senate File No. 131, indefinitely postponed.

House File No. 341, indefinitely postponed.

House File No. 98, indefinitely postponed.

- House File No. 350, indefinitely postponed.
- House File No. 331, indefinitely postponed. House File No. 416, indefinitely postponed. House File No. 429, indefinitely postponed.
- House File No. 330, indefinitely postponed.
- House File No. 220, indefinitely postponed.
- House File No. 363, indefinitely postponed.
- House File No. 250, indefinitely postponed.
- House File No. 430, indefinitely postponed.
- House File No. 124, indefinitely postponed.
- House File No. 185, indefinitely postponed. House File No. 372, indefinitely postponed.

Honse File No. 477, indefinitely postponed. House File No. 356, indefinitely postponed. House File No. 267, indefinitely postponed.

House File No. 277, indefinitely postponed. House File No. 389. indefinitely postponed. House File No. 442, indefinitely postponed.

House File No. 475, indefinitely postponed. House File No. 155, indefinitely postponed. House File No. 269, indefinitely postponed. Senate File No. 157, indefinitely postponed. House File No. 559, indefinitely postponed. House File No. 2, indefinitely postponed. House File No. 47, indefinitely postponed. House File No. 4, indefinitely postponed. House File No. 42, indefinitely postponed. House File No. 257, indefinitely postponed. House File No. 415, indefinitely postponed. House File No. 493, indefinitely postponed. House File No. 566, indefinitely postponed. House File No. 593, indefinitely postponed. House File No. 532, indefinitely postponed. House File No. 233, indefinitely postponed. House File No. 553, indefinitely postponed. House File No- 405, indefinitely postponed.

Mr. Craig moved that the rules be suspended, and that House File No. 534, a bill for an act to legalize the acknowledgments of conveyances by power of attorney made by Hazen Wilson, attorney in fact for Joseph Webster, be taken up.

Carried.

Mr. Craig moved that the rules be suspended, the bill be considered engrossed and read a third time now.

Carried.

The bill was read a third time.

The question being shall the bill pass?

The yeas were:

Messrs. Agnew, Anderson of Hamilton, Anderson of Warren, Ball, Beem, Blythe, Brown, Buell, Burgess, Byers, Chantry, Chapman Clarke, Craig, Crooks, Curtis, Custer, Darnall, Davie, Dayton, Dobson, Doron, Duus, Eckles, Eilers, Evans, Field, Fillmore, Foley, Hall, Hamilton, Hart, Hauser, Head, Hipwell, Hobbs, Homrighaus, Horton, Hospers, Hotchkiss, Hunter, Jolly, Jones, Kennan, Kline, Lewis, Limback, Lockin, Luke, Mack, Mahoney, McFarland, Mitchell, Moore, Nelson, Nicoll, Oakman, Owen, Parkhurst, Paschal, Piatt, Rice, Riley, Roach, Robb, Roberts, Robeson, Roe, Roundy, Rowan, Schleicher, Shipley, Steele, Slosson, Smith, Teale, Theophilus, Thompson, Thornburg, Tipton, Townsend, Wagner, Walker, Wilbur, Wilson of Butler, Woods, Wyckoff, Wyman, Yergey and Mr. Speaker—90.

The nays were none.

Absent or not voting:

Messrs. Berryhill, Calvin, Cummins, Dietz, Draper, Estes, Larson, Russell, Thorniley and Wilson of Cass-10.

So the bill passed and the title was agreed to.

Mr. Lewis moved that the rules be suspended and that House File 591, a bill for an act to authorize incorporated towns to refund outstanding indebtedness, be taken up.

Carried.

Amendments by committee.

Strike out of lines 2 and 3 of the original bill the words "to exceed

twenty five hundred" and insert in lieu thereof, the words "less than one thousand."

Adopted.

Amendment by Mr. Lewis to add as section 2. 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 Des Moines Leader, newspapers published in Des Moines, Iowa.

Adopted.

Amendment by Mr. Rowan to strike out of line 8, section 1, the word "seven" and insert in lieu thereof, the word "six."

Lost.

Amendment by Mr. Dobson to strike out "seven" in line 8. Lost.

Mr. Riley moved that the rules be suspended, the bill considered engrossed and read a third time now.

Carried.

The bill was read a third time.

The question being shall the bill pass.

The yeas were:

Messrs. Agnew, Anderson of Hamilton, Anderson of Warren, Ball, Beem, Blythe, Brown, Buell, Burgess, Byers, Chantry, Chapman, Clarke, Craig, Crooks, Curtis, Custer, Darnall, Davie, Dayton, Dobson, Doron, Duus, Eckles, Eilers, Evans, Field, Fillmore, Foley, Hall, Hamilton, Hart, Hauser, Head, Hipwell, Hobbs, Homrighaus, Horton, Hospers, Hotchkiss, Hunter, Jolly, Jones, Kennan, Kline, Lewis, Limback, Lockin, Luke, Mack, Mahoney, McFarland, Mitchell, Moore, Nelson, Nicoll, Oakman, Parkhurst, Paschal, Piatt, Rice, Riley, Roach, Robb, Roberts, Robeson, Roe, Roundy, Rowan, Schleicher Shipley, Steele, Slosson, Smith, Teale, Theophilus, Thompson, Thornburg, Tipton, Townsend, Wagner, Walker, Wilbur, Woods, Wyckoff, Wyman, Yergey and Mr. Speaker—88.

The navs were none.

Absent or not voting:

Messrs. Berryhill, Čalvir, Cummins, Dietz, Draper, Estes, Larson, Owen, Russell, Thorniley, Wilson of Butler and Wilson of Cass-12. So the bill passed and the title was agreed to.

Mr. Hotchkiss moved that the rules be suspended and that Senate File No. 23, a bill for an act to amend section 471, chapter 154, laws of 1874, be taken up.

Carried.

1

The question being shall the bill be read a third time?

Carried.

The bill was read a third time.

The question being shall the bill pass?

The yeas were:

Messrs. Agnew, Anderson of Hamilton. Anderson of Warren, Ball, Beem, Blythe, Brown, Buell, Burgess, Byers, Chantry, Chapman, Clarke, Craig, Crooks, Curtis, Custer, Darnall, Davie, Dayton, Dobson, Doron, Duus, Eckles, Eilers, Evans, Field, Fillmore, Foley, Hall, Hamilton, Hart, Hauser, Head, Hipwell, Hobbs, Homrighaus, Horton, Hospers, Hotchkiss, Hunter, Jolly, Jones, Kennan, Kline, Lewis, Limback, Lockin, Luke, Mack, Mahoney, McFarland, Mitchell, Moore,

Nelson, Nicoll, Oakman, Parkhurst, Paschal, Piatt, Rice, Riley, Roach, Robb, Roberts, Robeson, Roundy, Rowan, Schleicher, Shipley, Steele, Slosson, Smith, Teale, Theophilus, Thornburg, Tipton, Townsend, Wagner, Wilbur, Woods, Wyckoff, Wyman, Yergey and Mr. Speaker-85.

The nays were none.

Absent or not voting:

Messrs. Berryhill, Calvin, Cummins, Dietz, Draper, Estes, Larson, Owen, Roe, Russell, Thompson, Thorniley, Walker, Wilson of Butler and Wilson of Cass-15

So the bill passed and the title was agreed to.

Mr. Hipwell moved that the rules be suspended and that substitute for House File No. 560, a bill for an act to amend section 1091 of the Code of 1873, relating to corporations other than those pecuniary profit be taken up.

Carried.

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Mr. Hipwell moved that the rules be suspended the bill considered engrossed, and read third time now.

Carried.

The bill was read a third time.

The question being shall the bill pass?

The yeas were:

Messrs. Agnew, Anderson of Hamilton, Anderson of Warren, Ball, Beem, Blythe, Brown, Buell, Burgess, Byers, Chantry, Chapman, Clarke, Craig, Crooks, Curtis, Custer, Darnall, Davie, Dayton, Dob-son, Doron, Duus, Eckles, Evans, Field, Fillmore, Foley, Hall, Hamilton, Hart, Hauser, Head, Hipwell, Hobbs, Homrighaus, Horton, Hospers, Hotchkiss, Hunter, Jolly, Jones, Kennan, Kline, Larson, Lewis, Limback, Lockin, Luke, Mack, Mahoney, McFarland, Mitchell, Moore, Nelson, Nicoll, Oakman, Parkhurst, Paschal, Piatt, Rice, Riley, Roach, Robb, Roberts, Robeson, Roe, Roundy, Rowan, Russell, Schleicher, Shipley, Steele, Slosson, Smith, Teale, Theophilus, Thornburg, Tipton, Townsend, Wagner, Wilbur, Woods, Wyckoff, Wyman and Mr. Speaker-86.

The navs were none.

Absent or not voting:

Messrs. Berryhill, Calvin, Cummins, Dietz, Draper, Eilers, Estes, Owen, Thompson, Thorniley, Walker, Wilson of Butler, Wilson of Cass and Yergey-14.

So the bill passed and the title was agreed to.

Mr. Robb moved that the rules be suspended, and that Senate File No. 65, a bill for an act to provide that owners and keepers of pure bred, thorough bred or standard bred stallions or bulls shall post notice of their registration, be taken up.

Carried.

Amendments by committee to section 1: to insert the word "or" before the word "thoroughbred" in line 2; also, insert the word "bull" after the word "thoroughbred" in line 2; also, insert the words "or thoroughbred" before the word "stallion" in line 2; also, to strike out the words "or bull" in line 4 of original bill.

Adopted.

The question being shall the bill be read a third time?

Carried.

The bill was read a third time.

The question being shall the bill pass?

The yeas were:

Messrs Agnew, Anderson of Hamilton, Anderson of Warren, Ball, Beem, Blythe, Brown, Buell, Burgess, Byers, Chantry, Chapman, Clarke, Craig, Crooks, Curtis, Custer, Darnall, Davie, Dayton, Dobson, Doron, Duus, Eckles, Evans, Field, Fillmore, Foley, Hall, Hamilton, Hart, Hauser, Head, Hipwell, Hobbs, Homrighaus, Horton, Hospers, Hotchkiss, Hunter, Jolly, Jones, Kennan, Kline, Lewis, Limback, Lockin, Luke, Mack, Mahoney, McFarland, Mitchell, Moore, Nelson, Nicoll, Oakman, Parkhurst, Paschal, Piatt, Rice, Riley, Roach, Robb, Roberts, Robeson, Roundy, Rowan, Schleicher, Shipley, Steele, Slosson, Smith, Teale, Theophilus, Thompson, Thornburg, Tipton, Townsend, Wagner, Wilbur, Woods, Wyckoff, Wyman and Mr. Speaker-83.

The nays were:

Mr. Riley-1.

Absent or not voting.

Messrs. Berryhill, Calvin, Cummins, Deitz, Draper, Eilers, Estes, Larson, Owen, Roe, Russell, Thorniley, Walker, Wilson of Butler, Wilson of Cass and Yergey—16.

So the bill passed.

Substitute by Mr. Lookin for the title, a bill for an act to provide that owners and keepers of pure bred or thoroughbred bulls, standard bred or thoroughbred stallions shall post notice of their registration.

Adopted and title as substituted was agreed to.

#### ENGROSSED BILLS.

Mr. Hall moved that the rules be suspended and that the House take up engrossed bills.

Carried.

House File No. 36, a bill for an act to enable discharged railway employees to obtain a certificate from the person or company making such discharge, setting forth the reasons for such discharge.

The question being shall the bill be read a third time.

Carried.

The bill was read a third time.

The question being shall the bill pass?

The yeas were:

Messrs Agnew, Anderson of Hamilton, Anderson of Warren, Ball, Beem, Blythe, Brown, Buell, Burgess, Byers, Chantry, Chapman, Craig, Crooks, Custer, Darnall, Davie, Dayton, Dobson, Duus, Eckles, Field, Fillmore, Hall, Hart, Hauser, Hipwell, Homrighaus, Horton, Hotchkiss, Jolly, Kennan, Lewis, Lockin, Mahoney, Nelson, Nicoll, Oakman, Parkhurst, Paschal, Roach, Robb, Roberts, Robeson, Rowan, Schleicher, Slosson, Smith, Teale, Theophilus, Thornburg, Tipton, Wagner, Wilbur, Woods, Wyckoff, Wyman and Mr. Speaker-57.

The nays were:

Messrs. Clarke, Doron, Evans, Limback, Moore, Piatt, Roundy and Townsend-9.

Messrs. Berryhill, Čalvin, Cummins, Curtis, Dietz, Draper, Eilers, Estes, Foley, Hamilton, Head, Hobbs, Hospers, Hunter, Jones, Kline, Larson, Luke, Mack, McFarland, Mitchell, Owen, Rice, Riley, Roe, Russell, Shipley, Steele, Thompson, Thorniley, Walker, Wilson of Butler, Wilson of Cass and Yergey-34.

So the bill passed and the title was agreed to.

House File No. 292, a bill for an act to amend chapter 140, section 2 of the Twenty-first General Assembly, relating to the duties of State mine inspector.

The question being shall the bill be read a third time? Carried.

The bill was read a third time.

The question being shall the bill pass?

The yeas were:

Messrs. Agnew, Anderson of Hamilton, Anderson of Warren, Ball, Beem, Blythe, Brown, Buell, Burgess, Byers, Chantry, Clarke, Craig, Crooks, Custer, Darnall, Davie, Dayton, Dobson, Doron, Eckles, Evans, Field, Fillmore, Foley, Hall, Hamilton, Hart, Hauser, Head, Hipwell, Hobbs, Homrighaus, Horton, Hospers, Hotchkiss, Jolly, Kennan, Kline, Lewis, Limback, Lockin, Luke, Mack, Mahoney, McFarland, Mitchell, Moore, Nelson, Nicoll, Oakman, Parkhurst, Paschal, Piatt, Rice, Roach, Robb, Roberts, Robeson, Roundy, Rowan, Schleicher, Shipley, Steele, Slosson, Smith, Teale, Theophilus, Thornburg, Tipton, Townsend, Wagner, Wilbur, Woods, Wyckoff, Wyman and Mr. Speaker-77.

The nays were none.

Absent or not voting:

Messrs. Berryhill, Calvin, Chapman, Cummins, Curtis, Dietz, Draper, Duus, Eilers, Estes, Hunter, Jones, Larson, Owen, Riley, Roe, Russell, Thompson, Thorniley, Walker, Wilson of Butler, Wilson of Cass and Yergey-23.

So the bill passed and the title was agreed to.

House File No. 299, a bill for an act to exterminate the English sparrow.

The question being shall the bill be read a third time? Carried.

The bill was read a third time.

The question being shall the bill pass?

The yeas were:

Messrs. Agnew, Anderson of Hamilton, Anderson of Warren, Ball, Beem, Blythe, Brown, Buell, Burgess, Byers, Chantry, Chapman, Clarke, Craig, Crooks, Curtis, Custer, Darnall, Davie, Dayton, Doron, Eckles, Evans, Field, Hall, Hart, Hauser, Head, Hipwell, Homrighaus, Horton, Hospers, Hotchkiss, Jolly, Kennan, Kline, Limback, Lockin, Mahoney, Mitchell, Moore, Nelson, Nicoll, Oakman, Parkhurst, Paschal, Piatt, Riley, Roach, Robb, Roberts, Robeson, Roundy, Rowan, Schleicher, Shipley, Steele, Smith, Teale, Theophilus, Thornburg, Tipton, Townsend, Wagner, Woods, Wyckoff, Wyman and Mr. Speaker-68.

The nays were:

Messrs. Dobson, Fillmore, Lewis and Slosson-4.

Messrs. Berryhill, Calvin, Cummins, Dietz, Draper, Duus, Eilers, Estes, Foley, Hamilton, Hobbs, Hunter, Jones, Larson, Luke, Mack, McFarland, Owen, Rice, Roe, Russell, Thompson, Thorniley, Walker, Wilbur, Wilson of Butler, Wilson of Cass and Yergey-28.

So the bill passed and the title was agreed to.

Mr. Wilbur in the chair.

House File No. 30, a bill for an act to amend chapter 154, laws of the Eighteenth General Assembly, regulating the good time of prisoners in our penitentiaries.

The question being, shall the bill be read a third time? Carried.

The bill was read a third time.

The question being shall the bill pass?

The yeas were:

Messrs. Agnew, Anderson of Hamilton, Anderson of Warren, Ball, Beem, Blytne, Brown, Buell, Burgess, Byers, Chantry, Chapman, Craig, Crooks, Curtis, Custer, Darnall, Davie, Dayton, Dobson, Eckles, Evans, Field, Fillmore, Foley, Hall, Hart, Hauser, Head, Hipwell, Hobbs, Homrighaus, Horton, Hotchkiss, Jolly, Jones, Kennan Kline, Lewis, Limback, Lockin, Mahoney, Mitchell, Moore, Nelson, Nicoll, Oakman, Parkhurst, Paschal, Piatt, Riley, Roach, Robb, Roberts, Robeson, Roundy, Rowan, Schleicher, Shipley, Steele, Slosson, Smith, Teale, Theophilus, Thornburg, Tipton, Townsend, Wagner, Wilbur, Woods, Wyckoff, Wyman and Mr. Speaker-73.

The nays were:

Messrs. Clarke and Doron-2.

Absent or not voting:

Messrs. Berryhill, Calvin, Cummins, Dietz, Draper, Daus, Eilers, Estes, Hamilton, Hospers, Hunter, Larson, Luke, Mack, McFarland, Owen, Rice, Roe, Russell, Thompson, Thorniley, Walker, Wilson of Butler, Wilson of Cass and Yergey-25.

So the bill passed and the title was agreed to.

Mr. Craig moved that the House adjourn.

Upon this motion Messrs. Roach and Teale demanded the yeas and nays.

Mr. Paschal explained his vote.

The yeas were:

Messrs. Agnew, Anderson of Hamilton, Anderson of Warren, Ball, Byers, Chantry, Clarke, Craig, Crooks, Curtis, Custer, Doron, Eilers, Estes, Evans, Field, Hart, Hauser, Head, Hobbs, Homrighaus, Hotohkiss, Jolly, Jones, Kennan, Kline, Mack, Mahoney, Mitchell, Moore, Nicoll, Parkhurst, Paschal, Piatt, Rice, Robb, Robeson, Roe, Roundy, Rowan, Schleicher, Shipley, Slosson, Smith. Teale, Theophilus, Tipton, Townsend, Wagner, Wilbur, Woods, Wyckoff and Wyman -53.

The nays were:

Messrs. Beem, Blythe, Brown, Buell, Burgess, Darnall, Davie, Dayton, Dobson, Eckles, Fillmore, Foley, Hall, Hipwell, Horton, Lewis, Limback, Lockin, McFarland, Nelson, Oakman, Riley, Roach, Roberts, Steele, Thornburg and Mr. Speaker-27.

Messrs. Berryhill, Calvin, Chapman, Cummins, Deitz, Draper, Duus, Hamilton, Hospers, Hunter, Larson, Luke, Owen, Russell, Thompson, Thorniley, Walker, Wilson of Butler, Wilson of Cass and Yergey-20. So the House adjourned.

# HALL OF THE HOUSE OF BEPBESENTATIVES, DES MOINES, IOWA, March 30, 1888.

House met in regular session at 9 o'clock A. M.

The Speaker in the chair. Prayer by Rev. A. H. Ames.

Journal of yesterday read and approved.

Conference Committee on House File No. 373 was excused. Leave of absence was also granted Mr. Larson until Wednesday.

#### SENATE MESSAGES CONSIDERED.

Senate File No. 61, a bill for an act empowering the directors of school district townships and independent school districts to buy school books and school supplies at lowest wholesale or contract prices, furnish said books to pupils at cost, empowering electors of school districts to decide by vote as to free text-books, making rules for the presentation of books, empowering directors to make additional rules for the care of books, and providing ways and means for purchase of school books and supplies.

The bill was read a first and second time.

Mr. Robb moved reference to Committee on Schools.

Mr. Riley moved an amendment, that the bill go on the calendar.

Upon the amendment Messrs. Robb and Riley demanded the yeas and nays.

The yeas were:

Messrs. Anderson of Hamilton, Beem, Blythe, Craig, Curtis, Deitz, Dobson, Doron, Duus, Field, Fillmore, Hart, Hauser, Horton, Hospers, Hotohkiss, Jones, Kennan, Kline, Larson, Limback, Moore, Nicoll,Oakman, Piatt, Rice, Riley, Roberts, Robeson, Roundy, Rowan, Schleicher, Steele, Theophilus, Thornburg, Tiptov, Townsend, Walker, Woods, Wyman, Yergey and Mr. Speaker-42.

The nays were:

Messrs. Agnew, Anderson of Warren, Ball, Brown, Burgess, Byers, Chantry, Chapman, Clarke, Darnall, Davie, Dayton, Eckles, Eilers, Head, Hipwell, Hobbs, Hunter, Jolly, Lewis, Lockin, Mack, Mahoney, Mitchell, Nelson, Owen, Parkhurst, Paschal, Roach, Robb, Roe, Russell, Shipley, Slosson, Smith, Teale, Wilbur, Wilson of Butler and Wyckoff-39.

Absent or not voting:

Messrs. Berryhill, Buell, Calvin, Crooks, Cummins, Custer, Draper, Estes, Evans, Foley, Hall, Hamilton, Homrighaus, Luke, McFarland, Thompson, Thorniley, Wagner and Wilson of Cass-10.

Through an error in the count the amendment was declared lost.

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Amendment by Mr. Craig, the bill be referred to the Committee on Text Books.

Upon this amendment Messrs. Craig and Roe demanded the yeas and nays.

The yeas were:

Messrs. Anderson of Hamilton, Beem, Blythe, Byers, Craig, Curtis, Dietz, Dobson, Doron, Field, Hart, Hipwell, Horton, Hospers, Hotchkiss, Jones, Larson, Limback, Moore, Nicoll, Oakman, Piatt, Rice, Riley, Robeson, Rowan, Steele, Theophilus, Thompson, Tipton, Townsend, Walker, Wilbur, Woods, Wyman, Yergey and Mr. Speaker-36.

The nays were:

Messrs. Agnew, Anderson of Warren, Ball, Brown, Burgess, Chantry, Chapman, Clarke, Crooks, Custer, Darnall, Davie, Dayton, Duus, Eckles, Eilers, Fillmore, Hall, Hauser, Head, Hobbs, Homrighaus, Hunter, Jolly, Kennan, Kline, Lewis, Lockin, Mack, Mahoney, Mitchell, Nelson, Owen, Parkhurst, Paschal, Roach, Robb, Roberts, Roe, Roundy, Russell, Schleicher, Shipley, Slosson, Smith, Teale, Thornburg, Wilson of Butler and Wyckoff—49.

Absent or not voting:

Messrs. Berryhill, Buell, Calvin, Cummins, Draper, Estes, Evans, Foley, Hamilton, Luke, McFarland, Thorniley, Wagner and Wilson of Cass-14.

So the amendment was lost.

Mr. Riley moved that the further consideration of the bill be continued until 2:30 o'clock P. M.

Upon this motion Messrs. Riley and Darnall demanded the yeas and nays.

The yeas were:

Messrs. Anderson of Hamilton, Beem, Blythe, Craig, Curtis, Dietz. Dobson, Doron, Field, Fillmore, Hall, Hart, Head, Hipwell, Horton, Hospers, Hotchkiss, Jones, Limback, Moore, Nicoll, Oakman, Piatt, Rice, Riley, Robeson, Steele, Theophilus, Thompson, Thornburg, Tipton, Townsend, Walker, Wyman and Mr. Speaker-84.

The nays were:

Messrs. Agnew, Anderson of Warren, Ball, Brown, Burgess, Byers, Chantry, Chapman, Clarke, Crooks, Custer, Darnall, Davie, Dayton, Eckles, Eilers, Hauser, Head, Hobbs, Homrighaus, Hunter, Jolly, Kennan, Kline, Larson, Lewis, Lockin, Mack, Mahoney, Mitchell, Nelson, Owen, Parkhurst, Paschal, Robb, Roberts, Roe, Roundy, Rowan, Russell, Schleicher, Shipley, Slosson, Smith, Teale, Wilbur, Wilson of Butler, Woods and Wyckoff-49.

Absent or not voting:

Messrs. Berryhill, Buell, Calvin, Cummins, Draper, Duus, Estes, Evans, Foley, Hamilton, Luke, McFarland, Roach, Thorniley, Wagner, Wilson of Cass and Yergey-17.

So the motion was lost.

Amendment by Mr. Craig, that the bill be referred to the Committee on Judiciary.

Upon this motion Messrs Craig and Riley demanded the yeas and nays.

Mr. Robb moved the previous question.

Upon this motion Messrs. Craig and Riley demanded the yeas and nays.

The yeas were:

Messrs. Agnew, Anderson of Hamilton, Anderson of Warren, Ball, Brown, Burgess, Byers, Chantry, Chapman, Clarke, Crooks, Custer, Darnall, Davie, Dayton, Duus, Eckles, Eilers, Fillmore, Hall, Hauser, Head, Hobbs, Homrighaus, Horton, Hunter, Jolly, Kline, Larson, Lewis, Lookin, Mack, Mahoney, Mitchell, Nelson, Nicoll, Oakman, Owen, Parkhurst, Paschal, Roach, Robb, Roberts, Roe, Russell, Schleicher, Shipley, Slosson, Smith, Teale, Thornburg, Wilbur, Wilson of Butler, Yergey and Mr. Speaker-55.

The nays were:

Messrs. Beem, Blythe, Craig, Curtis, Dietz, Dobson, Doron, Field, Foley, Hipwell, Hospers, Hotchkiss, Kennan, Limback, Moore, Piatt, Rice, Riley, Robeson, Roundy, Rowan, Steele, Theophilus, Thompson, Tipton, Townsend, Walker, Wyckoff and Wyman—29.

Absent or not voting:

Messrs. Berryhill, Buell, Calvin, Cummins, Draper Estes, Evans, Hamilton, Hart, Jones, Luke, McFarland, Thorniley, Wagner, Wilson of Cass and Woods-16.

So the previous question was ordered.

The question recurring upon the amendment to refer to the Committee on Judiciary.

Mr. Thompson explained his vote.

The yeas were:

Messrs. Beem, Blythe, Buell, Craig, Curtis, Dietz, Doron, Fillmore, Foley, Hall, Hart, Hipwell, Hospers, Kennan, Limback, Moore, Piatt, Riley, Robeson, Rowan, Steele, Theophilus, Townsend and Wyman-24.

The nays were:

Messrs. Agnew, Anderson of Hamilton, Anderson of Warren, Ball, Brown, Burgess, Byers, Chantry, Chapman, Clarke, Crooks, Custer, Darnall, Davie, Dayton, Dobson, Duus, Eckles, Eilers, Hauser, Head, Hobbs, Homrighaus, Horton, Hotchkiss, Hunter, Jolly, Kline, Larson, Lewis, Lockin, Mack, Mahoney, Nelson, Nicoll, Oakman, Owen, Parkhurst, Paschal, Roach, Robb, Roberts, Roe, Roundy, Russell, Schleicher, Shipley, Slosson, Smith, Teale, Thompson, Thornburg, Tipton, Walker, Wilbur, Wilson of Butler, Woods, Wyckoff, Yergey and Mr. Speaker-60.

Absent or not voting:

Messrs. Berryhill, Čalvin, Cummins, Draper, Estes, Evans, Field, Hamilton, Jones, Luke, McFarland, Mitchell, Rice, Thorniley, Wagner and Wilson of Cass-16.

So the amendment was lost.

The question recurring upon the motion to refer to the Committee on Schools.

Messrs. Roe and Buell demanded the yeas and nays.

Mr. Thompson explained his vote.

The yeas were:

Messrs. Agnew, Anderson of Warren, Ball, Brown, Burgess, Byers, Chantry, Chapman, Clarke, Crooks, Custer, Darnall, Davie, Dayton, Duus, Eckles, Eilers, Hauser, Head, Hobbs, Homrighaus, Hunter, Jolly, Lewis, Lockin, Mack, Mahoney, McFarland, Mitchell, Moore, Nelson, Oakman, Owen, Parkhurst, Paschal, Roach, Robb, Roberts, Roe, Russell, Shipley, Slosson, Smith, Teale, Thornburg, Wilbur, Wilson of Butler, Wilson of Cass, Wyckoff and Yergey-50.

The nays were :

Messrs. Beem, Blythe, Buell, Craig, Curtis, Deitz, Dobson, Doron, Evans, Field, Fillmore, Foley, Hall, Hart, Hipwell, Horton, Hospers, Hotchkiss, Jones, Kennan, Kline, Larson, Limback, Nicoll, Piatt, Rice, Riley, Robeson, Roundy, Rowan, Steele, Theophilus, Thompson, Tipton, Townsend, Wagner, Walker, Woods, Wyman and Mr. Speaker -40.

Absent or not voting:

Messrs. Anderson of Hamilton, Berryhill, Calvin, Cummins, Draper, Estes, Hamilton, Luke, Schleicher and Thorniley-10.

So the motion prevailed.

Mr. Dobson moved that the Committee on Schools be instructed to report Senate File No. 61 back to the House not later than 2 o'clock P. M. to day.

Upon this motion Messrs. Beem and Riley demanded the yeas and nays.

Amendment by Mr. Lewis that the committee be required to report by 2.30 o'clock P. M. to morrow.

Mr. Russell moved a call of the House, which was seconded and ordered.

Absent without leave-Mr. McFarland.

On motion Mr. McFarland was granted leave of absence until 2.30 P. M.

The question recurring upon the amendment by Mr. Lewis.

Mr. Smith moved that the motion lie on the table.

Upon this motion Messrs. Custer and Teale demanded the yeas and nays.

The yeas were:

Messrs. Agnew, Anderson of Warren, Ball, Brown, Burgess, Byers, Chantry, Chapman, Clarke, Crooks, Custer, Darnall, Dayton, Eckles, Eilers, Hauser, Head, Hobbs, Homrighaus, Hunter, Lewis, Lockin, Mack, Mahoney, McFarland, Nelson, Oakman, Parkhurst, Paschal, Roach, Robb, Roberts, Roe, Russell, Schleicher, Shipley, Slosson, Smith, Teale, Thornburg, Wilbur, Wilson of Butler and Wyckoff -43.

The nays were:

Messrs. Anderson of Hamilton, Beem, Blythe, Buell, Craig, Curtis, Davie, Dietz, Dobson, Doron, Duus, Evans, Field, Fillmore, Foley, Hall, Hart, Hipwell, Horton, Hospers, Hotchkiss, Jones, Kennan, Kline, Larson Limback, Mitchell, Moore, Nicoll, Owen, Piatt, Rice, Riley, Robeson, Rowan, Steele, Theophilus, Thompson, Tipton, Townsend, Wagner, Walker, Woods, Wyman, Yergey and Mr. Speaker-46.

Absent or not voting:

Messrs. Berryhill, Calvin, Cummins, Draper, Estes, Hamilton, Luke, McFarland, Roundy, Thorniley and Wilson of Cass-11.

So the motion was lost.

Substitute by Mr. Beem, for the motion and amendment, that the

special order upon House File No. 549, be continued until 10 A. M. Monday, and that the Committee on Schools be instructed to report Senate File No. 61 by that time.

Substitute carried and adopted unanimously.

Mr. McFarland filed a substitute for House File No. 542.

Mr. Nelson offered an amendment to House File No. 542, which was ordered printed.

# MESSAGE FROM THE SENATE.

The following message was received from the Senate.

ME. SPEAKEE-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. 80, a bill for an act to legalize the annexation of certain territory to the incorporated town of North Des Moines.

Also, Senate File No. 220, a bill for an act granting additional authority to certain cities of the first class, relating to the improvement of public places, street, highway, avenue and alley intersections, and to provide a system of payment therefor.

Also, Senate File No. 235, a bill for an act to amend chapter 1, title 9 of the Code, to repeal section 1058 thereof, and to enact section 2 of this act in lieu thereof.

Also, Senate has concurred in House File No. 449, a bill for an act to legalize the ordinances of the city of Shenandoah.

C. H. BROCK, Secretary.

Also:

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. 288, a bill for an act to amend section 471 of the Code of 1873, relating to the power of establishing water works by cities and towns, and making the powers granted in sections 472, 473, 474 and 475 of the Code of 1873, applicable to establishment of gas works or electric light plants, and providing for the payment for the same by the issuing of bonds.

Also, Senate File No. 413, a bill for an act empowering the Governor to acknowledge the receipt of certain articles on behalf of the State.

Also, has concurred in House concurrent resolution, relative to ownership of lands by non-resident aliens.

Also, House File No. 602, a bill for an act to legalize the incorporation of the town of Deep River, Poweshiek county, Iowa, the election of its officers and all acts done and ordinances passed by said town.

C. H. BROCK, Secretary.

## SPECIAL ORDER.

On motion of Mr. Burgess, the special order on substitute for House File No. 92, was continued until 2:30 P. M.

Carried.

Consideration of Senate messages continued.

Senate File No. 327, read a first and second time and passed on calendar.

Senate File No. 408, read a first and second time and passed on calendar.

Senate File No. 207, a bill for an act to facilitate settlement of estates and to enable administrators, guardians, trustees and referees, to deposit funds and securities subject to approval of court, and making the clerk and treasurer liable therefor in certain cases.

The bill was read a first and second time.

Mr. Riley moved that the rules be suspended and the bill read a third time now.

Carried.

The bill was read a third time.

The question being shall the bill pass?

The yeas were:

Messrs. Agnew, Anderson of Hamilton, Anderson of Warren, Beem, Brown, Buell, Byers, Chantry, Clarke, Craig, Crooks, Davie, Dayton, Dietz, Dobson, Doron, Duus, Eckles, Eilers, Field, Fillmore, Foley, Hall, Hart, Head, Hipwell, Homrighaus, Horton, Hospers, Jolly, Jones, Kennan, Kline, Larson, Mack, Mahoney, McFarland, Mitchell, Moore, Nelson, Oakman, Owen, Parkhurst, Paschal, Piatt, Riley, Roach, Robb, Roberts, Roe, Roundy, Rowan, Russell, Schleicher, Shipley, Steele, Slosson, Smith, Teale, Theophilus, Thompson, Thornburg, Thorniley, Tipton, Townsend, Wagner, Walker, Wilson of Butler, Woods, Wyckoff, Wyman, Yergey and Mr. Speaker-73.

The nays were:

Mr. Hauser-1.

Absent or not voting:

Messrs. Ball, Berryhill, Blythe, Burgess, Calvin, Chapman, Cummins, Curtis, Custer, Darnall, Draper, Estes, Evans, Hamilton, Hobbs, Hotchkiss, Hunter, Lewis, Limback, Lockin, Luke, Nicoll, Rice, Robeson, Wilbur and Wilson of Cass-26.

So the bill passed and the title was agreed to.

Senate File No. 413 read a first and second time and passed on calendar.

Senate File No. 288 read a first and second time and passed on calendar.

Senate File No. 251 read a first and second time and referred to Committee on Printing.

Senate File No. 235 read a first and second time and passed on calendar.

House File No. 14, amendment by the Senate:

To insert "the State of" before the word "Iowa", in the enacting clause.

Carried unanimously.

Senate File No. 220, a bill for an act granting additional authority to certain cities of the first class, relating to the improvement of public places, streets, highways, avenue and alley intersections, and to provide a system of payment therefor.

The bill was read a first and second time.

Mr. Riley moved that the rules be suspended and the bill read a third time now.

Carried.

The bill was read a third time.

The question being, shall the bill pass?

The yeas were:

Messrs. Agnew, Anderson of Hamilton, Anderson of Warren, Ball, Blythe, Brown, Buell, Byers, Chantry, Chapman, Clarke, Crooks, Curtis, Darnall, Davie, Dayton, Dietz, Dobson, Doron, Duus, Eckles, Eilers, Estes, Evans, Field, Fillmore, Foley, Hall, Hart, Hauser, Head, Hipwell, Hobbs, Homrighaus, Horton, Hospers, Hotchkiss, Hunter, Jolly, Jones, Kennan, Kline, Larson, Lewis, Limback, Lockin, Mack, Mahoney, McFarland, Mitchell, Nelson, Nicoll, Oakman, Owen, Parkhurst, Paschal, Piatt, Rice, Riley, Roach, Robb, Roberts, Robeson, Roe, Rowan, Roundy, Russell, Schleicher, Shipley, Smith, Teale, Theophilus, Thompson, Thornburg, Tipton, Townsend, Wagner, Walker, Wilson of Butler, Woods, Wyckoff, Wyman, Yergey and Mr. Speaker-84.

The nays were none.

Absent or not voting:

Messrs. Beem, Berryhill, Burgess, Calvin, Craig, Cummins, Custer, Draper, Hamilton, Luke, Moore, Steele, Slosson, Thorniley, Wilbur and Wilson of Cass-16.

So the bill passed and the title was agreed to.

Mr. Wilbur in the chair.

Mr. Wilbur moved that the rules be suspended and that Senate File No. 327, a bill for an act providing for funding certain bonds and outstanding indebtedness of certain cities, and authorizing certain cities to fund certain outstanding indebtedness and to provide for the levy of taxes for the payment thereof, and providing a penalty for the diversion of such tax, be read a third time now.

Carried.

The bill was read a third time.

The question being, shall the bill pass?

The yeas were:

Messrs. Anderson of Hamilton, Anderson of Warren, Beem, Blythe, Brown, Buell, Byers, Chantry, Chapman, Clarke, Craig, Crooks, Curtis, Darnall, Davie, Dayton, Dietz, Dobson, Duus, Eilers, Field, Fillmore, Foley, Hall, Hart, Hauser, Head, Hipwell, Homrighaus, Horton, Hospers, Hotchkiss, Hunter, Jolly, Jones, Kennan, Kline, Larson, Lewis, Limback, Lockin, Mack, Mahoney, McFarland, Mitchell, Moore, Nelson, Nicoll, Oakman, Owen, Parkhurst, Paschal, Piatt, Rice, Riley, Roach, Robb, Roberts, Robeson, Roe, Roundy, Rowan, Russell, Schleicher, Shipley, Steele, Slosson, Smith, Teale, Theophilus, Thompson, Thornburg, Tipton, Townsend, Wagner, Walker, Wilbur, Wilson of Butler, Woods, Wyman and Yergey-81.

The nays were none.

Absent or not voting:

Messrs. Agnew, Ball, Berryhill, Burgess, Calvin, Cummins, Custer, Doron, Draper, Eckles, Estes, Evans, Hamilton, Hobbs, Luke, Thorniley, Wilson of Cass, Wyckoff and Mr. Speaker-19.

So the bill passed and the title was agreed to.

# INTRODUCTION OF BILLS.

By Mr. Rice, House File No. 613, a bill for an act to empower cities of the first class, organized as such since January 1, 1885, to levy taxes additional to section 461 of the Code.

Read first and second times and referred to the Committee on Municipal Corporations, without printing.

### ENGROSSED BILLS.

On motion of Mr. Head the rules were suspended and House File No. 366 taken up.

The bill was ordered to its third reading, and was read a third time.

The question being shall the bill pass?

The yeas were:

Messrs. Agnew, Anderson of Hamilton, Anderson of Warren, Ball, Brown, Buell, Byers, Chantry, Chapman, Clarke, Craig, Crooks, Curtis, Darnall, Dietz, Eckles, Field, Foley, Hall, Hart, Hauser, Head, Hipwell, Hobbs, Homrighaus, Hospers, Hunter, Jones, Limback, Mack, Mahoney, McFarland, Mitchell, Moore, Nelson, Nicoll, Oakman, Paschal, Roberts, Robeson, Roe, Schleicher, Shipley, Steele, Smith, Teale, Thornburg, Townsend, Wagner, Walker, Wilbur, Wilson of Butler, Woods, Wyman, Yergey and Mr. Speaker-56.

The nave were:

Mesars. Beem, Burgess, Dobson, Doron, Daus, Eilers, Jolly, Kennan, Kline, Lewis, Lockin, Owen, Roach, Robb, Roundy, Slosson, Theophilus, Tipton and Wyckoff-19.

Absent or not voting:

Messers. Berryhill, Blythe, Calvin, Cummins, Custer, Davie, Dayton, Draper, Estes, Evans, Fillmore, Hamilton, Horton, Hotchkiss, Lar-son, Luke, Parkhurst, Piatt, Rice, Riley, Rowan, Russell, Thompson, Thorniley and Wilson of Cass-25.

So the bill passed and the title was agreed to.

House File 35, a bill for an act to tax mineral estates, when the surface and such mineral estates are owned by different parties.

The bill was ordered to its third reading and was read a third time.

The question being shall the bill pass?

The yeas were:

Messrs. Agnew, Anderson of Hamilton, Anderson of Warren, Ball, Beem, Blythe, Brown, Byers, Chantry, Chapman, Clarke, Craig, Crooks, Darnall, Davie, Dayton, Dietz, Dobson, Doron, Duus, Eck-les, Eilers, Field, Fillmore, Hall, Hart, Hauser, Head, Homrighaus, Hospers, Ilotchkiss, Hunter, Jolly, Jones, Kennan, Lewis, Limback, Lockin, Mack, Mahoney, McFarland, Mitchell, Moore, Nelson, Nicoll, Oakman, Owen, Parkhurst, Paschal, Piatt, Roach, Robb, Roberts, Robeson, Roe, Rowan, Schleicher, Shipley, Steele, Slosson, Smith, Teale, Theophilus, Thompson, Thornburg, Tipton, Townsend, Walker, Wilbur, Woods, Wyckoff, Yergey and Mr. Speaker-73. The nays were:

Messrs. Buell, Curtis, Riley, Roundy and Wilson of Butler-5. 07

Messrs. Berryhill, Burgess, Calvin, Cummins, Custer, Draper, Estes, Evans, Foley, Hamilton, Hipwell, Hobbs, Horton, Kline, Larson, Luke, Rice, Russell, Thorniley, Wagner, Wilson of Cass and Wyman-22.

So the bill passed and the title was agreed to.

House File No. 207, a bill for an act to amend chapter 6, title 10 of the Code of Iowa of 1873, providing for a maximum charge for transmitting telegraph messages.

The bill was ordered to its third reading and was read a third time. The question being shall the bill pass?

The yeas were:

Messrs. Agnew, Anderson of Hamilton, Anderson of Warren, Ball, Beem, Blythe, Brown, Chantry, Chapman, Clarke, Crooks, Darnall, Davie, Dayton, Dietz, Dobson, Doron, Duus, Eckles, Eilers, Field, Fillmore, Foley, Hall, Head, Hart, Hauser, Hobbs, Homrighaus, Horton, Hospers, Hotchkiss, Hunter, Jolly, Jones, Kennan, Lewis, Limback, Lockin, Mack, Mahoney, McFarland, Moore, Nelson, Nicoll, Oakman, Owen, Parkhurst, Paschal, Piatt, Riley, Roach, Robb, Roberts, Robeson, Roe, Roundy, Rowan, Russell, Schleicher, Shipley, Steele, Smith, Teale, Theophilus, Thompson, Thornburg, Tipton, Townsend, Walker, Wilbur, Wilson of Butler, Woods Wyman, and Yergey-75.

The nays were:

Messrs. Byers, Craig, Hipwell, Kline, Mitchell, Slosson, Wagner and Wyckoff-8.

Absent or not voting:

Messrs. Berryhill, Buell, Burgess, Calvin, Cummins, Curtis, Custer, Draper, Estes, Evans, Hamilton, Larson, Luke, Rice, Thorniley, Wilson of Cass and Mr. Speaker-17.

So the bill passed and the title was agreed to.

## MESSAGE FROM THE GOVERNOR.

The following message was received from the Governor:

ME. SPEAKER—I am directed by the Governor to report that he has approved, signed and deposited in the office of the Secretary of State the following bills:

House File No. 197, an act to amend section 1179 of the Code, as amended by chapter 169 of the laws of the Twenty first General Assembly, relating to life insurance companies.

House File No. 468, an act legalizing the acts of the council of the town of Panora, Guthrie county, Iowa, and legalizing the ordinances passed and adopted for the government of said town.

House File No. 478, an act to legalize the incorporation of the town of Holstein.

House File No. 406, an act to legalize certain ordinances of the incorporated town of Griswold, Cass county, Iowa, and to legalize acts done thereunder.

House File No. 535, an act to legalize the organization of the independent school district of Greenwood, in Chickasaw county, Iowa. FRED'K W. HossFELD, Private Secretary.

# 1.688.]

### ENGROSSED BILLS CONTINUED.

House File No. 37, a bill for an act for the protection of discharged employes and to prevent blacklisting.

The bill was ordered to its third reading and was read a third time.

The question being shall the bill pass?

The yeas were:

Messrs. Agnew, Anderson of Hamilton, Anderson of Warren, Ball, Beem, Blythe, Brown, Buell, Burgess, Byers, Chantry, Chapman, Clarke, Craig, Crooks, Custer, Darnall, Davie, Dayton, Dobson, Doron, Duus, Eckles, Eilers, Field, Foley, Hall, Hart, Head, Hipwell, Hobbs, Homrighaus, Hospers, Hotchkiss, Hunter, Jolly, Jones, Kline, Kennan, Larson, Lewis, Mack, Mahoney, McFarland, Moore, Nelson, Nicoll, Oakman, Owen, Parkhurst, Paschal, Roach, Robb, Roberts, Robeson, Roe, Roundy, Rowan, Schleicher, Shipley, Slosson, Smith, Teale, Theophilus, Thompson, Thornburg, Tipton, Wagner, Walker, Wilbur, Woods, Wyckoff, Wyman Yergey, and Mr. Speaker-74.

The nays were:

Messrs. Dietz, Hauser, Limback, Piatt and Wilson of Butler-5. Absent or not voting:

Messrs. Berryhill, Calvin, Cummins, Curtis, Draper, Estes, Evans, Fillmore, Hamilton, Horton, Larson, Lockin, Luke, Mitchell, Rice, Riley, Russell, Steele, Thorniley, Townsend and Wilson of Cass-21.

So the bill passed and the title was agreed to.

Mr. Parkhurst moved to reconsider the vote by which House File No. 36 passed the House last night.

Lost.

Mr. Thompson was granted leave to have the journal show that had he been present, he would have voted age on passage of House File No. 36.

House File No. 394, a bill for an act to provide for the reassessment and relevy of special taxes and assessment.

The bill was ordered to its third reading and was read a third time.

The question being shall the bill pass?

Mr. Ball explained his vote.

The yeas were:

Messrs. Agnew, Anderson of Hamilton, Anderson of Warren, Beem, Blythe, Brown, Buell, Burgess, Byers, Chantry, Chapman, Clake, Craig, Crooks, Darnall, Davie, Dayton, Deitz, Dobson, Daus, Eckles, Eilers, Field, Foley, Hall, Hart, Hauser, Head, Homrighaus, Horton, Hotchkiss, Jolly, Jones, Kennan, Kline, Limback, Mack, Mahoney, Mitchell, Moore, Oakman, Owen, Piatt, Robb, Roberts, Robeson, Rowan, Russell, Schleicher, Shipley, Steele, Smith, Theophilus, Thompson, Thornburg, Tipton, Townsend, Wagner, Walker, Wilbur, Wilson of Butler and Wyman-62.

The nays were:

Messrs. Ball, Custer, Doron, Fillmore, Hunter, Lewis, Lockin, Mo-Farland, Nelson, Nicoll, Parkhurst, Paschal, Roach, Roe, Roundy, Slosson, Teale, Wyckoff and Yergey-19.

Messrs. Berryhill, Calvin, Cummins, Curtis, Draper, Estes, Evans, Hamilton, Hipwell, Hobbs, Hospers, Larson, Luke, Rice, Riley, Thorniley, Wilson of Cass, Woods and Mr. Speaker-19.

So the bill passed and the title was agreed to.

Substitute for House File No. 249, a bill for an act to amend section 796, title 6, chapter 1, of the Code, in relation to levy of bridge fund taxes.

The bill was ordered to its third reading and was read a third time.

The question being shall the bill pass?

The yeas were:

Messrs. Beem, Brown, Buell, Burgess, Byers, Chantry, Chapman, Craig, Darnall, Davie, Dayton, Duus, Eilers, Field, Foley, Hart, Hobbs, Horton, Hotchkiss, Jolly, Kline, Limback, Lockin, Nelson, Owen, Piatt, Robb, Roberts, Roe, Rowan, Russell, Smith, Teale, Thompson, Townsend, Wagner, Wilbur, Wilson of Butler, Woods, Wyckoff and Yergey-41.

The nays were:

Messrs. Agnew, Anderson of Hamilton, Anderson of Warren, Ball, Crooks, Custer, Dietz, Dobson, Doron, Eckles, Fillmore, Hauser, Jones, Kennan, Lewis, Mahoney, Moore, Nicoll, Oakman, Paschal, Riley, Roach, Robeson, Roundy, Schleicher, Shipley, Steele, Slosson, Theophilue, Thornburg, Tipton and Walker-32.

Absent or not voting:

Messrs. Berryhill, Blythe, Calvin, Cummins, Clarke, Curtis, Draper, Estes, Evans, Hall, Hamilton, Head, Hipwell, Homrighaus, Hospers, Hunter, Larson, Luke, Mack, McFarland, Mitchell, Parkhurst, Rice, Thornily, Wilson of Cass, Wyman and Mr. Speaker-27.

So the bill was lost on passage.

On motion of Mr. Rowan the House adjourned.



# AFTERNOON SESSION

House reconvened at 2 P. M. The Speaker in the Chair.

### LEAVE OF ABSENCE GRANTED.

Mr. Doron, indefinitely.

Mr. Cummins moved that the rules be suspended and that House File No. 122, with Senate amendments be taken up.

Carried.

Amendments by the Senate:

To strike out of the title the figures and words, "4256 of the Code of Iowa as enacted by sections three, chapter 42 of the laws of the Twenty first General Assembly," and insert the figures and words "4275 of the Code."

Also, to strike out all after the enacting clause, and substitute therefor the following:

Section 1. That section 4275 of the Code be and the same hereby amended by adding to said section at the end thereof the following: Provided, That in counties having a population as shown by the last preceding census, of 20,000 or over, the court, in the exercise of a sound discretion, may appoint a competent person, not a member of the grand jury, clerk thereof, who shall receive a compensation of \$3 per day. He shall take no part in the proceedings aside from his clerical duties, and he shall strictly abstain from expressing an opinion upon any question before the grand jury, either to the jury or to any member thereof, and shall not be present when any vote is being taken upon the finding of an indictment, and, provided, further, that the following oath must be administered, "you, as clerk of the grand jury, shall faithfully and impartially perform the duties of the clerk, and you will not reveal to any one the proceedings of the grand jury. You will strictly abstain from expressing any opinion upon any question before the jury, either to the jury or any member thereof, so help you God.

Sec. 2. "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 Des Moines Leader, newspapers published at Des Moines, Iowa."

Mr. Cummins moved that the House agree to the Senate amendments.

Upon this motion

The yeas were:

Messrs. Agnew, Anderson of Hamilton, Anderson of Warren, Ball, Berryhill, Blythe, Brown, Buell, Burgess, Chantry, Chapman, Craig, Crooks, Cummins, Dietz, Dobson, Duus, Eckles, Eilers, Evans, Field, Foley, Hart, Hauser, Head, Hipwell, Hobbs, Homrighaus, Horton, Hospers, Hotchkiss, Jones, Kennan, Limback, Mack, Mahoney, McFarland, Mitchell, Moore, Nelson, Oakman, Owen, Parkhurst, Piatt, Riley, Roach, Robb, Roberts, Robeson, Roe, Rowan, Russell, Schleicher, Shipley, Steele, Slosson, Theophilus, Thompson, Thornburg, Tipton, Townsend, Wagner, Walker, Wilbur, Wilson of Butler, Wilson of Cass, Woods, Wyckoff, Wyman and Mr. Speaker-71.

The nays were:

Messrs. Beem, Caster, Darnall, Dayton, Hall, Hunter, Jolly, Lewis, Nicoll, Teale and Yergey-11.

Absent or not voting:

Messrs. Byers, Calvin, Clark, Davie, Doron, Draper, Estes, Fillmore, Hamilton, Kline, Larson, Lockin, Luke, Paschal, Rice, Roundy, Smith and Thorniley—18.

So the amendments were agreed to.

Conference Committee on House File No. 373 granted leave of absence indefinitely.

#### RESOLUTION.

By Mr. Jones:

Resolved, That the three paper folders who were ordered discharged March 31st, shall be retained in the service of the House until the close of the session.

Adopted.

#### SPECIAL ORDER.

House File No. 92 and substitutes.

Mr. Craig moved that the special order be continued until 9:30 A. M. to morrow.

Carried.

#### INTRODUCTION OF BILLS.

By Mr. Roach, House File No. 614, a bill for an act to provide for the election of clerks of committees of the Senate and House of Representatives.

The bill was read first and second times.

Mr. Roach moved that the rules be suspended, the bill considered engrossed and read a third time now.

Carried.

The bill was read a third time.

The question being shall the bill pass?

The yeas were:

Messrs. Agnew, Anderson of Hamilton, Anderson of Warren, Ball, Beem, Blythe, Brown, Burgess, Byers, Chantry, Chapman, Craig, Curtis, Custer, Darnall, Davie, Dayton, Dietz, Dobson, Daus, Eckles,



Eilers, Evans, Field, Fillmore, Foley, Hall, Hart, Hanser, Head, Homrighaus, Horton, Hospers, Hotchkiss, Hunter, Jolly, Jones, Kennan, Kline, Lewis, Limback, Lockin, Mahoney, McFarland, Mitchell, Moore, Nelson, Nicoll, Oakman, Owen, Parkhurst, Piatt, Riley, Roach, Robb, Roberts, Robeson, Roe, Roundy, Rowan, Russell, Schleicher, Shipley, Steele, Slosson, Smith, Teale, Theophilus, Thompson, Thornburg, Tipton, Townsend, Wagner, Walker, Wilbur, Wilson of Butler, Woods, Wyckoff, Wyman, Yergey and Mr. Speaker-81.

The nays were none.

Absent or not voting:

Messrs. Berryhill, Buell, Calvin, Clarke, Crooks, Cummins, Doron, Draper, Estes, Hamilton, Ilipwell, Hobbs, Larson, Luke, Mack, Paschal, Rice, Thorniley and Wilson of Cass-19.

So the bill passed and the title was agreed to.

# INTRODUCTION OF BILLS.

By Mr. Roach, House File No. 615, a bill for an act to amend section 3031 of the Code, in relation to filing transcripts in counties other than that in which judgment is rendered.

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

#### REPORTS OF COMMITTEES.

Mr. Riley, from the Committee on Municipal Corporations, reported House File No. 81, with substitute, entitled, a bill for an act to legalize the incorporation of the town of Audubon, Audubon county, Iowa, to legalize the election of the officers of said town, to legalize the official acts of the officers of said town, to legalize the ordinances of said town, to legalize the assessments and taxes levied, recommending passage of substitute.

The substitute was read a first and second time.

Mr. Walker moved that the rules be suspended, the substitute considered engrossed and read a third time now.

Carried.

The bill was read a third time.

The question being shall the bill pass?

The yeas were:

Messrs. Agnew, Anderson of Hamilton, Anderson of Warren, Ball, Beem, Blythé, Brown, Buell, Burgess, Byers, Chantry, Chapman, Clarke, Craig, Crooks, Curtis, Custer, Darnall, Davie, Dayton, Dietz, Dobson, Doron, Duus, Eckles, Eilers, Evans, Field, Fillmore, Foley, Hall, Hart, Hauser, Head, Hipwell, Hobbs, Homrighaus, Horton, Hospers, Hotchkiss, Hunter, Jolly, Jones, Kennan, Kline, Lewis, Limback, Lockin, Mack, Mahoney, McFarland, Mitchell, Moore, Nelson, Nicoll, Oakman, Owen, Parkhurst, Paschal, Piatt, Rice, Riley, Roach, Robb, Roberts, Robeson, Roe, Roundy, Rowan, Russell, Schleicher, Shipley, Steele, Slosson, Smith, Teale, Theophilus, Thompson, Thornburg, Tipton, Townsend, Wagner, Walker, Wilbur, Wilson of Butler, Woods, Wyckoff, Wyman, Yergey and Mr. Speaker-90.

The nays were none.

Messrs. Berryhill, Calvin, Cummine, Draper, Estes, Hamilton, Larson, Luke, Thorniley and Wilson of Cass-10.

So the bill passed and the title was agreed to.

Mr. Blythe, from the Committee on Constitutional Amendments, reported House File No. 564, recommending that it do not pass. Passed on file.

Mr. Riley, from the Committee on Municipal Corporations, reported House File No. 524, recommending indefinite postponement for the reason that a bill was passed covering the subject.

Passed on file.

Mr. Hobbs, from the Committee on County and Township Organization, reported House File No. 595, recommending indefinite postponement.

Passed on file.

### ENGROSSED BILLS.

Substitute for House File No. 353, a bill for an act to amend chapter 24 of the Code of 1873, relating to changes of venue in criminal cases.

The question being shall the bill be read a third time?

Carried.

The bill was read a third time.

The question being shall the bill pass?

The yeas were:

Messrs. Agnew, Anderson of Hamilton, Anderson of Warren, Ball, Blythe, Brown, Byers, Chantry. Chapman, Crooks, Custer, Darnall, Dobson, Eckler, Evans, Field, Fillmore, Hall, Hauser, Head, Hobbs, Homrighaus, Hospers, Joner, Kennan, Lewis, Lockin, Mack, Mahoney, Moore, Nelson, Nicoll, Oakman, Parkhurst, Paschal, Riley, Roach, Roberts, Robeson, Schleicher, Shipley, Steele, Smith, Teale, Thornburg, Tipton, Townsend, Walker, Wilbur, Wilson of Butler, Wyckoff, Yergey and Mr. Speaker-53.

The nays were:

Messrs. Beem, Buell, Burgess, Craig, Davie, Dayton, Dietz, Duus, Eilers, Foley, Hart, Hipwell, Horton, Hotchkiss, Jolly, Kline, Limback, Mitchell, Owen, Piatt, Robb, Roe, Roundy, Rowan, Russell, Slosson, Theophilus, Thompson, Wagner and Wyman-30.

Absent or not voting:

Messrs. Berryhill, Calvin, Clarke, Cummins, Curtis, Doron, Draper, Estes, Hamilton, Hunter, Larson, Luke, McFarland, Rice, Thorniley, Wilson of Cass and Woods-17.

So the bill passed and the title was agreed to.

House File No. 229, a bill for an act to amend section 5 of chapter 70 of the acts of the Twentieth General Assembly of Iowa, relating to compensation where domestic animals are killed by dogs.

The question being shall the bill be read a third time?

Carried.

The bill was read a third time.

The question being shall the bill pass?

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The yeas were:

Messrs. Agnew, Anderson of Hamilton, Anderson of Warren, Hall, Beem, Blythe, Brown, Buell, Burgess, Byers, Chantry, Chapman, Crooks, Curtis, Custer, Darnall, Davie, Dayton, Dobson, Duus, Eckles, Eilers, Evans, Field, Fillmore, Foley, Hali, Hart, Hauser, Head, Hipwell, Homrighaus, Horton, Hospers, Hotchkiss, Hunter, Jolly, Jones, Kennan, Kline, Lewis, Lockin, Mack, Mahoney, Michell, Moore, Nelson, Nicoll, Oakman, Owen, Parkhurst, Paschal, Piatt, Riley, Robb, Roberts, Robeson, Roe, Roundy, Rowan, Russell, Schleicher, Shipley, Slosson, Smith, Teale, Theophilus, Thompson, Thornburg, Tipton, Townsend, Wagner, Walker, Wilson of Butler, Wyckoff, Yergy and Mr. Speaker-77.

The nays were:

Messrs. Craig, Dietz, Hobbs, Roach, Steele and Wilbur-6.

Absent or not voting:

Messrs. Berryhill, Calvin, Clarke, Cummins, Doron, Draper, Estes, Hamilton, Larson, Limback, Luke, McFarland, Rice, Thorniley, Wilson of Cass, Woods and Wyman-17.

So the bill passed and the title was agreed to.

House File No. 121, a bill for an act to regulate the sale of railroad mortgage bonds or obligations, and to create a personal liability for a violation of the provisions bereof.

The question being, shall the bill be read a third time? Carried.

The bill was read a third time.

The question being, shall the bill pass?

The yeas were:

Messrs. Agnew, Anderson of Hamilton, Ball, Beem, Blythe, Buell, Burgess, Byers, Chantry, Craig, Crooks, Curtis, Darnall, Davie, Dayton, Dobson, Duus, Eckles, Eilers, Evans, Field, Fillmore, Foley, Hart, Hobbs, Homrighaus, Horton, Hospers, Hotchkiss, Jolly, Kline, Lewis, Lockin, Mack, Moore, Nelson, Oakman, Owen, Parkhurst, Paschal, Piatt, Riley, Roach, Robb, Roe, Slosson, Teale, Theophilus, Thompson, Tipton, Townsend, Woods, Wyckoff, Wyman and Mr. Speaker-56.

The nays were:

Messrs. Anderson of Warren, Brown, Deitz, Hall, Hauser, Hipwell, Jones, Kennan, Limback, Mahoney, Nicoll, Roberts, Robeson, Roundy, Rowan, Schleicher, Shipley, Steele, Walker, Wilbur, Wilson of Butler and Yergey-22.

Absent or not voting:

Messrs. Berryhill, Calvin, Chapman, Clarke, Cummins, Custer, Dorov, Draper, Estes, Hamilton, Head, Hunter, Larson, Luke, Mc-Farland, Mitchell, Rice, Russell, Smith, Thornburg, Thorniley and Wilson of Cass-22.

So the bill passed and the title was agreed to.

#### BILLS ON CALENDAR.

Mr. Thompson moved that the rules be suspended and that House File No. 360, a bill for an act to amend title 12, chapter 1, of the

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Code, providing for the traveling expenses of the Superintendent of Public Instruction, be taken up.

Carried.

Amendment by Mr. Curtis to section 1, to insert between the words "annum" and "for," in line 2, the following words, "or so much thereof as may be neccessary."

Adopted.

Amendment by Mr. Steele to section 1, to insert after the word "State," in line 3, "upon the presentation of a verified statement of expenses incurred for the same."

Adopted.

Amendment by Mr. Robb to section 1, to strike out "five hundred," in line 2, and to insert "two hundred and fifty."

Adopted.

Amendment by Mr. Thornburg to section 1, to insert in line 2, after the word "Superintendent," the words "of Public Instruction."

Adopted.

Amendment by Mr. Wilbur to section 1, to strike out "two" and insert "three," in line 2.

Amendment by Mr. Thompson, to strike out "two" and insert "four."

Lost.

Amendment by Mr. Wilbur lost.

Amendment by Mr. Dayton to section 1, to strike out the words "this chapter" in line 1, and insert "Code of 1873."

Adopted.

The question being, shall the bill be engrossed?

Messrs. Hotchkiss and Wilbur demanded the yeas and nays. The yeas were:

Merrs. Agnew, Ball, Blythe, Brown, Buell, Byers, Chantry, Curtis, Dayton, Dietz, Dobson, Eckles, Evans, Field, Fillmore, Foley, Hauser, Homrighaus, Hospers, Kennan, Lewis, Limback, Lockin, Mahoney, McFarland, Mitchell, Nelson, Oakman, Parkhurst, Piatt, Riley, Roach, Roberts, Robeson, Rowan, Steele, Slosson, Theophilus, Thompson, Thornburg, Tipton, Townsend, Wagner, Wilbur, Wilson of Butler, Woods, Wyckoff, Wyman and Mr. Speaker-48.

The nays were:

Messrs. Anderson of Hamilton, Anderson of Warren, Burgess, Chapman, Crooks, Darnall, Davie, Eilers, Hall, Horton, Hotchkiss, Hunter, Jolly, Jones, Kline, Limback, Mack, Nicoll, Paschal, Robb, Roundy, Russell, Schleicher, Shipley, Smith, Teale, Walker and Yergey—28. Absent or not voting:

Messrs. Beem, Berryhill, Calvin, Clarke, Craig, Cummins, Custer, Doron, Draper, Duus, Estes, Hamilton, Hart, Head, Hipwell. Hobbs, Larson, Luke, Moore, Owen, Rice, Roe, Thorniley and Wilson of Cass-24.

So the bill was ordered engrossed.

Mr. Riley moved that the rules be suspended and House File No. 580, a bill for an act to amend section 5, of chapter 134, of the acts of the Twenty first General Assembly, and to define the jurisdiction of the district court held at places other than county seats, be taken up.

Carried.

Amendment by committee, to section 1, to strike out the proviso at the end of the section, also to insert after the word "criminal" in the 7th line of the original bill the words "within the territory over which the circuit court has heretofore had jurisdiction."

Adopted.

Mr. Riley moved that the rules be suspended, the bill considered engrossed and read a third time now.

Carried.

The bill was read a third time.

The question being, shall the bill pass?

The yeas were: .

Messrs. Agnew, Anderson of Hamilton, Anderson of Warren, Ball, Beem, Brown, Burgess, Chantry, Chapman, Craig, Crooks, Curtis, Custer, Darnall, Davie, Dayton, Dietz, Dobson, Duus, Eckles, Eilers, Evans, Field, Fillmore, Foley, Hall, Hart, Hauser, Head, Homrighaus, Horton, Hospers, Hotchkiss, Hunter, Jolly, Jones, Kennan, Kline, Lewis, Limback, Lockin, Mack, Mahoney, McFarland, Mitchell, Nelson, Nicoll, Oakman, Owen, Parkhurst, Paschal, Piatt, Riley, Roach, Robb, Roberts, Robeson, Roe, Roundy, Rowan, Russell, Schleicher, Shipley, Steele, Slosson, Smith, Teale, Theophilus, Thompson, Thornburg, Tipton, Townsend, Wagner, Walker, Wilbur, Wilson of Butler, Woods, Wyckoff, Wyman, Yergey and Mr. Speaker -81.

The nays were none.

Absent or not voting:

Messrs. Berryhill, Blythe, Buell, Byers, Calvin, Clarke, Cummins, Doron, Draper, Estes, Hamilton, Hipwell, Hobbs, Luke, Moore, Rice, Thorniley and Wilson of Cass.—19.

So the bill passed and the title was agreed to.

Mr. Homrighaus moved that the rules be suspended and that House File No. 571, a bill for an act to amend chapter 103 of the laws of the Twentieth General Assembly, in relation to the management and investment of the endowment fund of the Iowa Agricultural College, be taken up.

Carried.

Mr. Homrighaus moved that the rules be suspended, the bill be considered engrossed and read a third time now.

Carried.

The bill was read a third time.

The question being shall the bill pass.

The yeas were:

Messrs. Agnew, Anderson of Hamilton, Anderson of Warren, Ball, Beem, Blythe, Brown, Buell, Burgess, Byers, Chantry, Chapman, Craig, Crocks, Curtis, Custer, Darnall, Davie, Dayton, Deitz, Dobson, Duns, Eckles, Eilers, Field, Fillmore, Foley, Hall, Hart, Hauser, Hipwell, Hobbs, Homrighaus, Hospers, Hotchkiss, Hunter, Jolly, Jones, Kennan, Lewis, Limback, Lockin, Mack, Mahoney, Mo-Farland, Mitchell, Moore, Nelson, Nicoll, Oakman, Owen, Parkhurst, Paschal, Piatt, Riley, Roach, Robb, Roberts, Robeson, Roe, Roundy, Rowan, Russell, Schleicher, Shipley, Steele, Slosson, Smith, Teale, Theophilus, Thompson, Thornburg, Tipton, Townsend, Wagner, Walker, Wilbur, Wilson of Butler, Wyckoff, Wyman, Yergey and Mr. Speaker-83.

The nays were none.

Absent or not voting:

Messrs. Berryhill, Calvin, Cammins, Clarke, Doron, Draper, Ester, Evans, Hamilton, Head, Horton, Kline, Larson, Luke, Rice, Thorniley, Wilson of Cass and Woods--18.

So the bill passed and the title was agreed to.

Mr. Jones moved that the rules be suspended and that House File No. 545, a bill for an act to organize and manage the department for oriminal insane at the penitentiary at Anamosa, and to fix the compensation of the additional officers, be taken up.

Carried.

The bill was ordered engrossed.

Mr. Byers moved that the rules be suspended and that House Files Nos. 110, 86, 158 and 433 be taken up.

Upon this motion Messrs. Craig and Wyckoff demanded the yeas and nays.

The yeas were:

Messrs. Agnew, Anderson of Hamilton, Anderson of Warren, Ball, Beem, Brown, Burgess, Byers, Chantry, Chapman, Crooks, Custer, Darnall, Davie, Dayton, Dobson, Eckles, Eilers, Foley, Hall, Hart, Hauser, Hobbs, Homrighaus, Horton, Hospers, Hotchkiss Hunter, Jolly, Jones, Kennan, Lewis, Lockin, Mack, Mahoney, McFarland, Nelson, Nicoll, Oakman, Owen, Parkhurst, Paschal, Riley, Roach, Robb, Roberts, Robeson, Roe, Roundy, Rowan, Russell, Schleicher, Shipley, Steele, Slosson, Smith, Teale, Theophilus, Thompson, Thornburg, Tipton, Wagner, Walker, Wilbur, Wilson of Butler, Woods, Wyckoff, Wyman, Yergey and Mr. Speaker-70.

The nays were:

Messrs. Buell, Craig, Curtis, Duus, Evans, Limback, Moore, Piatt and Townsend-9.

Absent or not voting:

Messrs. Berryhill, Blythe, Calvin, Cummins, Clarke, Dietz, Doron, Draper, Ester, Field, Fillmore, Hamilton, Head, Hipwell, Kline Larson, Luke, Mitchell, Rice, Thorniley and Wilson of Cass-21.

So the motion prevailed.

# REPORT OF ENBOLLING COMMITTEE.

Mr. Hunter, from the Committee on Enrolled Bills, submitted the following report:

MR. STEAKER-Your Committee on Enrolled Bills respectfully report that they have examined and find correctly enrolled House File No. 603, a bill for an act to amend section 1811 of the Code, relative to the consolidation of independent school districts, and to allow contiguous territory in adjoining counties to be formed into independent school districts in certain cases, and to legalize the consolidation of independent school districts heretofore effected in certain cases.

House File No. 41, a bill for an act to provide for the relief of union soldiers, sailors and marines, and the indigent wives, widows and minor children of indigent or deceased union soldiers, sailors and marines.

House File No. 570, a bill for an act to legalize the city election of Knoxville, Iowa, of A. D. 1888, and to legalize the registry list of voters made and used at such election.

Also, Joint Resolution No. 17.

HUNTER, Chairman.

The Speaker signed the bills in the presence of the House. Also:

ME. SPEAKER-Your Committee on Eurolled Bills respectfully report that they have this day presented to the Governor for his approval the following bills:

<sup>1</sup> House File No. 352, a bill for an act appropriating money to defray the expenses of the inauguration ceremonies.

House File No. 238, a bill for an act to legalize the ordinances of the town of Corning, Adams county, Iowa.

House File No. 537, a bill for an act to legalize certain ordinances of the town of Sac City, Sac county, Iowa, and acts done thereunder.

Substitute for House File No. 45, a bill for an act to repeal subdivision 2 of section 706 of the Code of 1873, chapter 28 of the acts of the Fifteenth General Assembly, and chapter 182 of the acts of the Twentieth General Assembly, and enact a substitute therefor.

Substitute for House File No. 582, an act to prevent fraud in the sale of flour and other mill products.

House File No. 168, an act to amend sections 1495 and 1508 of chapter 4, title 11, of the Code of 1873, in relation to line fences.

Ilouse File No. 133, an act to legalize certain ordinances of the town of Rock Rapids, Lyon county, Iowa, and acts done thereunder.

House File No. 126, an act to legalize certain ordinances of the town of Kingsley, in Plymouth county, Iowa, and the acts of its officers thereunder.

HUNTER, Chairman.

Committee on Enrolled Bills were granted leave of absence indefinitely.

# BILLS ON CALENDAR CONTINUED.

House File No. 110, a bill for an act to compel insurance companies to pay full amount of policy.

Amendment by committee:

To add to section 1 the following: "Provided said insurance was not obtained through fraudulent representation of the assured."

Adopted.

Mr. Head in the chair.

Conference Committee on Senate File No. 7 was excused.

Amendment by Mr. Roach, to add as section 4:

"Sec. 4. Nothing herein shall be construed to prohibit the insurer from rebuilding or replacing the property destroyed, in as good condition and of equal value with the property before the loss, nor to prevent a proper reduction on account of depreciation of the value of the property destroyed." Upon this amendment Messrs. Riley and Kennan demanded the yeas and nays.

The yeas were:

Messrs. Buell, Craig, Crooks, Cummins, Curtis, Dobson, Duus, Eilers, Evans, Field, Fillmore, Foley, Hipwell, Hobbe, Homrighans, Horton, Hospers, Jones, Mack, McFarland, Mitchell, Moore, Nelson, Owen, Parkhurst, Roach, Rowar, Steele, Slosson, Theophilus, Thompson, Townsend, Wilson of Butler, Wyman and Mr. Speaker-35.

The nays were:

Messrs. Anderson of Warren, Ball, Beem, Brown, Burgess, Byers, Chantry, Custer, Darnall, Davie, Davton, Eckles; Hamilton, Hauser, Hotchkiss, Hunter, Jolly, Kennan, Kline, Lewis, Limback, Lockin, Mahoney, Nicoll, Oakman, Paschal, Piatt, Riley, Robb, Roberts, Robeson, Roe, Roundy, Russell, Schleicher, Shipley, Slosson, Smith, Teale, Thornburg, Tipton, Wagner, Walker, Wilbur, Woods, Wyckoff and Yergey-47.

Absent or not voting:

Messrs. Agnew, Anderson of Hamilton, Berryhill, Calvin, Chapman, Clarke, Dietz, Doron, Draper, Estes, Hall, Hart, Head, Larson, Luke, Rice, Thorniley and Wilson of Cass-18.

So the amendment was lost.

Substitute by Mr. Riley for section 1:

"Sec. 1. No insurance company doing business in this State shall hereafter issue any policy of insurance upon any property for a greater sum than eighty per cent of the actual value of the property at the date of insurance; that in case of total loss of the property so insured, the insurance company shall be liable to the party who insures such property, for the amount named in the policy."

Upon this amendment Messrs. Wyckoff and Wagner demanded the yeas and nays.

The yeas were:

Messre. Anderson of Warren, Craig, Cummine, Curtis, Duus, Evans, Fillmore, Foley, Hobbs, Horton, Kennan, McFarland, Moore, Parkhurst, Riley, Roach, Steele, Townsend, Wilson of Butler and Wyman-20.

The nays were:

Messrs. Agnew, Anderson of Hamilton, Ball, Beem, Brown, Burgess, Byers, Chantry, Chapman, Crooks, Darnall, Davie, Dayton, Eilers, Hamilton, Hauser, Hotchkiss, Hunter, Jolly, Lewis, Nelson, Nicoll, Oakman, Owen, Paechal, Piatt, Robb, Robeson, Roe, Roundy, Russell, Schleicher, Shipley, Slosson, Smith. Teale, Thompson, Thornburg, Tipton, Wagner, Wilbur, Woods, Wychoff, Yergey and Mr. Speaker-45.

Absent or not voting:

Messrs. Berryhill, Blythe, Calvin, Clarke, Custer, Deitz, Dobson, Doron, Draper, Eckles, Estes, Field, Hall, Hart, Head, Hipwell, Homrighaus, Hospers, Jones, Kline, Larson, Limback, Lockin, Luke, Mack, Mahoney, Mitchell, Rice, Roberts, Rowan, Theophilus, Thorniley, Walker and Wilson of Cass-25.

So the substitute was lost.

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# REPORT OF ENBOLLING COMMITTER.

Mr. Hunter, from the Committee on Enrolled Bills, submitted the following report:

ME. SPEAKEE—Your Committee on Enrolled Bills respectfully report that they have this day presented to the Governor for his approval the following bills and joint resolution:

House File No. 603, a bill for an act to amend section 1811 of the Code, relative to the consolidation of independent districts and to allow contiguous territory in adjoining counties to be formed into independent school districts in certain cases, and to legalize the consolidation of independent school districts heretofore effected in certain cases.

House File No. 41, a bill for an act to provide for the relief of Union soldiers, sailors and marines and the indigent wives, widows and minor children of indigent or deceased Union soldiers, sailors and marines.

House File No. 570, a bill for an act to legalize the city election of Knoxville, Iowa, of A. D. 1888, and to legalize the registry list of voters made for and used at such election.

Also, Joint Resolution No. 17.

HUNTER, Chairman.

On motion the House adjourned.

# HALL OF THE HOUSE OF REPRESENTATIVES, DES MOINES, IOWA, March 81, 1888.

House met in regular session at 9 o'clock A. M. Speaker in the chair. Prayer by Rev. James T. Docking. Journal of yesterday read and approved.

#### LEAVE OF ABSENCE GRANTED.

Mr. Dietz, indefinitely.

Mr. Evans, until Tuesday.

Mr. Chapman, until Tuesday.

Conference Committee on Senate File No. 290, until 2 P. M.

Enrolling Committee, until to morrow.

Mr. Hunter, until Monday.

Mr. Wilson of Butler, until Tuesday.

Mr. Paschal, until Tuesday.

Conference Committee on House File No. 373, excused for the day. Mr. Homrighaus, until Tuesday. Mr. Lockin, until Tuesday.

Mr. Wyman, until Tuesday.

Mr. Roach, until Tuesday.

PETITIONS

By Mr. Clarke, from Fenton Grange, Kossuth county, favoring continuance of the signal service.

Referred to Committee on Federal Relations.

# 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 bas concurred in the following bills:

House File No. 280, a bill for an act for the relief of John Hadiene of Webster county, Iows, and authorizing the payment of his claim against the State of Iowa, with amendments.

Also, House File No. 384, a bill for an act to fix the compensation to be paid to members of the city council in cities of the first class.

Also substitute for House File No. 560, a bill for an act to amend section 1091 of the Code of 1873, relating to corporations other than those of pecuniary profit.

Also, House File No. 200, a bill for an act amending section 1757,

chapter 9, title 12 of the Code, in relation to the filing of teachers' contracts.

Also, House File No. 388, a bill for an act to amend section 1 of chapter 51, acts of the Fifteenth General Assembly.

Also, House File No. 288, with amendments and title as follows: A bill for an act to reimburse the Sixth Iowa Infantry.

Also, the Senate has concurred in concurrent resolution relative to joint convention for the election of State Printer and Binder.

Also, the Senate has concurred in House amendments to the following bills:

Senate File No. 65, a bill for an act to provide that owners and keepers of pure bred, thoroughbred or standard bred stallions shall post notice of their registration.

Also, Senate File No. 366, a bill for an act to legalize the incorporation of the Boone Valley Pure Bred Horse Association, at Eagle Grove, Iowa, the election of its officers, and all acts done by it.

Also, 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. 174, a bill for an act to repeal chapter 115 of the acts of the Nineteenth General Assembly, and enact a substitute therefor relating to the time of holding the general election.

Also, substitute for Senate File No. 130, a bill for an act to amend section 5 of chapter 70 of the laws of the fwentieth General Assembly, extending the time for filing claims for damage for domestic animals killed or injured by dogs, and providing how such claims may be established.

Also, that the Senate has passed the following bill, in which the concurrence of the House is asked:

Senate File No. 218, a bill for an act granting additional powers to certain cities of the first class in the construction of sewers, and to provide for the payment of the cost of the same and to repeal a part of section 10 of chapter 25 of the acts of the Twentieth General Assembly.

Also, that the Senate has concurred in the following House bills: House File No. 178, a bill for an act to amend section 24 of chapter 151 of the laws of the Eighteenth General Assembly, changing times of the meetings of local boards of health, with amendment.

House File No. 540, a bill for an act to amend section 1, chapter 158 of the acts of the Nineteenth General Assembly, providing for the taxation of certain property for road purposes.

Also, House File No. 38, a bill for an act to amend chapter 93 of the laws of the Twenty first General Assembly.

Also, House File No. 215, a bill for an act to amend section 976 of the Code, relating to payment of taxes to the township clerk.

Also, House File No. 396, a bill for an act to authorize cities of the first class to make regulations against danger or accidents by fire; to establish fire limits and to prohibit the erection of certain buildings within such limits, and to provide for the removal of buildings erected contrary to such regulations; with amendment of publication clause. Also, that the Senate has passed the following Senate File No. 245, in which the concurrence of the House is asked.

A bill for an act to protect electors and polling places in incorporated cities and towns.

Also, has concurred in and amended House File No. 187, a bill for an act amending section 159 of the Code of 1873, in regard to the disposition of the reports of the supreme court of the State.

Also, has concurred in House File No. 520, a bill for an act to legalize certain acts of the incorporated town of Ackworth, Warren county, Iowa.

C. H. BBOCK, Secretary.

On motion of Mr. Burgess, House File No. 568, was referred to Committee on Judiciary.

#### BUSINESS PENDING.

Consideration of House File No. 110, continued.

Amendment by Mr. Curtis.

To add to section 1, the following: "and in case of over insurance the sum over and above the actual cash value of the property burned, shall be paid into the school fund."

Lost.

On motion of Mr. Burgess, the special order upon House File No. 92, and substitutes, was continued until 10 o'clock A. M., Tuesday.

Consideration of House File No. 110, resumed.

Amendment by Mr. Russell, to strike out all after the enacting clause and substitute therefor, the following:

Section 1. Hereafter when any building or personal property of any description on which there is a policy of insurance against loss or damage by fire shall be so burned or damaged by fire as to make such insurers, liable on said policy, the loss or damage shall be estimated and adjusted upon the basis of valuation of the insured property as contained in such policy of insurance and such estimated value shall be conclusive as against the insurers, except as to proef of fraudulent representations by the insured in the procurement of said insurance or of the value of the property insured therein.

Section 2. If any such insured property shall be so burned as to render the insurer thereof liable therefor, and the loss shall be total, the insurer shall be held to pay the full amount for which the property was insured as stated in the policy. And in any suit at law or in equity involving the question of such insurer's liability it shall not be competent to prove that the actual value of the property so insured was less than the amount so named in such policy, except as provided in section 1, of this act.

Also, to amend the title by adding the words "and to prevent fraud and misrepresentation in procuring over insurance."

Mr. Parkhurst moved the previous question upon the amendment. Carried.

Amendment by Mr. Russell adopted.

The question being, shall the bill as amended be engrossed? Messrs. Craig and Wyckoff demanded the yeas and nays. Mr. Riley explained his vote.

The yeas were:

Messrs. Agnew, Anderson of Hamilton, Anderson of Warren, Ball, Beem, Brown, Burgess, Byers, Calvin, Chantry, Crooks, Darnall, Davie, Dayton, Dobson, Kilers, Field, Fillmore, Foley, Hart, Hauser, Head, Horton, Hospers, Hotchkiss, Jolly, Jones, Kennan, Kline, Lewis, Limback, Mack, Mahoney, Nelson, Nicoll, Oakman, Owen, Piatt, Robb, Roberts, Robeson, Roe, Roundy, Russell, Schleicher, Shipley, Steele, Slosson, Smith, Teale, Theophilus, Tipton, Wagner, Walker, Wilbur, Woods, Wyckoff, Yergey and Mr. Speaker-59.

The nays were:

Messrs. Blythe, Buell, Craig, Curtis, Duus, Hipwell, McFarland, Mitchell, Moore, Parkhurst, Riley, Roach, Roundy, Thompson, Townsend and Wyman-15.

Absent or not voting:

Messrs. Berryhill, Chapman, Clarke, Cummins, Custer, Dietz, Doron, Draper, Eckles, Estes, Evans, Hall, Hamilton, Hobbs, Homrighaus, Hunter, Larson, Lockin, Luke, Paschal, Rice, Rowan, Thornburg, Thorniley, Wilson of Butler and Wilson of Cass-26.

So the bill was ordered engrossed.

# REPORTS OF COMMITTEES.

Mr. Roach from the Committee on Judiciary, reported House File No. 604, recommending passage.

Also, Senate File No. 359, recommending passage.

Also, House File No. 589, recommending amendments and paseage.

Also, Senate File No. 376, recommending passage.

Also, Senate File No. 357, recommending passage.

Ordered passed on file.

## INTRODUCTION OF BILLS.

By Mr. Roach, House File No. 616, a bill for an act to amend section 78 of the Code, in relation to interest on warrants on State treasurer.

The bill was read first and second times.

Mr. Roach moved that the rules be suspended, the bill considered engrossed, and read a third time now.

Carried.

The bill was read a third time.

The question being shall the bill pass?

The yeas were:

Messrs. Agnew, Anderson of Hamilton, Anderson of Warren-Ball, Beem, Blythe, Brown, Buell, Burgess, Byers, Chantry, Chapman, Clarke, Craig, Crooks, Curtis, Custer, Darnall, Davie, Dayton, Dietz, Dobson, Duus, Eckles, Eilers, Field, Fillmore, Foley, Hall, Hart, Hauser, Head, Hipwell, Homrighaus, Horton, Hospers, Hotchkiss, Hunter, Jolly, Jones, Kennan, Kline, Lewis, Limback, Mack, Mahoney, McFarland, Mitchell, Nelson, Nicoll, Oakman, Owen, Parkhurst, Paschal, Piatt, Riley, Roach, Robb, Roberts, Robeson, Roe, Roundy, Russell, Schleicher, Shipley, Steele, Slosson, Smith, Teale, Theophilus, Thompson, Thornburg, Tipton, Townsend, Wagner, Walker, Wilbur, Woods, Wyckoff, Wyman, Yergey and Mr. Speaker -82.

The nays were none.

Absent or not voting:

Messrs. Berryhill, Čalvin, Cummins, Doron, Draper, Estes, Evans, Hamilton, Hobbs, Larson, Lockin, Luke, Moore, Rice, Rowan, Thorniley, Wilson of Butler and Wilson of Cass-18.

So the bill passed and the title was agreed to.

By Mr. Redman, House File No. 617, a bill for an act to encourage the manufacture of sugar from sorghum, beets or other sugar yielding canes or plants.

Read first and second times and referred to the Committee on Agriculture.

By Mr. Thompson, House File No. 618, a bill for an act to require all firms, co partnerships or corporations for pecuniary profit, doing business in the State of Iowa, to file with the county recorder a verified statement as to each of its members and his proportionate interest therein, and to cause the same to be recorded.

Read first and second times, ordered printed and passed on file.

#### SPECIAL ORDER.

Mr. Wilbur moved that House File No. 424 be made a special order for Wednerday at 10 A. M.

Carried.

House Files No. 86 and 158 indefinitely postponed.

Consideration of House File No. 433 continued until Wednesday at 10 A. M.

## BILLS ON CALENDAR.

On motion of Mr. Field the rules were suspended and House File No. 432, a bill for an act for the protection of train men and other railroad employes in hauling freight cars, was taken up.

Amendments by committee to strike out sections 6 and 7. Adopted.

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

Carried.

The bill was read a third time.

The question being, shall the bill pass?

The yeas were:

Messrs. Agnew, Anderson of Hamilton, Anderson of Warren, Ball, Beem, Brown, Buell, Burgess, Byers, Calvin, Chantry, Chapman, Clarke, Craig, Crooks, Curtis, Custer, Darnall, Davie, Dayton, Dietz, Dobson, Duus, Eckles, Eilers, Field, Fillmore, Foley, Hall, Hart, Hauser, Head, Hipwell, Hobbs, Homrighaus, Horton, Hospers, Hotchkiss, Hunter, Jolly, Jones, Kennan, Kline, Lewis, Limback, Lookin, Mack, Mahoney, McFarland, Mitchell, Moore, Nelson, Nicoll, Oakman, Owen, Parkhurst, Paschal, Piatt, Riley, Roach, Robb, Roberts, Robeson, Roe, Roundy, Rowan, Russell, Schleicher, Shipley, Steele, Slosson, Smith, Teale, Theophilus, Thompson, Thornburg, Tipton, Townsend, Wagner, Walker, Wilbur, Woods, Wyckoff, Wyman, Yergey and Mr. Speaker—86.

The nays were none.

Absent or not voting:

Messrs. Berryhill, Blythe, Cummins, Doron, Draper, Estes, Evans, Hamilton, Larson, Luke, Rice, Thorniley, Wilson of Butler and Wilson of Cass-14.

So the bill passed and the title was agreed to.

Mr. Hipwell moved that the rules be suspended and that House File No. 413, a bill for an act authorizing cities organized under special charters to condemn the right of way through private property for sewers and drains be taken up.

Carried.

Mr. Hipwell moved that the rules be suspended the bill considered engrossed, and read third time now.

Carried.

The bill was read a third time.

The question being shall the bill pass?

The yeas were:

Messrs. Agnew, Anderson of Hamilton, Anderson of Warren, Ball, Beem, Brown, Buell, Burgess, Byers, Calvin, Chantry, Clarke, Craig, Crooks, Curtis, Custer, Darnall, Davie, Dayton, Dobson, Duus, Eckles, Eilers, Field, Fillmore, Foley, Hall, Hart, Hauser, Head, Hipwell, Hobbs, Horton, Hospers, Hotchkiss, Jolly, Jones, Kennan, Kline, Lewis, Limback, Mack, Mahoney, McFarland, Mitchell, Moore, Nelson, Nicoll, Oakman, Owen, Parkhurst, Piatt, Riley, Roach, Robb, Roberts, Robeson, Roe, Roundy, Russell, Schleicher, Shipley, Steele, Slosson, Smith, Teale, Theophilus, Thompson, Thornburg, Tipton, Townsend, Wagner, Walker, Wilbur, Woods, Wyckoff Yergey and Mr. Speaker-78.

The nays were none.

Absent or not voting:

Messrs. Berryhill, Blythe, Chapman, Cummins, Dietz, Doron, Draper, Estes, Evans, Hamilton, Homrighaus, Hunter, Larson, Lockin, Luke, Paschal, Rice, Rowan, Thorniley, Wilson of Butler, Wilson of Cass and Wyman-22.

So the bill passed and the title was agreed to.

Substitute by Mr. McFarland to House File No. 542, ordered printed.

On motion of Mr. Custer the rules were suspended and House File No. 454, a bill for an act to provide for the repayment of insurance premiums in certain cases, taken up.

Mr. Custer moved that the rules be suspended, the bill considered engrossed and read a third time now.

Carried.

The bill was read a third time.

The question being shall the bill pass?

Mr. Robb explained his vote.

Mr. Roe explained his vote.

Mr. Wilbur explained his vote.

The yeas were:

Messrs Agnew, Anderson of Hamilton, Anderson of Warren, Ball, Beem, Buell, Burgess, Byers, Calvin, Chantry, Clarke, Craig, Crooks, Curtis, Custer, Darnall, Davie, Dayton, Dietz, Dobson, Duus, Eckles, Eilers, Field, Fillmore, Foley, Hall, Hart, Hauser, Head, Hipwell, Hospers, Hotchkiss, Jones, Kennan, Kline, Lewis, Limback, Mack, Mahoney, McFarland, Moore, Nelson, Nicoll, Owen, Parkhurst, Riley, Roach, Roundy, Schleicher, Shipley, Smith, Theophilus, Thornburg, Tipton, Woods and Mr. Speaker-57.

The nays were:

Messrs. Blythe, Horton, Jolly, Oakman, Piatt, Robb, Roberts, Robeson, Roe, Russell, Teale, Thompson, Walker and Wilbur-14. Absent or not voting:

Messrs. Berryhill, Brown, Chapman, Cummins, Doron, Draper, Estes, Evans, Hamilton, Hobbs, Homrighaus, Hunter, Larson, Lockin, Luke, Mitchell, Paschal, Rice, Rowan, Steele, Slosson, Thorniley, Townsend, Wagner, Wilson of Butler, Wilson of Cass, Wyckoff, Wyman and Yergey-29.

So the bill passed and the title was agreed to.

On motion of Mr. Curtis, the rules were suspended and Senate File No. 87 and House File No. 279, taken up. Senate File No. 87, a bill for an act providing for the appointment of bank examiners, fixing their fees for examination of banks, and for payment of same.

Amendment by committee to re-number section 3 as section 5, and add the following as sections 3 and 4:

Sec. 3. It shall be the duty of the Auditor of State to require an examination of all State and savings banks once a year, no examination of any bank shall be made oftener than twice a year, unless an application be made for an examination by one of the directors or stockholders, or by five of the depositors of the bank. If such application is made it shall be the duty of the Auditor to immediately have such bank examined.

Sec. 4. All acts and parts of acts in conflict herewith are hereby repealed.

Adopted.

Mr. Curtis moved that the rules be suspended and the bill be read a third time now.

Carried.

The bill was read a third time.

The question being shall the bill pass?

Mr. Craig explained his vote.

The yeas were:

Messrs. Beem, Blythe, Brown, Buell, Curtis, Davie, Duue, Eilers, Fillmore, Hart, Moore, Nicoll, Oakman, Parkhurst, Piatt, Roberts, Russell, Shipley, Slosson, Smith, Townsend, Walker, Wilbur and Mr. Speaker-24.

The nays were:

Messrs. Agnew, Anderson of Hamilton, Anderson of Warren, Ball, Burgess, Byers, Calvin, Chantry, Craig, Crooks, Darnall, Foley, Hauser, Horton, Hospers, Hotohkiss, Jolly, Kennan, Kline, Lewis,

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Limback, Lockin, Mack, Mahoney, Mitchell, Nelson, Owen, Robeson, Roundy, Schleicher, Teale, Theophilus, Thompson, Thornburg, Tipton, Townsend, Wagner, Woods, Wyckoff and Yergey-38.

Absent or not voting:

Messrs. Berryhill, Chapman, Clarke, Cummins, Custer, Dayton, Dietz, Dobson, Doron, Draper, Eckles, Estes, Evans, Field, Hall, Hamilton, Head, Hipwell, Hobbs, Homrighaus, Hunter, Jones, Larson, Lockin, Luke, McFarland, Paschal, Rice, Riley, Roach, Robb, Roe, Rowan, Steele, Thorniley, Wilson of Butler, Wilson of Cass and Wyman-38.

So the bill was lost on passage.

House File No. 279, a bill for an act to limit the liabilities of a State bank.

Amendments by committee, to insert "and" between "words" and "State" in second line printed bill.

Also, to strike out all after word "shall" in fourth and fifth line of printed bill, and insert in lieu thereof the following: "in no case exceed five times the amount of its paid up capital stock."

Adopted.

Mr. Curtis moved that the rules be suspended, the bill considered engrossed and read a third time now.

Carried.

The bill was read a third time.

The question being shall the bill pass?

The yeas were:

Messrs. Agnew, Anderson of Hamilton, Anderson of Warren, Ball, Beem, Blythe, Brown, Buell, Byers, Calvin, Chantry, Clarke, Craig, Crooks, Curtis, Custer, Darnall, Davie, Dayton, Dobson, Duus, Eckles, Eilers, Field, Fillmore, Foley, Hall, Hart, Hauser, Head, Hipwell, Hobbs, Homrighaus, Horton, Hospers, Hotchkiss, Jolly, Jones, Kennan, Kline, Lewis, Limback, Mack, Mahoney, McFarland, Mitchell, Moore, Nelson, Nicoll, Oakman, Owen, Parkhurst, Piatt, Riley, Roach, Robb, Roberts, Robeson, Roe, Roundy, Russell, Schleicher, Shipley, Steele, Slosson, Smith, Teale, Theophilus, Thompson, Thornburg, Tipton, Townsend, Wagner, Walker, Wilbur, Woods, Wyckoff, Yergey and Mr. Speaker-79.

The nays were none.

Absent or not voting:

Messrs. Berryhill, Burgess, Chapman, Cummins, Dietz, Doron, Draper, Estes, Evans, Hamilton, Hunter, Larson, Lockin, Luke, Paschal, Rice, Rowan, Thorniley, Wilson of Butler, Wilson of Cass and Wyman-21.

So the bill passed and the title was agreed to.

On motion of Mr. Ball the rules were suspended and substitute for House File No. 244, a bill for an act providing for the examination of banks and fixing the fee for the same, was taken up.

The substitute was adopted for the original bill.

Mr. Ball moved that the rules be suspended, the bill considered engrossed and read a third time now.

Carried.

The bill was read a third time.

The question being shall the bill pase?

Mr. Calvin explained his vote.

The yeas were:

Messrs. Agnew, Anderson of Hamilton, Anderson of Warren, Ball, Beem, Blythe, Brown, Buell, Burgess, Byers, Chantry, Clarke, Craig, Crooks, Curtis, Custer, Darnall, Davie, Dayton, Dobson, Duus, Eckles, Eilers, Field, Foley, Hart, Hauser, Hipwell, Horton, Hospers, Jolly, Lewis, Mack, Mahoney, Moore, Nelson, Nicoll, Oakman, Parkhurst, Piatt, Riley, Robb, Roberts, Robeson, Roundy, Russell, Schleicher, Slosson, Teale, Theophilus, Thompson, Thornburg, Tipton, Townsend, Wagner, Walker, Wilbur, Woods, Yergey and Mr. Speaker -60.

The nays were:

Messrs. Calvin, Fillmore, Hotchkiss, Kennan, Shipley, Smith and Wyckoff-7.

Absent or not voting:

Messrs. Berryhill, Chapman, Cummins, Dietz, Doron, Draper, Estes, Evans, Hall, Hamilton, Head, Hobbs, Homrighaus, Hunter, Jones, Kline, Larson, Limback, Lockin, Luke, McFarland, Mitchell, Owen, Paschal, Rice, Roach, Roe, Rowan, Steele, Thorniley, Wilson of Butler, Wilson of Cass and Wyman—33.

So the bill passed and the title was agreed to.

# LEAVE OF ABSENCE GRANTED.

Mr. Hobbs until Wednesday.

Mr. Eckles until Monday.

Mr. Burgess until Tuesday.

Mr. Rowan until Tuesday.

Mr. Shipley until Monday.

On motion of Mr. Burgess, the House adjourned.

# AFTERNOON SESSION.

The House reconvened at 2 P. M. The Speaker in the chair.

#### INTRODUCTION OF BILL.

By Mr. Cummins, House File No. 618, a bill for an act to amend section 3155 of the Code.

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

#### LEAVE OF ABSENCE GRANTED.

Mr. Blythe until Monday.

Mr. Anderson of Warren until Monday.

Mr. Thompson until Tuesday.

Mr. Limback until Tuesday P. M.

Mr. Russell until Tuesday P. M.

Mr. Mitchell until Tuesday P. M.

Mr. Thornburg until Monday.

#### BILLS ON CALENDAE.

On motion of Mr. Head the rules were suspended and House File No. 548, a bill for an act to amend section 1, chapter 51, acts of the Fifteenth General Assembly, was taken up.

Mr. Head moved that the rules be suspended, the bill be considered engrossed and read a third time now.

Carried.

The bill was read a third time.

The question being shall the bill pass?

The yeas were:

Messrs. Agnew, Anderson of Hamilton, Ball, Beem, Brown, Buell, Calvin, Chantry, Clarke, Craig, Crooks, Curtis, Darnall, Davie, Dayton, Dobson, Duus, Eilers, Foley, Hall, Hauser, Head, Hipwell, Horton, Hospers, Hotchkiss, Jolly, Jones, Kennan, Mack, Moore, Nelson, Nicoll, Oakman, Owen, Parkhurst, Piatt, Robb, Robeson, Russell, Schleicher, Steele, Teale, Theophilus, Thompson, Tipton, Townsend, Wagner, Walker, Woods, Wyckoff, Yergey and Mr. Speaker-53. The nays were:

Messrs. Riley, Roberts and Roundy-8.

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Absent or not voting: Messrs. Anderson of Warren, Berryhill, Blythe, Burgess, Byers, Chapman, Cummins, Custer, Dietz, Doron, Draper, Eckles, Estes, Evans, Field, Fillmore, Hamilton, Hart, Hobbs, Homrighaus, Hunter, Kline, Larson, Lewis, Limback, Lockin, Luke, Mahoney, McFarland, Mitchell, Paschal, Rice, Roach, Roe, Rowan, Shipley, Slosson, Smith, Thornburg, Thorniley, Wilbur, Wilson of Butler, Wilson of Case and Wyman-44.

So the bill passed and the title was agreed to.

#### REPORT OF ENGROSSING COMMITTEE.

Mr. Brown, from the Committee on Engrossed Bills, submitted the following report:

Mr. SPEAKEE-Your Committee on Engrossed Bills respectfully report that they have examined and find correctly engrossed:

House File No. 545, a bill for an act to organize and manage the department for criminal insane at the penitentiary at Anamosa, and to fix the compensation of the additional officers.

House File No. 860, a bill for an act to amend title 12, chapter 1 of the Code, providing for the traveling expenses of the Superintendent. of Public Instruction.

House File No. 110, a bill for an act to compel insurance companies to pay full amount of policy and to prevent fraud and misrepresentation in procuring over insurance.

### WM. BROWN, Chairman.

### SENATE MESSAGES CONSIDERED.

House File No. 280, amendments by the Senate, to strike out of the third whereas, the words, "and said title was at said time in the Des Moines river navigation railroad company, and"

Also, to insert after the word "sum" at the end of line 7 in section 1, the words, "upon the claimant, John Haidiene filing his affidavit. with the Auditor of State, that he has never by refund received compensation for purchase money paid by him."

Mr. Hall moved that the amendments be agreed to.

Upon this motion.

The yeas were:

Messrs. Agnew, Anderson of Hamilton, Ball, Beem, Brown, Buell, Burgess, Byers, Calvin, Chantry, Clarke, Craig, Crooks, Curtis, Custer, Darnall, Davie, Dayton, Dobson, Duus, Eckles, Éilers, Field, Fillmore, Foley, Hall, Hart, Hauser, Head, Hipwell, Horton, Hospers, Hotchkiss, Jolly, Jones, Kennan, Kline, Limback, Mack, Mahoney, Moore, Nelson, Nicoll, Oakman, Owen, Parkhurst, Piatt, Riley, Robb, Roberts, Robeson, Roundy, Russell, Schleicher, Steele, Slosson, Teale, Theophilus, Thompson, Tipton, Townsend, Wagner, Walker, Wilbur, Woods, Wyckoff, Yergey and Mr. Speaker-67.

The navs were none.

Absent or not voting:

Messrs. Anderson of Warren, Berryhill, Blythe, Chapman, Cum-

mins, Dietz, Doron, Draper, Estes, Evans, Hamilton, Hobbs, Homrighans, Hunter, Larson, Lewis, Lockin, Luke, McFarland, Mitchell, Paschal, Rice, Roach, Roe, Rowan, Shipley, Smith, Thornburg, Thorniley, Wilbur, Wilson of Butler, Wilson of Cass and Wyman-33. So the amendments were agreed to.

Substitute for Senate File No. 130 read a first and second time and passed on calendar.

House File No. 288, amendments by Senate, to make the title read, a bill for an act to reimburse the Sixtb Iowa Infantry; also add after the words "there be" in line 1, section 1, the words "and hereby is."

Also, to add at end of section 1: "Provided that the same shall not be paid until satisfactory evidence has been furnished to the Executive Council, that said regimental organization is duly incorporated."

The question being, shall the amendments be agreed to.

The yeas were:

Messrs. Agnew, Anderson of Hamilton, Brown, Buell, Calvin, Chantry, Clarke, Craig, Crooks, Curtis, Darnall, Davie, Dayton, Dobson, Duus, Eilerr, Field, Fillmore, Foley Hall, Hauser, Head, Hipwell, Horton, Hospers, Hotchkiss, Jolly, Jones, Kennan, Kline, Limback, Mack, Mahoney, Mitchell, Moore, Nelson, Nicoll, Oakman, Owen, Parkhurst, Piatt, Riley, Robb, Roberts, Robeson, Roundy, Russell, Schleicher, Steele, Slosson, Teale, Theophilus, Thompson, Tipton, Townsend, Wagner, Walker, Woods, Wyckoff, Yergey and Mr. Speaker-61.

The nays were none.

Absent or not voting:

Messrs. Anderson of Warren, Ball, Beem, Berryhill, Blythe, Burgess, Byers, Chapman, Cummins, Custer, Dietz, Doron, Draper, Eckles, Estes, Evans, Hamilton, Hart, Hobbs, Homrighaus, Hunter, Larson, Lewis, Lockin, Luke, McFarland, Paschal, Rice, Roach, Roe, Rowan, Shipley, Smith, Thornburg, Thorniley, Wilbur, Wilson of Butler, Wilson of Cass and Wyman-39.

So the amendments were agreed to.

Senate File No. 218, read a first and second time and passed on file.

Senate File No. 245, read a first and second time and passed on file.

House File No. 396, amendment by Senate, to add as section 3:

"Section 3. This act being deemed of immediate importance, shall be in full force and effect from and after its passage and publication in the Iowa State Register and Des Moines Leader, newspapers published at Des Moines, Iowa."

The question being, shall the amendments be agreed to? The yeas were:

Messrs. Agnew, Anderson of Hamilton, Beem, Brown, Buell, Burgess, Byers, Calvin, Chantry, Clarke, Craig, Crooks, Curtis, Darnall, Davie, Dayton, Dobson, Duus, Eilers, Field, Fillmore, Foley, Hall, Hauser, Hart, Head, Hipwell, Horton, Hospers, Hotchkiss, Jolly, Jones, Kennan, Kline, Lewis, Limback, Mack, Mahoney, Mitchell, Moore, Nelson, Nicoll, Oakman, Owen, Parkhurst, Piatt, Riley, Robb, Roberts, Robeson, Roundy, Russell, Schleicher, Steele, Slos-

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son, Teale, Theophilus, Thompson, Thornburg, Tipton, Townsend, Wagner, Walker, Woods, Wyckoff, Yergey and Mr. Speaker-67.

The nays were none. Absent or not voting:

Messrs. Anderson of Warren, Ball, Berryhill, Blythe, Chapman, Cummins, Custer, Dietz, Doron, Draper, Eckles, Estes, Evans, Hamilton, Hobbs, Homrighaus, Hunter, Larson, Lockin, Luke, McFarland, Paschal, Rice, Roach, Roe, Rowan, Shipley, Smith, Thorniley, Wilbur, Wilson of Butler, Wilson of Cass, and Wyman-33.

So the amendment was agreed to.

House File No. 187, Amendments by the Senate to insert the words "of the Code" after the figures "159" in line 1 of section 1. Also, to insert after the word "held" at the end of section 1, "and one copy to the Supreme Court Reporter."

The question being shall the amendments be agreed to? The yeas were:

Messrs. Agnew, Anderson of Hamilton, Beem, Brown, Buell, Burgess, Byers, Calvin, Chantry, Clarke, Craig, Crooks, Curtis, Darnall, Davie, Dayton, Dobson, Duns, Eilers, Field, Fillmore, Foley, Hall, Hauser, Hart, Head, Hipwell, Horton, Hospers, Hotchkiss, Jolly, Jones, Kennan, Kline, Lewis, Limback, Mack, Mahoney, Mitchell, Moore, Nelson, Nicoll, Oakman, Owen, Parkhurst, Piatt, Riley, Robb, Roberts, Robeson, Roundy, Russell, Schleicher, Steele, Slosson, Teale, Theophilus, Thompson, Tipton, Townsend, Wagner Walker, Woods, Wyckoff, Yergey and Mr. Speaker-66.

The nays were none.

Absent or not voting.

Mesers. Anderson of Warren, Ball, Berryhill, Blythe, Chapman, Cummins, Cuater, Dietz, Doron, Draper, Eckles, Estes, Evans, Hamilton, Hobbs, Homrighaus, Hunter, Larson, Lockin, Luke, McFarland, Paschal, Rice, Roach, Roe, Rowan, Shipley, Smith, Thornburg Thorniley, Wilbur, Wilson of Butler, Wilson of Cass and Wyman-34.

So the amendments were agreed to.

Senate File No. 174 read first and second times and passed on file. House File No. 178, Amendments by the Senate, to strike out the word "sixth" in line 10 and insert "seventh."

The question being shall the amendment be agreed to? 'I'he yeas were:

Messrs. Agnew, Anderson of Hamilton, Beem, Brown, Buell, Byers, Calvin, Chantry, Clarke, Craig, Crooks, Curtis, Darnall, Davie, Dayton, Dobson, Duus, Eckles, Eilers, Field, Fillmore, Foley, Hall, Hauser, Hart, Head, Hipwell, Horton, Hospers, Hotchkiss, Jolly, Jones, Kennan, Kline, Lewis, Limback, Mack, Mahoney, McFarland, Mitchell, Moore, Nelson, Nicoll, Oakman, Owen, Parkhurst, Piatt, Riley, Robb, Roberts, Robeson, Roundy, Russell, Schleicher, Steele, Slosson, Teale, Theophilus, Thompson, Tipton, Townsend, Wagner, Walker, Woods, Wyckoff, Yergey and Mr. Speaker-67.

The nays were none:

Absent or not voting:

Messrs. Anderson of Warren, Ball, Berryhill, Blythe, Burgess, Chapman, Cummins, Custer Dietz, Doron, Draper, Estes, Evans, Hamilton Hobbs, Homrighaus, Hunter, Larson, Lockin, Luke, Paschal, Rice, Roach, Roe, Rowan, Shipley, Smith, Thornburg Thorniley, Wilbur, Wilson of Butler, Wilson of Cass and Wyman-33. So the amendment was agreed to.

#### BILLS ON CALENDAR.

Mr. Thompson moved that the consideration of House File No. 542 and substitutes be postponed from 10 A. M. Monday until 10 A. M. Tuesday.

Carried.

On motion of Mr. Riley the rules were suspended and House File No. 575, a bill for an act to amend section 463 of the Code of 1873 was taken up.

Mr. Riley moved that the rules be suspended, the bill considered engrossed and read a third time now.

Carried.

The bill was read a third time.

The question being shall the bill pass?

The yeas were:

Messrs. Agnew, Anderson of Hamilton, Brown, Buell, Burgess, Byers, Calvin, Chantry, Clarke, Craig, Crooks, Curtis, Darnall, Davie, Dayton, Dobson, Duus, Eilers, Field, Fillmore, Foley, Hauser, Head, Horton, Hospers, Hotchkiss, Jolly, Jones, Kennan, Lewis, Mack, Mahoney, McFarland, Moore, Nelson, Nicoll, Oakman, Owen, Parkhurst, Riley, Robb, Roberts, Robeson, Roundy, Russell, Schleicher, Steele, Slosson, Smith, Teale, Theophilus, Thompson, Tipton, Townsend, Wagner, Walker, Woods, Wyckoff, Yergey and Mr. Speaker-60.

The nays were:

Messrs. Custer, Hart, Hipwell, Kline, Limback, Piatt and Wilbur -7.

Absent or not voting:

Messrs. Anderson of Warren, Ball, Beem, Berryhill, Blythe, Chapman, Cummins, Dietz, Doron, Draper, Eckles, Estes, Evans, Hall, Hamilton, Hobbs, Homrighaus, Hunter, Larson, Lockin, Luke, Mitchell, Paschal, Rice, Roach, Roe, Rowan, Shipley, Thornburg, Thorniley, Wilson of Butler, Wilson of Cass and Wyman-33

So the bill passed and the title was agreed to.

Mr. Darnall entered a motion to reconsider the vote whereby House File No. 360 was engrossed.

On motion of Mr. Teale the rules were suspended and House File No. 397, a bill for an act to amend chapter 104 of the acts of the Twenty-first General Assembly, was taken up.

Carried.

The question being, shall the bill be indefinitely postponed?

Messrs. Teale and Parkhurst demanded the yeas and nays. The yeas were:

Messrs. Buell, Curtis, Darnall, Foley, Moore, Nicoll, Smith and Wilbur-8.

The nays were:

Messrs. Agnew, Anderson of Hamilton, Beem, Brown, Byers, Calvin, Chantry, Crooks, Davie, Dayton, Dobson, Duus, Eilers, Field, Fillmore, Hall, Hauser, Hart, Hipwell, Horton, Hospers, Hotohkiss, Jolly, Kennan, Kline, Lewis, McFarland, Nelson, Oakman, Owen, Parkhurst, Piatt, Riley, Robb, Roberts, Robeson, Roundy, Russell, Schleicher, Slosson, Steele, Teale, Theophilus, Tipton, Townsend, Wagner, Walker, Woods, Wyckoff, Yergey and Mr. Speaker-51.

Absent or not voting:

Messrs. Anderson of Warren, Ball, Berryhill, Blythe, Burgess, Chapman, Clarke, Craig, Cummins, Custer, Dietz, Doron, Draper, Eckles, Estes, Evans, Hamilton, Head, Hobbs, Homrighaus, Hunter, Jones, Larson, Limback, Lockin, Luke, Mack, Mahoney, Mitchell, Paschal, Rice, Roach, Roe, Rowan, Shipley, Thompson, Thornburg, Thorniley, Wilson of Butler, Wilson of Cass and Wyman-41.

So the bill was not indefinitely postponed.

Mr. Wilbur moved that the bill be referred to Committee on Medicine, Surgery and Pharmacy.

Upon this motion Messrs. Wilbur and Buell demanded the yeas and nays.

The yeas were:

Messrs. Buell, Curtis, Darnall, Foley, Mahoney, Nelson, Nicoll, Oakman, Tipton and Wilbur-10.

The nays were:

Messrs. Agnew, Anderson of Hamilton, Beem, Brown, Byers, Calvin, Chantry, Crooks, Davie, Dobson, Duus, Eilers, Field, Fillmore, Hall, Hauser, Hart, Hipwell, Horton, Hospers, Hotchkiss, Jolly, Jones, Kennan, Kline, Lewis, McFarland, Parkhurst, Piatt, Riley, Robb, Roberts, Robeson, Roundy, Russell, Schleicher, Slosson, Smith, Steele, Teale, Theophilus, Wagner, Walker, Woods, Wyckoff, Yergey and Mr. Speaker-47.

Absent or not voting:

Messrs. Anderson of Warren, Ball, Berryhill, Blythe, Burgess, Chapman, Clarke, Craig, Cummins, Custer, Dayton, Dietz, Doron, Draper, Eckles, Estes, Evans, Hamilton, Head, Hobbs, Homrighaus, Hunter, Larson, Limback, Lockin, Luke, Mack, Mitchell, Moore, Owen, Paschal, Rice, Roach, Roe, Rowan, Shipley, Thompson, Thornburg, Thorniley, Townsend, Wilson of Butler, Wilson of Cass and Wyman-43.

So the motion was lost.

Mr. Teale moved that the bill be engrossed.

Amendment by Mr. Wilbur:

To strike out section 1.

Mr. Robb moved the previous question.

Carried.

Upon the amendment by Mr. Wilbur, Messrs. Buell and Wilbur demanded the yeas and nays.

The yeas were:

Messrs. Ball, Buell, Darnall, Foley, Jolly, Mahoney, Moore, Nelson, Nicoll, Smith, Tipton and Wilbur-12.

The nays were:

Messrs. Agnew, Beem, Brown, Byers, Calvin, Chantry, Craig, Crooks, Custer, Davie, Dayton, Dobson, Duus, Eilers, Field, Fillmore, Hall, Hauser, Hart, Hipwell, Horton, Hospers, Hotchkiss, Jones, Kennan, Kline, Lewis, McFarland, Oakman, Owen, Parkhurst, Piatt, Riley, Robb, Roberts, Robeson, Roe, Roundy, Russell,

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Schleicher, Slosson, Teale, Theophilus, Townsend, Wagner, Walker, • Woods, Wyckoff, Yergey and Mr. Speaker-50.

Absent or not voting:

Messrs. Anderson of Hamilton, Anderson of Warren, Berryhill, Blythe, Burgess, Chapman, Clarke, Cummins, Curtis, Dietz. Doron, Draper, Eckles, Estes, Evans, Hamilton, Head, Hobbs, Homrighaus, Hunter, Larson, Limback, Lockin, Luke, Mack, Mitchell, Paschal, Rice, Roach, Rowan, Shipley, Steele, Thompson, Thornburg, Thorniley, Wilson of Butler, Wilson of Cass and Wyman-38.

So the amendment was lost.

The bill was ordered engrossed.

#### MESSAGE FROM THE GOVERNOR.

The following message was received from the Governor:

ME. SPEAKEE—I am directed by the Governor to report that he has approved, signed and deposited in the office of the Secretary of State the following bills:

House File No. 126, an act to legalize certain ordinances of the town of Kingsley, in Plymonth county, Iowa, and the acts of its officers thereunder.

House File No. 133, an act to legalize certain ordinances of the town of Rock Rapids, Lyons county, and acts done thereunder.

House File No. 238, an act to legalize the ordinances of the town of Corning, Adams county, Iowa.

House File No. 352, an act appropriating money to defray the expenses of the inauguration ceremonies.

House File No. 537, an act to legalize certain ordinances of the town of Sac City, Sac county, Iowa, and acts done thereunder.

House File No. 582, an act to prevent fraud in the sale of flour and other mill products.

House File No. 41, an act to provide for the relief of Union soldiers, sailors and marines, and the indigent wives, widows and minor children of indigent or deceased Union soldiers, sailors and marines.

House File No. 45, an act to repeal subdivision 2, of section 796, of the Code of 1873; chapter 28 of the acts of the Fifteenth General Assembly; chapter 18 of the acts of the Eighteenth General Assembly, and chapter 182 of the acts of the Twentieth General Assembly, and to enact a substitute therefor.

House File No. 168, an act to amend section 1495 and 1508, of chapter 4, title 11, of the Code of 1873, in relation to line fences.

House File No. 570, an act to legalize the city election of Knoxville, Iowa, of  $\triangle$ . D. 1888, and to legalize the registry lists of voters made for and used at such election.

House File No. 603, an act to amend section 1811 of the Code, relative to the consolidation of independent school districts and to allow contiguous territory in adjoining counties to be formed into independent school districts in certain cases, and to legalize the consolidation of independet school districts heretofore effected in certain cases.

Also, joint resolution No. 17, contemplating the permanent reten-

tion at the Capitol of the State of Iowa of the records of the Government Land Office in Des Moines. FREDK. W. HOSSFELD, Private Secretary.

On motion of Mr. Robb, the House adjourned.

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# HALL OF THE HOUSE OF BEPBESENTATIVES, DES MOINES, IOWA, April 2, 1888.

House met in regular session at 9 o'clock A. M.

The Speaker in the chair.

Prayer by Rev. M. D. Collins.

Journal of Saturday read and approved.

Conference committees on Senate File No. 290, and House File No. 373 were excused for the day.

#### REPORTS OF COMMITTEES.

Mr. Wilbur, from the Committee on Schools, reported Senate File No. 61 without recommendation.

Also, Senate File No. 391, recommending passage.

Also, House File No. 572, recommending passage.

Also, Senate File No. 74, recommending indefinite postponement. Also, House File No. 588, recommending indefinite postponement. Passed on file.

Mr. Tipton, from the Committee on Agriculture, reported House File No. 617, recommending passage.

Passed on file.

Mr. Smith in the obsir.

Mr. Tipton moved that the bill be engrossed.

Mr. Clarke moved the previous question.

Carried.

The question recurring upon the motion to engross, Messrs. Redman and Hotchkiss demanded the yeas and nays.

Mr. Chantry explained his vote as follows:

ME. SPEAKER—This measure looks in the direction of Iowa labor producing a legitimate and necessary supply for Iowa people. It means in the employment of Iowa labor in an Iowa industry, and the payment of Iowa money for Iowa labor and the production of Iowa supplies from Iowa soil. I therefore support this measure most heartily.

Mr. Custer explained his vote.

Mr. Field explained his vote as follows:

MR. SPEAKER—This being a bill to encourage manufactures and keep money within the State, I vote aye.

Mr. Head explained his vote.

Mr. Hotchkiss explained his vote.

Mr. Jolly explained his vote.

Mr. Roe explained his vote.

Mr. Smith explained his vote.

Mr. Byers explained his vote.

Mr. Anderson of Warren explained his vote as follows:

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ME. SPEAKEE—If I had any assurance that good sugar can be made from sorghum raised in Iowa I would be in favor of this bill, but as I have none, I vote no.

Mr. Wilbur explained his vote as follows:

ME. SPEAKER—Were the State out of debt I would vote aye on this question, as I am in favor of encouraging home productions, but I am opposed to making any unnecessary appropriations at this time.

The yeas were: Messrs. Agnew, Anderson of Hamilton, Blythe, Brown, Byers, Chantry, Chapman, Crooks, Custer, Darnall, Eilers, Field, Hall, Hauser, Head, Hospers, Jolly, Kennan, Lewis, Mack, Mahoney, McFarland, Moore, Nelson, Oakman, Owen, Parkhurst, Riley, Robb, Roberts, Robeson, Roe, Steele, Thornburg, Tipton, Wyckoff, Yergey and

Mr. Speaker-38.

The nays were:

Messrs. Anderson of Warren, Ball, Beem, Calvin, Clarke, Craig, Curtis, Foley, Horton, Hotchkiss, Hunter, Kline, Piatt, Schleicher, Smith, Teale, Theophilus, Walker and Wilbur-19.

Absent or not voting:

Meesrs. Berryhill, Buell, Burgess, Cummins, Davie, Dayton, Dietz, Dobson, Doron, Draper, Duus, Eckles, Estes, Evans, Fillmore, Hamilton, Hart, Hipwell, Hobbs, Homrighaus, Jones, Larson, Limback, Lockin, Luke, Mitchell, Nicoll, Paschal, Rice, Roach, Roundy, Rowan, Russell, Shipley, Slosson, Thompson, Thorniley, Townsend, Wagner, Wilson of Butler, Wilson of Cass, Woods and Wyman-43.

So the bill was ordered engrossed.

House File No. 617 was ordered printed.

The Speaker in the chair.

Mr. Head filed a motion to reconsider the vote whereby House File No. 617 was ordered engrossed.

Mr. Head filed a motion to reconsider the vote whereby House File No. 494 was male a special order for Wednesday, April 4th.

Mr. Head filed a motion to reconsider the vote whereby House File No. 433 was made a special order for Wednesday, April 4th, to follow special order on House File No. 424.

#### LEAVE OF ABSENCE GRANTED.

To Mr. Townsend, until to-morrow.

To Mr. Dayton, until to morrow.

To Mr. Lockin, until to-morrow.

To Committee on Enrolled Bills, for the day.

### BILLS ON CALENDAR.

Senate File No. 156, a bill for an act to amend sections 1401 and 1403 of the Code, relative to the confinement of persons found or alleged to be insane.

The question being shall the bill be read a third time? Carried.

The bill was read a third time.

The question being shall the bill pass?

The yeas were:

Messrs. Agnew, Anderson of Hamilton, Anderson of Warren, Ball, Beem, Blythe, Brown, Byers, Calvin, Chantry, Chapman, Clarke, Craig, Crooks, Curtis, Custer, Darnall, Davie, Eilers, Field, Fillmore, Foley, Hall, Hauser, Head, Horton, Hospers, Hotchkiss, Hunter, Jolly, Kennan, Kline, Lewis, Mack, Mahoney, McFarland, Moore, Nelson, Oakman, Owen, Parkhurst, Piatt, Riley, Robb, Roberts, Robeson, Roe, Roundy, Schleicher, Steele, Slosson, Smith, Teale, Theophilus, Thornburg, Tipton, Walker, Wyckoff, Yergey and Mr. Speaker-60.

The nays were none:

Absent or not voting:

Messrs. Berryhill, Buell, Burgess, Cummins, Dayton, Dietz, Dobson, Doron, Draper, Duus, Eckles, Estes, Evans, Hamilton, Hart, Hipwell, Hobbs, Homrighaus, Jones, Larson, Limback, Lockin, Luke, Mitchell, Nicoll, Paschal, Rice, Roach, Rowan, Russell, Shipley, Thompson, Thorniley, Townsend, Wagner, Wilbur, Wilson of Butler, Wilson of Cass, Woods and Wyman-40.

So the bill passed and the title was agreed to.

House File No. 584, a bill for an act to repeal section 2080 of the Code of 1873, and enact a substitute therefor, relating to usury.

Mr. Riley moved that the rules be suspended, the bill considered engrossed and read a third time now.

Carried.

The bill was read a third time.

The question being, shall the bill pass?

Mr. Hall explained his vote.

Mr. Riley explained his vote.

The yeas were:

Messrs. Agnew, Anderson of Hamilton, Anderson of Warren, Ball, Beem, Blythe, Brown, Byers, Calvin, Chantry, Chapman, Clarke, Craig, Crooks, Curtis, Darnall, Davie, Dobson, Eilers, Field, Fillmore, Foley, Hall, Hauser, Head, Hospers, Hotohkiss, Jolly, Kennan, Kline, Lewis, Mack, Mahoney, Moore, Nelson, Oakman, Owen, Parkhurst, Riley, Bobb, Roberts, Robeson, Roe, Schleicher, Steele, Slosson, Smith, Teale, Theophilus, Thornburg, Tipton, Walker, Wilbur, Wyckoff, Yergey and Mr. Speaker-56.

The nays were:

Messrs. Custer, Piatt and Roundy-3.

Absent or not voting:

Messrs. Berryhill, Buell, Burgess, Cummins, Dayton, Dietz, Doron, Draper, Duus, Eckles, Estes, Evans, Hamilton, Hart, Hipwell, Hobbs, Horton, Homrighaus, Hunter, Jones, Larson, Limback, Lockin, Luke, McFarland, Mitchell, Nicoll, Paschal, Rice, Roach, Rowan, Russell, Shipley, Thompson, Thorniley, Townsend, Wagner, Wilson of Butler, Wilson of Cass, Woods and Wyman-41.

So the bill passed and the title was agreed to.

Substitute for House File No. 6, a bill for an act to regulate the issuing or paying city warrants in cities of the first class and cities organized under special charter.

The substitute was adopted for the original bill.

Amendment by Mr. Robb:

To insert in section 1, line 1, after the word "auditor" the words "or city clerk," also to strike out the word "city" in same line and to insert the word "cities," also to insert in line 2, after the word "first" the words "or second," also to strike out of the title the words "certain cities of the first" and insert "cities of the first and second."

Adopted.

Amendment by Mr. Smith:

To insert in section 2, line 9, the words "of any city of the first class, or city organized under a special charter the sum" between the words "treasury" and "of"; also to insert the words "or in the city treasury of any city of the second class the sum of five hundred dollars (\$500)" after figures "\$2,500" in line 10.

Adopted.

Amendment by Mr. Riley:

To insert after the word "city" in line 13 of section 2, the words "of the first class, or cities organized under a special charter."

Adopted.

Further amendment by Mr. Riley:

To insert after the word "and" in the same line, the words "in one daily or weekly newspaper in cities of the second class, or cities organized under special charters".

Adopted.

The bill was ordered engrossed.

House File No. 461, a bill for an act to amend section 3639 of the Code relating to evidence.

Amendment by the committee:

To strike out the word "his" in the fourth line of printed bill, and add to the bill the words "of the party so calling him".

Adopted.

Amendment by Mr. Riley:

To insert a comma after the word "interested" in line 3.

Adopted.

Mr. Custer moved that the rules be suspended, the bill be considered engrossed and read a third time now.

Carried.

The bill was read a third time.

The question being shall the bill pass?

The yeas were:

Messrs. Agnew, Anderson of Hamilton, Anderson of Warren, Ball, Beem, Blythe, Brown, Byers, Calvin, Chantry, Clark, Craig, Crooks, Curtis, Custer, Darnall, Davie, Dobson, Eilers, Field, Fillmore, Foley, Hall, Hauser, Head, Hospers, Hotchkiss, Jolly, Kennan, Kline, Lewis, Mack, Mahoney, McFarland, Moore, Nelson, Oakman, Owen, Parkhurst, Piatt, Riley, Robb, Roberts, Robeson, Roe, Roundy, Schleicher, Steele, Slosson, Smith, Teale, Theophilus, Thornburg, Tipton, Walker, Wilbur, Woods, Wyckoff, Yergey and Mr. Speaker-60.

The nays were none.

Absent or not voting:

Messrs. Berryhill, Buell, Burgess, Chapman, Cummins, Dayton, Dietz, Doron, Draper, Duus, Eckles, Estes, Evans, Hamilton, Hart, Hipwell, Hobbs, Horton, Homrighaus, Hunter, Jones, Larson, Limback, Lockin, Luke, Mitchell, Nicoll, Paschal, Rice, Roach, Rowan, Russell, Shipley, Thompson, Thorniley, Townsend, Wagner, Wilson of Butler, Wilson of Cass and Wyman-40.

So the bill passed and the title was agreed to.

House File No. 265, a bill for an act to amend section 1864 of the Code of 1873, in relation to the compensation of county auditors in making school fund loans.

Mr. Riley moved that the rules be suspended, the bill considered engrossed and read a third time now.

Carried.

The bill was read a third time.

The question being shall the bill pass?

The yeas were:

Messrs. Anderson of Hamilton, Ball, Beem, Brown, Byers, Calvin, Chapman, Clarke, Crooks, Curtis, Custer, Darnall, Eilers, Field, Foley, Hauser, Hart, Horton, Hotohkiss, Kennan, Kline, Lewis, Mack, Moore, Nelson, Nicoll, Oakman, Owen, Piatt, Riley, Robb, Roberts, Robeson, Roe, Roundy, Steele, Smith, Thornburg, Walker, and Mr. Speaker-40.

The nays were:

Messrs. Agnew, Anderson of Warren, Chantry, Davie, Dobson, Fillmore, Hali, Hospers, Jolly, Mahoney, McFarland, Parkhurst, Schleicher, Slosson, Teale, Theophilus, Tipton, Wilbur, Woods, Wyckoff and Yergey-21.

Absent or not voting:

Messrs. Berryhill, Blythe, Buell, Bargess, Craig, Cammins, Dayton, Dietz, Doron, Draper, Daus, Eckles, Estes, Evans, Hamilton, Head, Hipwell, Hobbs, Homrighaus, Hunter, Jones, Larson, Limback, Lockin, Luke, Michell, Paschal, Rice, Roach, Rowan, Russell, Shipley, Thompson, Thorniley, Townsend, Wagner, Wilson of Batler, Wilson of Cass and Wyman-39.

So the bill was lost on passage.

House File No. 231 indefinitely postponed.

Senate File No. 42, a bill for an act to amend section 10, chapter 151, laws of the Eighteenth General Assembly.

Amendment by committee to section 1, to add after the last word thereof the following words: "inclusive of all fees coming into his hands by virtue of his office as secretary of said board."

Adopted.

Passed on file.

House File No. 146 was indefinitely postponed upon motion of Mr. Anderson of Hamilton, a similar bill having passed.

House File No. 403, "a bill for an act to encourage meteorological and other scientific researches within the State of Iowa."

The bill was lost on engrossment.

House File No. 435, "a bill for an act to amend section 9, chapter 168, acts of the Twentieth General Assembly, regulating the admission of attorneys to the practice of law."

Amendment by Mr. Beem, to strike out the word "thereto" in line 2 and insert the following words, to wit: "after the words law school."

Adopted.

The bill was ordered engrossed.

House File No. 392, a bill for an act to regulate the erection of telephone lines upon the public highways.

Mr. Nelson moved that the rules be suspended, the bill considered engrossed and read a third time now.

Carried.

The bill was read a third time.

The question being shall the bill pase?

Mr. Darnall explained his vote.

The yeas were:

Messrs. Agnew, Anderson of Hamilton, Anderson of Warren, Ball, Blythe, Brown, Byers, Calvin, Chantry, Chapman, Crooks, Curtis, Darnall, Davie, Dobson, Eilers, Field, Fillmore, Foley, Hall, Hauser, Hart, Horton, Hospers, Hotchkiss, Hunter, Jolly, Kennan, Kline, Lewis, Mack, Mahoney, Moore, Nelson, Oakman, Owen, Parkhurst, Piatt, Riley, Robb, Roberts, Robeson, Roe, Roundy, Schleicher, Steele, Slosson, Smith, Teale, Theophilus, Thornburg, Tipton, Walker, Yergey and Mr. Speaker-55.

The nays were:

Messrs. Clarke, Craig, Woods and Wyckoff-4.

Absent or not voting:

Messrs. Beem, Berryhill, Buell, Burgess, Cummins, Custer, Dayton, Dietz, Doron, Draper, Duus, Eckles, Estes, Evans, Hamilton, Head, Hipwell, Hobbs, Homrighaus, Jones, Larson, Limback, Lockin, Luke, McFarland, Mitchell, Nicoll, Paschal, Rice, Roach, Rowan, Russell, Shipley, Thompson, Thorniley, Townsend, Wagner, Wilbur, Wilson of Butler, Wilson of Case and Wyman-41.

So the bill passed and the title was agreed to.

House File No. 390 was indefinitely postponed upon motion of Mr. Robb, a similar bill having passed.

House File No. 343, a bill for an act to amend section 1584 of the Code of 1873, relative to the State appropriation to defray the expenses of conducting county normal institutes.

Amendment by the committee to change in section 1, line 2, the word "word" to "words"; also to make the same change in line 3 of the same section.

Adopted.

The bill was ordered engrossed.

Senate File No. 193, a bill for an act authorizing the Governor to arrange with General Belknap for his services in prosecuting claims of the State against the general government.

The question being, shall the bill be read a third time? Carried.

The bill was read a third time.

The question being, shall the bill pass?

The yeas were:

Messrs. Agnew, Anderson of Hamilton, Anderson of Warren, Ball, Blythe, Brown, Byers, Calvin, Chantry, Chapman, Clarke, Craig, Crooks, Curtis, Custer, Darnall, Dobson, Kilers, Field, Fillmore Foley, Hauser, Hospers, Hotchkiss, Jolly, Kennan, Lewis, Mack Mahoney, Moore, Nelson, Oakman, Parkhurst, Riley, Robb, Robeson Roe, Schleicher, Steele, Slosson, Smith, Teale, Theophilus, Thornburg Tipton, Walker, Wilbur, Woods, Wyckoff, Yergey and Mr. Speaker -51.

The nays were:

Messrs. Davie, Hart, Head, Horton, Hunter, Kline, McFarland, Owen, Piatt and Roundy-10.

Absent or not voting:

Messrs. Beem, Berryhill, Buell, Burgess, Cummins, Dayton, Dietz, Doron, Draper, Duus, Eckles, Estes, Evans, Hall, Hamilton, Hipwell, Hobbs, Homrighaus, Jones, Larson, Limback, Lockin, Luke, Mitchell, Nicoll, Paschal, Rice, Roach, Roberts, Rowan, Russell, Shipley, Thompson, Thorniley, Townsend, Wagner, Wilson of Butler, Wilson of Cass and Wyman—39.

So the bill passed and the title was agreed to.

# REPORTS OF COMMITTEES.

Mr. Smith from the Committee on Printing, reported Senate File No. 951, recommending amendment and passage.

Mr. Smith moved that Senate File No. 251 and House File No. 322, be a special order for 2:80 o'clock P. M. to-day.

Carried.

#### RESOLUTION.

By Mr. Fillmore, for final adjournment on April 10. Laid over. On motion of Mr. Teale the House adjourned.

1888.]

# AFTERNOON SESSION.

House re-convened at 2 P. M., the Speaker in the chair.

#### BILLS ON CALENDAR.

House File No. 359, a bill for an act to change the burden of proof in actions grounded upon the negligence of corporations.

The bill was ordered engrossed.

House File No. 408 was indefinitely postponed.

House File No. 409, a bill for an act to empower the board of supervisors to transfer bridge funds to poor fund, and other county purposes.

The bill was ordered engrossed.

House File No. 412, a bill for an act to amend subdivision No. 9, section 3793 of the Code, relating to compensation of county treasurers.

Mr. Teale moved that the rules be suspended, the bill be considered engrossed and read a third time now.

Carried.

The bill was read a third time.

The question being shall the bill pass?

The yeas were:

Messrs. Agnew, Anderson of Hamilton, Anderson of Warren, Ball, Beem, Blythe, Brown, Buell, Byers, Calvin, Chantry, Clarke, Crooks, Curtis, Custer, Darnall, Davie, Duus, Eilers, Field, Foley, Hauser, Head, Horton, Hotchkiss, Hunter, Jolly, Jones, Kennan, Lewis, Mack, Mahoney, McFarland, Nelson, Nicoll, Oakman, Owen, Parkhurst, Piatt, Robb, Roberts, Robeson, Roe, Roundy, Schleicher, Shipley, Slosson, Smith, Teale, Thornburg, Tipton, Walker, Yergey and Mr. Speaker-54.

The nays were:

Messrs. Craig, Fillmore, Hospers, Kline, Riley, Steele, Theophilus, Wilson of Butler, Woods and Wyckoff—10.

Absent or not voting:

Messrs. Berryhill, Burgess, Cammins, Dayton, Dietz, Dobson, Doron, Draper, Eckles, Estes, Evans, Hall, Hamilton, Hart, Hipwell, Hobbs, Homrighaus, Larson, Limback, Lockin, Luke, Mitchell, Moore, Paschal, Rice, Roach, Rowan, Russell, Thompson, Thorniley, Townsend, Wagner, Wilbur, Wilson of Cass and Wyman-36.

So the bill passed and the title was agreed to.

House File No. 314, a bill for an act to relieve disabled firemen belonging to the Iowa Firemen's Association, and to provide for funeral expenses.

Amendment by committee, to insert in section 7, line 4, of printed bill, after the word "than" the words "one thousand."

Adopted.

Amendment by Mr. Robb, to strike out sections 8, 4, 5, 6, 7 and 9; to re-number section 8 as section 4, and to insert the following as section 8:

Sec. 3. When a member of any organized fire department in the State of Iowa has been injured or killed while actually engaged in his line of duty as a member of such fire department, the chief of said fire department and the mayor of the city in which said fire department is located, may issue a certificate setting forth the name of said fireman, when injured or killed, and the name of the organization to which said fireman belonged. Said certificate, when duly signed and sworn to by the mayor of the city and chief of the fire department, shall be forwarded to the Auditor of State, who shall, in case of injury which disables said fireman from pursuing his usual avocation, issue a warrant or warrants on the State Treasurer, for an amount not in excess of four dollars (\$4.00) per week during the time of such disability; or, in case of death, for an amount not to exceed fifty dollars (\$50.00). Said warrants to be made payable to the party injured; or, in case of death, to his widow or legal representative. Such warrants shall be drawn on the fireman's relief fund, as provided in this act.

Adopted.

Special order on Senate File No. 251 and House File No. 322 continued until 3:00 P. M.

Consideration of House File No. 814 continued.

Substitute by Mr. Ball for section 1:

Section 1. That the Executive Council shall levy an additional tax upon the insurance companies doing business in the State of Iowa equal to 5 per cent of the tax and fees now collected from said companies.

Adopted.

Mr. Robb moved to reconsider the vote whereby the substitute by Mr. Ball to section 1 was adopted.

Lost.

The question being, shall the bill be engrossed?

Messrs. Hunter and Sleicher demanded the yeas and nays.

Mr. Speaker explained his vote as follows:

I should like to vote for a measure which would furnish some relief to deserving firemen injured in line of their work, but this bill as amended, if enacted into law, would, in my judgment not only be a vicious law but be unconstitutional and render no relief.

The yeas were:

Messrs. Ball, Byers, Clarke, Davie, Robb and Wyckoff-6. The nays were:

Messrs. Agnew, Anderson of Hamilton, Anderson of Warren, Beem, Blythe, Brown, Buell, Calvin, Chantry, Chapman, Craig, Crooks, Cummins, Curtis, Darnall, Duus, Eilers, Field, Fillmore, Foley, Hart, Hauser, Horton, Hospers, Hotohkiss, Hunter, Jolly, Jones, Kennan, Kline, Lewis, Maok, Mahoney, McFarland, Moore, Nelson, Nicoll, Oakman, Owen, Parkhurst, Piatt, Riley, Roberts, Robeson, Roe, Roundy, Schleicher, Shipley, Steele, Slosson, Teale, Theophilus, Thornburg, Tipton, Wagner, Walker, Wilson of Butler, Wilson of Cass, Woods, Wyman, Yergey and Mr. Speaker-62.

Absent or not voting:

Messrs. Berryhill, Burgess, Custer, Dayton, Dietz, Dobson, Doron, Draper, Eckles, Estes, Evans, Hall, Hamilton, Head, Hipwell, Hobbs, Homrighaus, Larson, Limback, Lockin, Luke, Mitchell, Paschal, Rice, Roach, Rowan, Russell, Smith, Thompson, Thorniley, Townsend and Wilbur-32.

So the bill was lost on engrossment.

#### MESSAGE FROM THE SENATE.

The following message was received from the Senate:

ME. SPEAKEE-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 swamp land indemnity.

Also, the Senate has passed the following House bills:

House File No. 455, a bill for an act to amend section 3179 of the Code.

Also, House File No. 295, a bill for an act to authorize cities of the first class and cities organized under special charter, or cities of the second class having a population of (10,000) ten thousand or over to require the erection and construction of viaducts over or under railroads on public streets, and to provide compensation to owners of property abutting on such streets, with amendments.

W. R. COCHBANE, First Ass't Secretary.

#### RESOLUTION LAID OVER.

By Mr. Head, for final adjournment April 9th.

Amendment by Mr. Hotchkiss to adjourn April 7th.

Substitute by Mr. Anderson of Warren for adjournment April 11th. Mr. Luke moved that the resolution, amendment and substitute lie on the table subject to call.

Carried.

#### LEAVE OF ABSENCE GRANTED.

Mr. Eckles indefinitely on account of death of brother. Mr. Dobson until to morrow.

#### SPECIAL ORDER.

Mr. Cummins in the chair.

Senate File No. 251, a bill for an act to amend, revise and consolidate the various acts relating to the public printing and binding, and the publication and distribution of the public documents and the journals of the two Houses.

Amendments by committee:

To section 8 to strike out of line fourteen, sub-division "d," the words "the Superintendent of Public Instruction;" also insert in line

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seventeen, sub-division "e," after the word "college," "that of the Superintendent of Public Instruction."

Lost.

To section 11 to insert after the word "insane" in line nine, the words "three thousand;" also to strike out the word "three" in line eleven and insert in lieu thereof the word "one."

Lost.

Amendment by Mr. Smith to section 23, sub-division "b:"

To make it read: "For book press-work the compensation shall be \$2.50 for the first one thousand impressions of sixteen pages and \$1.50 per thousand for each additional one thousand impressions from the same form.

Mr. Roberts moved the previous question.

Upon this motion Messrs. Smith and Darnall demanded the yeas and nays.

The yeas were:

Messrs. Buell, Calvin, Chantry, Clarke, Curtis, Fillmore, Horton, Hospers, Kennan, Oakman, Riley, Roberts, Robeson, Roe, Roundy, Schleicher, Steele, Thornburg and Yergey-19.

The nays were:

Messrs. Agnew, Anderson of Hamilton, Anderson of Warren, Ball, Beem, Brown, Chapman, Crooks, Custer, Darnall, Eilers, Field, Hamilton, Hauser, Head, Hotchkiss, Hunter, Jolly, Jones, Lewis, Mack, McFarland, Moore, Nelson, Nicoll, Parkhurst, Piatt, Roach, Robb, Shipley, Slosson, Smith, Teale, Theophilus, Tipton, Walker, Wilson of Butler, Wilson of Cass, Woods, Wyckoff and Mr. Speaker-41.

Absent or not voting:

Messrs. Berryhill, Blythe, Burgess, Byers, Craig, Cummins, Davie, Dayton, Dietz, Dobson, Doron, Draper, Duus, Eckles, Estes, Evans, Foley, Hall, Hart, Hipwell, Hobbs, Homrighaus, Kline, Larson, Limback, Lockin, Luke, Mahoney, Mitchell, Owen, Paschal, Rice, Rowan, Russell, Thompson, Thorniley, Townsend, Wagner, Wilbur and Wyman-40.

So the motion was lost.

#### BEPORT OF ENROLLING COMMITTEE.

Mr. Hunter, from the Committee on Enrolled Bills, submitted the following report:

ME. SPEAKEE—Your Committee on Enrolled Bills respectfully report that they have examined and find correctly enrolled substitute frr House File No. 520, an act to legalize the incorporation of the town of Ackworth, Warren county, Iows, to legalize the ordinances of the town council of said incorporated town and to legalize the acts of the officers of said incorporated town under the ordinances of said town.

House File No. 280, an act for the relief of John Haidiene, of Webster county, Iowa, and authorizing the payment of his claim against the State of Iowa.

House File No. 215, an act to amend section nine hundred and seventy six (976) of the Code, relating to the payment of taxes to the township clerk. House File No. 266, an act amending section 1759, chapter 9, title 12 of the Code, in relation to the filing of teachers' contracts.

House File No. 560, an act to amend section 1091 of the Code of 1873, relating to corporations other than those for pecuniary profit.

House File No. 388, an act to amend section one (1,) of chapter 51, acts of the Fiftheenth General Assembly.

House File No. 540, an act to amend section 1, chapter 158, acts of the Nineteenth General Assembly.

House File No. 38, an act to amend chapter (98) ninety-three of the laws of the Twenty-first General Assembly.

House File No. 187, an act amending section one hundred and fifty-nine (159) of the Code of 1873, in regard to the disposition of the reports of the Supreme Court of the State of Iowa.

House File No. 384, an act to fix the compensation to be paid to the members of the city council in cities of the first class.

House File No. 288, an act to reimburse the Sixth Iowa Infantry.

House File No. 178, an act to amend section twenty-four (24) of chapter 151 of the laws of the Eighteenth General Assembly, changing the time so the meetings of local boards of health.

Also, House File No. 396, an act to authorize cities of the first class to make regulations against danger or accidents by fire, to establish fire limits, and to prohibit the erection of certain buildings within such limits, and to provide for the removal of buildings erected contrary such regulations.

Also, Senate File No. 65, an act to provide that owners and keepers of pure bred or thoroughbred bulls, standard bred or thoroughbred stallions shall post notices of their registration.

Joint resolution No. 2, relating to the owning or possessing of lands by non-resident aliens.

Also, Senate File 23, an act to amend section 471 of the Code.

Also, Senate File, No. 220, an act granting additional authority to certain cities of the first clast relating to the improvement of public places, streets, highways, avenue and alley intersections, and to provide a system of payment therefor.

Also, Senate File No. 327, an act providing for funding certain bonds and outstanding indebtedness of certain cities, and authorizing certain cities to fund certain outstanding indebtedness, and to provide for the levy of taxes for the payment thereof, and providing a penalty for the diversion of such tax.

Also, Senate File No. 366, an act to legalize the incorporation of Boone Valley Pure Bred Horse Association, of Esgle Grove, Iowa, the election of its officers and all acts done by it.

Also, Senate File No. 207, an act to facilitate settlement of estates and to enable administrators, guardians, trustees and referees to deposit funds and securities subject to the approval of court, and making the clerk and treasurer liable therefor in certain cases.

House File No. 602, an act to legalize the incorporation of the town of Deep River, Poweshiek county, Iowa, the election of its officers, and all acts done and ordinances passed by the council of said town. Also, House File No. 449, an act to legalize the ordinances of the city of Sheldahl.

Also, House File No. 14, an act to amend section 1 of chapter 79, of the acts of the Twenty-first General Assembly of Iowa, relative to diseased swine.

Also, House File No. 122, an act to amend section four thousand two hundred and seventy five (4275) of the Code relating to grand jurors.

HUNTER, Chairman.

The Speaker signed the bills in the presence of the House.

Consideration of Senate File No. 251 continued.

The question being upon the amendment by Mr. Smith Messrs. Smith and Hotchkiss demanded the yeas and nays.

The yeas were:

Messrs. Anderson of Hamilton, Anderson of Warren, Beem, Brown, Calvin, Custer, Darnall, Davie, Eilers, Hamilton, Head, Horton, Hotchkiss, Hunter, Jones, Kennan, Kline, Maok, Nicoll, Piatt, Rice, Roe, Roundy, Shipley, Slosson, Smith, Teale, Theophilus, Thornburg, Tipton, Walker, Wilbur, Woods, Yergey and Mr. Speaker-35.

The nays were:

Messrs. Agnew, Ball, Blythe, Buell, Byers, Chantry, Chapman, Clarke, Crooks, Cummins, Curtis, Field, Fillmore, Hauser, Lewis, Mahoney, McFarland, Moore, Nelson, Oakman, Parkhurst, Roach, Robb, Roberts, Robeson, Schleicher, Steele, Wilson of Butler, Wilson of Cass and Wyckoff—31.

Absent or not voting:

Messrs. Berryhill, Burgess, Craig, Dayton, Dietz, Dobson, Doron, Draper, Duus, Eckles, Estes, Evans, Foley, Hall, Hart, Hipwell, Hobbs, Homrighaus, Hospers, Jolly, Larson, Limback, Lockin, Luke, Mitchell, Owen, Paschal, Riley, Rowan, Russell, Thompson, Thorniley, Townsend, Wagner and Wyman-34.

So the amendment was adopted.

The question being shall the bill be read a third time? Carried.

The bill was read a third time.

The question being shall the bill pass?

The yeas were:

Messrs. Agnew, Anderson of Hamilton, Anderson of Warren, Ball, Beem, Berryhill, Blythe, Brown, Buell, Byers, Calvin, Chantry, Chapman, Clarke, Crooks, Cummins, Curtis, Custer, Darnall, Davie, Eilers, Field, Fillmore, Foley, Hamilton, Hauser, Head, Horton, Hotchkiss, Hunter, Jolly, Jones, Kennan, Kline, Lewis, Mack, Mahoney, McFarland, Moore, Nicoll, Oakman, Parkhurst, Piatt, Rice, Riley, Roach, Robb, Roberts, Robeson, Roe, Roundy, Schleicher, Shipley, Steele, Slosson, Smith, Teale, Theophilus, Thornburg, Tipton, Walker, Wilbur, Wilson of Butler, Wilson of Cass, Woods, Wyckoff, Yergey, and Mr. Speaker-68.

The nays were none.

Absent or not voting:

Messrs. Burgess, Craig, Dayton, Dietz, Dobson, Doron, Draper, Duus, Eckles, Estes, Evans, Hall, Hart, Hipwell, Hobbs, Homrighaus, Hospers, Larson, Limback, Lockin, Luke, Mitchell, Nelson, Owen, Paschal, Rowan, Russell, Thompson, Thorniley, Townsend, Wagner and Wyman-32.

So the bill passed and the title was agreed to.

House File 322 indefinitely postponed on motion of Mr. McFarland.

#### RESOLUTION.

By Mr. Hotohkiss:

Resolved, That when this House adjourns it be to meet at 7:30 this evening.

Adopted.

Mr. Lewis filed a motion to reconsider the vote by which Senate File 251 passed the House.

#### REPORT OF COMMITTEE.

Mr. Wilson of Cass, from the Conference Committee on House File 378, submitted the following report:

ME. PRESIDENT AND ME. SPEAKEE -Your conference committee appointed for the purpose of conferring with each other respecting the Senate amendments to House File No. 373, in which the House refused to concur, have had the matters of disagreement under consideration and beg leave to submit the following report:

1st. They recommend that the Senate recede from its amendment in line 7, section 8, printed bill as engrossed, to-wit: striking out the word "unjust". This recommendation is made because although there is a difference of opinion between the members of the committee with respect to the wisdom of retaining the word "unjust", yet the necessity of agreement being so imperative they are united in recommending the retention of the qualifying word.

2d. For like reasons they recommend that the Senate recede from the amendment in line 10, section 17, to-wit: striking out the word "unjust"; also, from the amendment in line 9, section 28, to wit: striking out the word "unjust"; also from the amendment in line 35, section 24, to wit: striking out the word "unjust"; also from the amendment in line 43, section 24, to-wit: striking out the word "unjust"; also from the amendment in line 13, section 25, to wit: striking out the word "unjust"; also, from the amendment in line 3, section 28, to-wit: striking out the word "unjust"; also from the amendment of the title, to-wit: striking therefrom the word "unjust".

3d. They recommend that the Senate and House adopt as a substitute for the Senate amendment in line 9, section 4, to wit: Striking out the words, "those connecting therewith," and inserting in lieu thereof the words "to and from other lines connected therewith," and in line 10, section 4, to-wit: Inserting after the word "lines" the words "and places" the following: Strike out all of section 4 after the word "whatsoever" in line 5, and all amendments thereto, and substitute therefor the following: Provided, however, that nothing herein shall be construed to prevent any common carrier from giving preference as to time of shipment of live stock, uncured meats, or other perishable property." All common carriers subject to the provisions of this act, shall according to their respective powers, afford all reasonable, proper and equal facilities for the interchange of traffic between their respective lines, and for the receiving, forwarding and switching of cars, and the receiving, forwarding and delivering of . passengers and property to and from their several lines, and to and from other lines and places connected therewith, and shall not dis oriminate in their accomodations rates and charges between such connecting lines, and any common carrier may be required to switch and transfer cars for another for the purpose of being loaded or un. loaded, upon such terms and conditions as may be prescribed by the Board of Railroad Commissions." Their reason for this recommendation is that by mistake one of the Senate amendments to section 4 was misplaced and it seemed necessary to rewrite the latter part of the section. The substitute offered by the committee is the original text with the Senate amendments, so that in substance, though not in form, the recommendation is that the House concur in the amendments of the Senate.

4th. They recommend that the Senate recede from the amendments in line 3, section 7, to wit: striking out the words "any such common carrier;" also, the word "has," and inserting the words "have been;" also, to insert in same line after the word "established" the words "either by the railroad commissioners or by said common carrier." For the reason that this section is only intended to presoribe the publicity to be given to the schedules established by the railroad companies. The schedules prepared by the commissioners are fully provided for in this respect in section 17.

5th. They recommend that the House concur in the Senate amendments in lines 11, 12 and 13, section 7, to wit: striking out lines 11 and 12 and that part of line 13 to and including the word "inspected" and inserting "and a copy for the use of the public shall be kept in every freight office and passenger station on such railroad where it can be conveniently inspected, and such common carrier shall keep a printed notice posted in every such freight office and passenger station indicating where therein such schedule can be found." For the reason that the provision offered by the Senate seems better adapted to secure easy and certain access to these schedules than that of the House bill.

6th. They recommend that the House concur in the Senate amendment in line 38, section 7, to-wit: striking out the word "establishing" and inserting the words "have established."

7th. They recommend that the Senate amendment in lines 59 to 65 inclusive, section 7, to wit: striking out all after the word "contempt" in line 59 and up to including the words "application for" in line 65, and inserting "and shall make said corporation liable to a penalty of five (\$5.00) dollars for each day's failure to comply," be amended so as to read as follows: "and shall make said corporation liable to a penalty of five hundred dollars (\$500) for each day's failure to comply." And when so amended that it be agreed to.

The amendment to the amendment here proposed is to make the amendment conform to the obvious intention of the Senate. We recommend the adoption of the Senate amendment because the penalty of \$500 per day is severe enough to secure compliance with the law; and to arrest the operation of a railroad might be attended with the most serious consequences to the people depending upon it for transportation.

8th. They recommend that the House concur in Senate amendments to lines 65 and 66, section 7, to-wit: inserting in line 65 before the word "any" the words "and when," and in line 66, striking out the words "or injunction" and inserting the words "shall be so applied for."

The previous amendment makes this change necessary.

9th. They recommend that the Senate recede from its amendments in line 20, section 16, to-wit: inserting the word "lawful" between the words "the" and "order." For the reason that to so qualify the word "order" might be construed as authorizing a complete re-examination of the action of the commissioners upon a motion for a preliminary injunction.

10th. They recommend that the Senate and House adopt a substitute for the Senate amendment in line \$4, section 16, to-wit: striking out the word "thousand" and the figures "5,000" and inserting the word "hundred" an figures "\$500".

The substitute recommended by the committee is as follows:

Strike out all that portion of line 84 after the word "of," all of line 85, all of line 36, all of line 37, and the word "direct," in line 38, and substitute therefor the following: One thousand (\$1,000.00) dollars for every day after a day to be named in the order that such carrier or other person shall fail to obey such injunction or other proper process, mandatory or otherwise; and such moneys shall, upon the order of the court, be paid into the treasury of the county in which the action was commenced, and one half thereof shall be transferred by the county treasurer to the State Treasury.

11th. They recommend that the House and Senate adopt a substitute for the following Senate amendments to section 17, to-wit: Striking out the word "publication," in line 18, and inserting the word "notice." Also, in same line, striking out the word "made" and inserting the word "published." Also, in line 20, inserting after the word "State" the words, "which notice shall state the date of the taking effect of said schedule." Also, in same line, after the word "be" and before the word "conspicuously" inserting the words "published by." Also, in same line, striking out the word "posted" and inserting the word "posting." Also, in line 29, striking out all after the word "made" up to and including the word "aforesaid." Also, in line 23 strike out the word "such". Also, in line 27, by inserting between the words "that" and "the" the words "notice of making."

Also, adding to said section 17 the following: "Provided, that before finally fixing and deciding what the original maximum freights and classifications shall be, it shall be the duty of the Railroad Commissioners to publish ten days' notice in two daily newspapers published in Des Moines, setting forth in such notice that at a certain time and place they will proceed to fix and determine such maximum freights and classifications, and they shall, at such time and place, and as soon as practicable, afford to any person, firm, corporation or common carrier who may desire it, an opportunity to make an explanation or showing and to furnish information to such Commissioners on the subject of determining and fixing such maximum rates and classifications; and in any event the original schedule of rates and classifications of freights on all lines of railroads in Iowa shall be fixed within ninety days from the taking effect or this act."

The substitute which the committee recommend in lieu of the foregoing is as follows:

Strike out all the section including and after the word "when," in the 17th line, together with the Senate amendments above named, and substitute therefor the following: "When any schedule shall have been made or revised as aforesaid, it shall be the duty of said Commissioners to cause notice thereof to be published for two successive weeks in some public newspaper published in the city of Des Moines, in this State, which notice shall state the date of the taking effect of said schedule, and said schedule shall take effect at the time so stated in such notice; and a printed copy of said revised schedule shall be conspicuously posted by such common carrier in each freight office and passenger depot upon its line or lines. All such schedules so made shall be received and held in all such suits as prima facie the schedule of said Commissioners without further proof than the production of the schedule desired to be used as evidence, with a certificate of said Railroad Commissioners that the same is a true copy of the schedule prepared by them for the railroad company or corporation therein named, and that notice of making the same has been published as required by law; provided, that before finally fixing and deciding what the original maximum rates and classification shall be, it shall be the duty of the Railroad Commissioners to publish ten days' notice in two daily papers published in Des Moines, setting forth in such notice that at a certain time and place they will proceed to fix and determine such maximum rates and classification; and they shall, at such time and place, and as soon as practicable, afford to any person, firm, corporation or common carrier who may desire it, an opportunity to make an explanation or showing or to furnish information to said Commissioners on the subject of determining and fixing such maximum rates and classification; and in any event the original schedule of rates and classification of freights on all lines of railroads in Iowa shall be fixed and shall go into effect within sixty days from the taking effect of this act."

The substitute is recommended because by inadvertence the amendments made by the Senate are in some particulars not sufficiently definite and certain, and it is thought better to re-write a portion of the section than to attempt to make verbal amendments.

There are but two substantial differences between the engrossed bill as amended by the Senate and the substitute: First, the substitute provides explicitly that the schedule of rates shall take effect at the time named in the notice. Second, the substitute requires the schedule and classification to be completed and in effect within sixty days from the taking effect of the act, instead of ninety for the completion alone, as provided in the Senate amendment. With respect to the first it is apparent that without it the section as amended would have been defective. With respect to the second, it is the opinion of the members of the committees that inasmuch as the act will not take effect for thirty days after its publication, the time fixed in the substitute will be ample for the work required to be done; and the public interest demands that the relief which the law is expected to furnish be given as speedily as possible.

12th. They recommend that the House concur in the Senate amendment in line 17 of section 20, to wit: striking out the words "or of the United States." They are of the opinion that the rules of evidence prescribed by the act will prevail in the courts of the United States without the use of the words stricken out.

18th. They recommend that the Senate and House adopt a substitute for all the Senate amendments to sections 26 and 27. The substitute they recommed is as follows:

Strike out sections 26 and 27 as amended by the Senate and insert the following:

Section 26. Any such railroad corporation guilty of extortion or of making any unjust discrimination as to passenger or freight rates or the rates for the use and transportation of railroad cars, or in receiving, handling or delivering freights, shall upon conviction thereof be fined in any sum not less than one thousand dollars (\$1,000) nor more than five thousand dollars (\$5,000) for the first offense; and for every subsequent offense not less than five thousand dollars nor more than ten thousand dollars (\$10,000); such fine to be imposed in a criminal prosecution by indictment, or shall be subject to the liability prescribed in the next succeeding section to be recovered as therein provided.

Section 27. Any such railroad corporation guilty of extortion or of making any unjust disorimination as to passenger or freight rates or the rates for the use and transportation of railroad cars, or in receiving, handling or delivering freights, shall forfeit and pay to the State of Iowa not less than one thousand dollars (\$1,000) nor more than five thousand dollars (\$5,000) for the first offense, and not less than five thousand dollars (\$5,000) nor more than ten thousand dollars (\$5,000) for the first offense, and not less than five thousand dollars (\$5,000) nor more than ten thousand dollars (\$10,000) for every subsequent offense, to be recovered in a civil action by ordinary proceedings instituted in the name of the State of Iowa, 'and the release from liability or penalty provided for in section 15 of this act shall not apply to either a criminal prosecution under the last preceding section or a civil action brought under this section.

This substitute embodies substantially the amendments of the Senate in diminishing the fines and penalties, the members of the committees being of the opinion that they are still severe enough to secure obedience to the law. The change in phraseolgy is made for the purpose of clearly defining the distinction between the criminal and civil remedies.

14th. They recommend that the Senate and House adopt a substitute for the Senate amendment in lines 11 and 12, section 28, to-wit: striking out of line 11 all after the word "thereto" and all of line 12, and inserting "and the court in which any such suit is pending shall if necessary for the speedy trial thereof call a special term of said court for said trial."

The substitute they recommend is as follows: strike out all that part of line 11, section 28, after the word "thereto," and all of line 12, and strike out the words inserted by the Senate, being as follows: "And the court in which any such suit is pending shall, if necessary for the speedy trial thereof, call a special term of said court for said trial," and insert in lieu thereof the following: "And the court may in its discretion give preference to such suits over all other business except oriminal cases."

15th. They recommend that the House concur in the Senate amendment, adding as section 88 the following:

"Sec. 33. This act being deemed of immediate importance, shall take effect and be in force from and after thirty days after publication in the Iowa State Register and Des Moines Leader, newspapers published in Des Moines, Iowa."

They believe that the time named is necessary to allow the railroad companies affected by the act to adjust their business and traffic in accordance with its provisions.

16th. They recommend that the Senate and the House adopt a substitute for the Senate amendments to section 5 not agreed to by the House. The substitute they recommend is as follows:

Strike out section 5 as amended by the Senate and substitute therefor the following:

"Sec. 5. That it shall be unlawful for any common carrier, subject to the provisions of this act, to charge or receive any greater compensation in the aggregate for the transportation of passengers or of a like kind of property for a shorter than for a longer distance over its railroad, all or any portion of the shorter haul being included within the longer. And said common carrier shall charge no more for transporting freight to or from any point on its railroad than a fair and just rate as compared with the price it charges for the same kind of freight transportation to or from any other point."

17th. They recommend that section 94 be amended as follows: Strike out the words "rate of toll or" in line 29 and insert after the word "compensation" in the same line the words "in the aggregate," and when so amended that the House concur in the Senate amendments to said section 24.

The only reason that need be given for the two last recommendations is that it seems to be necessary for each committee to make some concessions in order to reach an agreement.

> J. H. SWENEY, BEN McCoy, LAFAYETTE YOUNG, WM. O. SCHMIDT, JAMES DOOLEY, For the Senate.

> SILAS WILSON, J. W. LUKE, JAMES G, BEREYHILL, A. B. CUMMINS, J. T. HAMILTON, For the House,

# INTRODUCTION OF BILLS.

By Mr. Redman, House File No. 620, a bill for an act to amend section 2742 of the Code of 1873, as amended by chapter 35 of the acts of the Nineteenth General Assembly, relating to taking appeals and certifying evidence in certain cases.

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

On motion of Mr. Lewis the House adjourned.

# EVENING SESSION

House reconvened at 7:30 P. M. The Speaker in the Chair.

#### LEAVE OF ABSENCE GRANTED.

Mr. Hospers was excused.

#### MESSAGE FROM THE SENATE.

The following message was received from the Senate:

ME. SPEAKEE—I am directed to inform your honorable body that the Senate has passed the following bill, in which the concurrence of the House 1s asked.

Senate File No. 417, a bill for an act to legalize the voting of aid by taxation in the township of Osage, Mitchell county, Iowa, to the Winona & Southwestern Railway company.

Also, the Senate has passed House File No. 10, a bill for an act to amend section 4, chapter 140, of the laws of the Twenty-first General Assembly, and to amend chapter 21 of the laws of the Twentieth General Assembly, relative to State Mine Inspectors, their duty and manner of appointment, with amendments.

Also, I am directed by the Senate to request the return to the Senate of House File No. 85.

W. R. COCHBANE, First Asst. Sec.

#### SENATE MESSAGES CONSIDERED.

House File No. 295, amendments by the Senate.

To the title to make it read, "a bill for an act to authorize certain cities to require the construction of viaducts over or under railroads on public streets, and to provide compensation to owners of property abutting on such streets."

Also, to strike out the words (10,000) ten thousand in the fourth line of section 1, and insert the words (7,000) seven thousand instead thereof.

Also to add to section 1: "Nor shall any viaduct be required until the Board of Railroad Commissioners shall, after due investigation, determine said viaduct to be necessary in order to promote the public safety and convenience, and the plans of said viaduct prepared as provided in section 3 hereof shall have been approved by said Board." The question being, shall the amendments be agreed to? The yeas were:

Messrs. Agnew, Anderson of Hamilton, Anderson of Warren, Beem, Berryhill, Blythe, Brown, Byers, Calvin, Chantry, Chapman, Clarke, Craig, Crooks, Cummins, Curtis, Custer, Darnall, Davie, Eilers, Field, Fillmore, Foley, Hall, Hamilton, Hauser, Horton, Hotohkiss, Jolly, Kennan, Kline, Lewis, Luke, Mack, Mahoney, McFarland, Moore, Nelson, Nicoll, Oakman, Owen, Parkhurst, Piatt, Riley, Roach, Robb, Roberts, Robeson, Roe, Roundy, Schleicher, Shipley, Steele, Slosson, Smith, Teale, Theophilus, Thornburg, Tipton, Townsend, Wilbur, Wilson of Butler, Woods, Wyckoff, Yergey and Mr. Speaker—66.

The nays were none.

Absent or not voting:

Messrs. Ball, Buell, Burgess, Dayton, Dietz, Dobson, Doron, Draper, Duns, Eckles, Estes, Evans, Hart, Head, Hipwell, Hobbs, Homrighaus, Hospers, Hunter, Jones, Larson, Limback, Lockin, Mitchell, Paschal, Rice, Rowan, Russell, Thompson, Thorniley, Wagner, Walker, Wilson of Cass and Wyman-84.

So the amendments were agreed to.

Senate File No. 417, a bill for an act to legalize the voting of aid by taxation in the township of Osage, Mitchell county, Iowa, to the Winona & Southwestern Railway.

The bill was read a first and second time.

Mr. Roach moved that the rules be suspended and the bill read a. third time now.

Carried.

The bill was read a third time.

The question being shall the bill pass?

The yeas were:

Messrs. Agnew, Anderson of Hamilton, Anderson of Warren, Ball, Beem, Berryhill, Blythe, Brown, Byers, Calvin, Chantry, Chapman, Clarke, Craig, Crooks, Cummins, Curtis, Custer, Darnall, Davie, Eckles, Eilers, Field, Fillmore, Foley, Hall, Hamilton, Hauser, Horton, Hotchkiss, Hunter, Jolly, Jones, Kennan, Kline, Lewis, Luke, Mack, Mahoney, McFarland, Moore, Nelson, Nicoll, Oakman, Owen, Parkhurst, Piatt, Riley, Roach, Robb, Roberts, Robeson, Roe, Roundy, Schleicher, Shipley, Steele, Slosson, Smith, Teale, Theophilus, Thornburg, Tipton, Townsend, Walker, Wilbur, Wilson of Butler, Wilson of Cass, Woods, Wyckoff, Yergey and Mr. Speaker-71.

The nays were none.

Absent or not voting:

Messrs. Buell, Burgess, Dayton, Dietz, Dobson, Doron, Draper, Duus, Estes, Evans, Hart, Head, Hipwell, Hobbs, Homrighaus, Hospers, Larson, Limback, Lockin, Mitchell, Paschal, Rice, Rowan, Russell, Thompson, Thorniley, Wagner and Wyman-29.

So the bill passed and the title was agreed to.

Concurrent resolution in relation to swamp land indemnity.

WHEREAS, the provisions of the act of Congress of March 2, 1855, as extended by act of Congress of March 3, 1857, granting indemnity to the States for swamp and overflowed lands disposed of by the United States, are held not to apply to sales and locations made after March 3, 1857; and, WHEREAS, a large amount of land properly falling to the State and counties of Iowa, under the swamp grant, have been disposed of by the government since March 3, 1857, thereby compelling the counties and their grantees to abandon their claim to such lands or litigate with the purchasers of the government; and,

WHEREAS, on the 8th day of February 1888, the Hon. Mr. McRae, from the Committee on the Public Lands, made a report to accompany bill (H. R. 6897,) in the House of Representatives in Congress, to extend said indemnity provisions of said act of March 2, 1855, and making the same applicable to sales and locations made since March 3, 1857, which bill is pending in Congress.

WHEREAS, Under the rulings of the department, certificates called scrip, or indemnity scrip—issued for indemnity for swamp lands located with warrants, cannot be located on lands outside of the State, and there being no vacant land in Iowa on which scrip can be located, many of the counties in this State, after great expense, are unable to realize anything for their swamp lands so disposed of by warrant locations, and by that means are damaged to a large amount; therefore,

Be it resolved by the Senate of the State of Iowa, the House concurring, That our Senators be instructed and our Representatives in Congress be requested to use all proper and lawful means in their power to secure the passage of said bill (H. R. 6897), or by the enactment in some other bill of provisions substantially as therein contained.

Resolved, further, That the Secretary of State transmit to each of our Senators and Representatives in Congress a copy of this resolution.

The question being, shall the resolution be concurred in?

The yeas were:

Messrs. Agnew, Anderson of Hamilton, Anderson of Warren, Ball, Beem, Berryhill, Blythe, Brown, Byers, Calvin, Chantry, Chapman, Craig, Crooks, Darnall, Davie, Eilers, Field, Fillmore, Foley, Hall, Hamilton, Hauser, Horton, Hotchkiss, Hunter, Jolly, Kennan, Kline, Lewis, Luke, Mack, Mahoney, McFarland, Moore, Nelson, Nicoll, Oakman, Owen, Parkhurst, Piatt, Riley, Roach, Robb, Roberts, Roe, Roundy, Schleicher, Shipley, Steele, Slosson, Smith, Theophilus, Thornburg, Tipton, Townsend, Walker, Wilbur, Wilson of Butler, Wilson of Cass, Woods, Wyckoff, Yergey and Mr.Speaker-65.

The nays were:

Mr. Clarke-1.

Absent or not voting:

Messers. Buell, Burgess, Cummins, Curtis, Custer, Dayton, Deitz, Dobson, Doron, Draper, Duus, Eckles, Estes, Evans, Hart, Head, Hipwell, Hobbs, Homrighaus, Hospers, Larson, Limback, Lockin, Mitchell, Paschal, Rice, Robeson, Rowan, Russell, Teale, Thompson, Thorniley, Wagner and Wyman-34.

So the resolution was concurred in.

#### BECONSIDERATION.

Mr. Lewis' motion to reconsider the vote whereby Senate File No. 251 was passed, was called up by Mr. Smith, who moved that the motion lie on the table. Upon this motion Messrs. Smith and Theophilus demanded yeas and nays.

Mr. Townsend was excused from voting.

The yeas were:

Messrs. Anderson of Warren, Beem, Berryhill, Brown, Calvin, Chantry, Chapman, Craig, Crooks, Curtis, Custer, Darnall, Davie, Eilers, Foley, Hamilton, Horton, Hotchkiss, Hunter, Jolly, Jones, Kline, Luke, Mack, Mahoney, Moore, Nicoll, Oakman, Owen, Piatt, Robb, Roberts, Roe, Roundy, Schleicher, Shipley, Slosson, Smith, Theophilus, Thornburg, Tipton, Wilson of Cass, Woods and Mr. Speaker-44.

The nays were:

Messrs. Agnew, Anderson of Hamilton, Ball, Blythe, Buell, Byers, Clarke, Cummins, Field, Fillmore, Hall, Hauser, Kennan, Lewis, McFarland, Nelson, Parkhurst, Riley, Roach, Robeson, Steele, Wilbur, Wilson of Butler, Wyckoff and Yergey-25.

Absent or not voting:

Messrs. Burgess, Dayton, Deitz, Dobson, Doron, Draper, Duns, Eckles, Estes, Evans, Hart, Head, Hipwell, Hobbs, Homrighaus, Hospers, Larson, Limback, Lockin, Mitchell, Paschal, Rice, Rowan, Russell, Teale, Thompson, Thorniley, Townsend, Wagner, Walker, and Wyman-31.

So the motion prevailed.

Mr. Smith filed a motion to reconsider the vote whereby House File No. 403 was lost on engrossment.

# REPORTS OF COMMITTEES.

Mr. Riley, from Committee on Municipal Corporations, reported House File No. 500, recommending indefinite postponement.

#### BILLS ON CALENDAR.

Substitute for Senate File No. 119, a bill for an act to amend chapter 151, acts of the Eighteenth General Assembly, relating to the State Board of Health.

#### AMENDMENTS BY COMMITTEE.

To section 1, to strike out the word "sixth" in line 2 and insert the word "eighth" in lieu thereof.

Also, to strike out the word "nuisances" in line 3, and the word "or" in line 4, and insert the word "any" in lieu thereof.

Also, to strike out the word "any" in line 4 and insert the word "sickness" in lieu thereof.

Also, to strike out the word "from" in line 7 and insert the words "of the sanitary condition of" in lieu thereof.

Also to strike out the word "and" in line 8 and insert the word "or."

Also, to strike out all after the word "resort" in line 9 to and including the word "and" in line 10. 1888.]

Also, to insert the word "and" after the word "constables" in line 11, and to strike out the words "and all other officers of the State" in the same line.

Also, to strike out the word "such" in line twelve and to insert the words "made by said board" after the word "regulations" in same line.

Also, to strike out the words "concerning the public health" in line thirteen.

To section 2, to insert the word "calendar" before the second word "month" in line three.

To section 8, to insert after the word "report" in line four, the words to the "clerk of the district court of the county wherein they occur."

Also, to insert after the word "provided" in line seven, the words "all physicians and midwives on making such monthly report shall be allowed and paid out of the county treasury the sum of fifty cents for each monthly report so made."

Also, to insert the word "said" before the word "clerk" in line nine, and insert the word "the" before the word "courts" in same line.

Amendments by committee adopted.

The question being shall the bill be read a third time.

Carried.

The bill was read a third time.

The question being shall the bill pass?

The yeas were:

Messrs. Anderson of Hamilton, Ball, Berryhill, Blythe, Brown, Buell, Calvin, Chantry, Chapman, Craig, Crooks, Cummins, Curtis, Darnall, Field, Hall, Hunter, Jolly, Jones, Luke, Mack, Mahoney, Moore, Nelson, Oakman, Parkhurst, Robb, Roberts, Tipton, Walker, Wilbur and Yergey-31.

The nays were:

Messrs. Agnew, Anderson of Warren, Beem, Byers, Davie, Eilers, Fillmore, Foley, Hamilton, Hauser, Head, Horton, Hotchkiss, Kennan, Kline, Lewis, McFarland, Nicoll, Owen, Piatt, Robeson, Roe, Roundy, Schleicher, Shipley, Steele, Slosson, Teale, Theophilus, Thorniley, Townsend, Wilson of Butler, Wilson of Cass, Woods, Wyckoff and Mr. Speaker-37.

Absent or not voting:

Messrs. Burgess, Clarke, Custer, Dayton, Dietz, Dobson, Doron, Draper, Duus, Eckles, Estes, Evans, Hart, Hipwell, Hobbs, Homrighaus, Hospers, Larson, Limback, Lockin, Mitchell, Paschal, Rice, Riley, Roach, Smith, Rowan, Russell, Thompson, Thornburg, Wagner and Wyman-32.

So the bill was lost on passage.

#### MESSAGE FROM THE SENATE.

The following message was received from the Senate:

ME. SPEAKEE—I am directed to inform your honorable body that the Senate has adopted the report of the Committee on Conference on House File No. 373, a bill for an act to regulate railroad corporations and other common carriers in this State, and to increase the powers and further define the duties of the Board of Railroad Commissioners in relation to the same, and to prevent and punish extortion and unjust disorimination in the rates charged for the transportation of passengers and freights on railroads in this State, and to prescribe a mode of procedure and rules of evidence in relation thereto, and to repeal section 11 of chapter 77, of the acts of the Seventeenth General Assembly, in relation to the Board of Railroad Commissioners, and all laws in force in direct conflict with the provisions of this act.

C. H. BROCK, Secretary.

#### SENATE MESSAGE CONSIDERED.

House File No. 373.

The question being upon adopting the report of the Conference Committee and agreeing to the amendments recommended.

The yeas were:

Merrs. Agnew, Anderson of Warren, Ball, Beem, Berryhill, Blythe, Brown, Buell, Byers, Clarke, Calvin, Chantry, Chapman, Craig, Crooks, Cummins, Curtis, Custer, Darnall, Davie, Eilers, Field, Fillmore, Foley, Hall, Hamilton, Hart, Hauser, Head, Hipwell, Horton, Hospers, Hotchkiss, Hunter, Jolly, Jones, Kennan, Kline, Lewis, Luke, Mack, Mahoney, McFarland, Moore, Nelson, Nicoll, Oakman, Owen, Parkhurst, Piatt, Riley, Roach, Robb, Roberts, Robeson, Roe, Roundy, Schleicher, Shipley, Steele, Slosson, Smith, Teale, Theophilus, Thornburg, Tipton, Townsend, Walker, Wilbur, Wilson of Butler, Wilson of Cass, Woods, Wyckoff, Yergey and Mr. Speaker-74.

The nays were none.

Absent or not voting:

Messrs. Anderson of Hamilton, Burgess, Dayton, Dietz, Dobson, Doron, Draper, Duus, Eckles, Estes, Evans, Hobbs, Homrighaus, Larson, Limback, Lockin, Mitchell, Paschal, Rice, Rowan, Russell, Thompson, Thorniley, Wagner and Wyman-26.

So the report was adopted and the amendments agreed to.

House File No. 10. Amendments by the Senate:

To strike out of section 1 the words, "also have and keep an office at a place designated by the Governor accessible to railroad and telegraph in their respective districts," and insert in lieu thereof the words, "during his term of office have and keep a residence in the district to which he is assigned without expense to the State."

To strike out in section 21, line 6, the word "repute," and insert the word "character."

To strike out in section 23, line 3, the words, "a room furnished by the State for that purpose," and insert the words, "the office of State Mine Inspector."

Also, to strike out in same section, line 5, the word "two," and insert the word "one."

Also, to insert in the same section, line 6, after the word "in," the words "each mining district of."

To strike out in section 28, line 3, the word "repute" and insert the word "character."

Also, to strike out in the same section, line 4, the word "twentyone" and insert "twenty-five."

Also, to strike out in same section, line 5, the word "ten" and insert "five."

To strike out all of section 23 after the word "examination," in line 88 and insert the following: The board of examiners shall give to all persons examined who, in their judgment, possess the requisite qualifications, certificates of such qualifications, and from the persons holding such certificates the Governor shall appoint two State Mine Inspectors.

The question being, shall the Senate amendments be agreed to? The yeas were:

Messrs. Agnew, Anderson of Warren, Ball, Berryhill, Blythe, Brown, Buell, Byers, Calvin, Chantry, Chapman, Craig, Crooks, Cum-mins, Curtis, Custer, Darnall, Davie, Eilers, Field, Fillmore, Foley, Hall, Hamilton, Hart, Hauser, Head, Horton, Hotchkiss, Hunter, Jolly, Jones, Kennan, Kline, Lewis, Luke, Mack, Mahoney, McFar-land, Moore, Nelson, Nicoll, Oakman, Owen, Parkhurst, Piatt, Riley, Roach, Robb, Roberts, Robeson, Roe, Roundy, Schleicher, Shipley, Steele, Slosson, Smith, Teale, Theophilus, Thornburg, Tipton, Townsend, Walker, Wilbur, Wilson of Butler, Wilson of Cass, Woods, Wyckoff, Yergey and and Mr. Speaker-71.

The nays were none.

Absent or not voting:

Messrs. Anderson of Hamilton, Beem, Burgess, Clarke, Dayton, Dietz, Dobson, Doron, Draper, Duus, Eckles, Estes, Evans, Hip-well, Hobbs, Homrighaus, Hospers, Larson, Limback, Lockin, Mitchell, Paschal, Rice, Rowan, Russell, Thompson, Thorniley, Wagner and Wyman-29.

So the amendments were agreed to.

Mr. Riley in the chair.

On motion of Mr. Nelson the House adjourned.

# HALL OF THE HOUSE OF REPRESENTATIVES, Dms Monnes, Iowa, April 3, 1888. }

House met in regular session at 9 o'clock A. M. Speaker in the chair. Prayer by Rev. D. R. Dungan. Journal of yesterday was read and approved.

### LEAVE OF ABSENCE GRANTED.

Mr. Hunter until afternoon.

### REPORTS OF COMMITTEES.

Mr. Riley, from the Committee on Municipal Corporations, reported House File No. 391, recommending indefinite postponement for the reason that a bill has passed the House, covering the same subject matter.

Passed on file.

Mr. Rosch, from the Committee on Judiciary, reported House File No. 605, recommending passage.

Passed on file.

#### RESOLUTION LAID OVER.

By Mr. Hotchkiss:

Be it resolved by the House, the Senate concurring, that the Speaker of the House and the President of the Senate, shall declare their respective Houses adjourned sine die on the 10th day of April, 1888, at 12 o'clock x.

Amendment by Mr. Head, for adjournment April 9, at 8 o'clock P. M.

Mr. Teale moved the previous question.

Carried.

The question being upon the amendment by Mr. Head.

Messrs. Schleicher and Custer demanded the yeas and nays.

The yeas were:

Messrs. Craig, Dietz, Hamilton, Head, Hipwell, Jones, Nelson, Piatt, Schleicher, Shipley, Tipton and Walker-12.

The nays were:

Messrs. Agnew, Anderson of Hamilton, Anderson of Warren, Ball, Beem, Berryhill, Blythe, Brown, Byers, Calvin, Chantry, Chapman, Clarke, Crooks, Cummins, Curtis, Custer, Darnall, Davie, Dayton, Duus, Eilers, Evans, Field, Fillmore, Foley, Hall, Hart, Hauser, Horton, Hospers, Hotchkiss, Hunter, Jolly, Kennan, Kline, Lewis, Luke, Mack, Mahoney, McFarland, Moore, Nicoll, Oakman, Owen, Paschal, Rice, Riley, Roach, Robb, Roberts, Robeson, Roe, Roundy, Rowan, Steele, Slosson, Smith, Teale, Thompson, Thornburg, Thorniley, Townsend, Wilbur, Wilson of Butler, Wilson of Cass, Woods, Wyckoff, Wyman, Yergey and Mr. Speaker-71.

Absent or not voting:

Messrs. Buell, Burgess, Dobson, Doron, Draper, Eckles, Estes, Hobbs, Homrighaus, Larson, Limback, Lockin, Mitchell, Parkhurst, Russell, Theophilus and Wagner-17.

So the amendment was lost.

The question recurring upon the adoption of the resolution, Messrs. Hotohkiss and Anderson of Hamilton demanded the yeas and nays.

The yeas were:

Messrs. Anderson of Hamilton, Blythe, Calviv, Craig, Cummins, Davie, Dietz, Duus, Eilers, Evans, Field, Fillmore, Hamilton, Hart, Head, Hipwell, Horton, Hospers, Hotchkiss, Jones, Kennan, Luke, Mack, Moore, Nelson, Owen, Piatt, Robb, Roberts, Robeson, Roe, Roundy, Shipley, Steele, Slosson, Thompson, Thorniley, Tipton, Townsend, Wagner, Walker, Wilson of Butler, Wyman and Yergey -44.

The nays were:

Messrs. Agnew, Anderson of Warren, Ball, Beem, Berryhill, Brown, Byers, Chapman, Clarke, Crooks, Curtis, Custer, Darnall, Dayton, Foley, Hall, Hauser, Hunter, Jolly, Kline, Lewis, Mahoney, McFarland, Nicoll, Oakman, Paschal, Rice, Riley, Roach, Rowan, Schleicher, Smith, Teale, Thornburg, Wilbur, Wilson of Cass, Woods, Wyckoff, and Mr. Speaker—39.

Absent or not voting:

Messrs. Buell, Burgess, Chantry, Dobson, Doron, Draper, Eckles, Estes, Hobbs, Homrighaus, Larson, Limback, Lockin, Mitchell, Parkhurst, Russell and Theophilus-17.

So the resolution was adopted.

Mr. Head filed a motion to reconsider the vote whereby the resolution relative to final adjournment was adopted.

Mr. Luke was appointed special committee to assist in the enrollment of House File No. 373.

### BILLS ON CALENDAR.

House File No. 211 lost on engrossment.

House File No. 345, a bill for an act to provide for the election of additional members of Executive Board.

Amendment by Mr. Hotchkiss to section 2:

To strike out in line 1, after the word "capitol", including the word "law", and insert the following: "on the second Monday of July each year", also to insert in line 2 after the word "taxes" the words "both real and personal".

Adopted.

Amendment by Mr. Anderson of Warren to section 1:

To strike from the word "members" in line 5, the letter "s"; also to strike out the two words "their" in same line, and insert in lieu thereof the word "its"; also to strike from the word "successors" the letter "s".

Adopted.

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

Carried.

The bill was read a third time.

The question being, shall the bill pass?

Mr. Luke explained his vote.

# 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 with amendment in which the concurrence of the House is asked:

House File No. 85, a bill for an act amendatory of chapter seventyseven (77) of the acts of the Seventeenth (17) General Assembly to repeal section two (2) thereof, and enact a substitute therefor relative to the election of Railroad Commissioners.

E. D. CHASSELL, Second Asst. Secretary.

The yeas were:

Meesrs. Anderson of Hamilton, Beem, Brown, Darnall, Eilers, Fillmore, Foley, Hamilton, Hart, Horton, Hotchkiss, Kennan, Kline, McFarland, Nelson, Owen, Piatt, Rice, Riley, Robb, Robeson, Roe, Roundy, Rowan, Steele, Smith, Teale, Thompson, Thorniley, Tipton, Wagner, Woods, Wyckoff, Wyman and Yergey-35.

The nays were:

Messrs. Agnew, Anderson of Warren, Berryhill, Blythe, Byers, Calvin, Chantry, Chapman, Clarke, Craig, Crooks, Cummins, Curtis, Diets, Duus, Evans, Field, Hall, Hauser, Head, Hospers, Hunter, Jolly, Jones, Lewis, Luke, Mack, Mahoney, Moore, Nicoll, Oakman, Parkhurst, Roach, Roberts, Schleicher, Shipley, Slosson, Thornburg, Walker, Wilbur, Wilson of Butler, Wilson of Cass and Mr. Speaker --44.

Absent or not voting:

Messrs. Ball, Buell, Burgess, Custer, Davie, Dayton, Dobson, Doron, Draper, Eckles, Estes, Hipwell, Hobbs, Homrighaus, Larson, Limback, Lockin, Mitchell, Paschal, Russell and Theophilus-21.

So the bill was lost on passage.

#### SPECIAL ORDER.

Consideration of House File No. 542 continued.

Mr. McFarland withdrew his substitute for the bill.

Amendment by Mr. Nelson to strike out all after the enacting clause and insert the following:

Section 1. Any publisher or publishers of school text-books, desiring to have their books adopted for use in the public schools of this State, shall immediately upon the taking effect of this act and every six months thereafter, file with the Superintendent of Public Instruction a proposal in writing containing a list of their books, giving the price at which each will be furnished to the different counties boards of directors of any district township, independent district, or the pupils thereof through local dealers or agents a copy of each of said books to accompany said original proposals, and a copy of each revision of any of such books shall be furnished whenever revised.

Sec. 2. It shall be the duty of the Superintendent of Public Instruction together with the Executive Council to pass upon said proposals, and all of said proposals as in their judgment are reasonable as to price and accompanied by books that are desirable in quality, shall be approved by them. The Superintendent of Public Instruction shall cause the price lists so approved to be printed as often as he may deem necessary, and copies thereof to be forwarded to the different secretaries of school boards throughout the State, and to the auditor of each county.

Sec. 3. The board of directors of each district township or independent district except in counties which have adopted a uniform series as herein provided shall have power to adopt text-books to be used in the schools of said districts; but before making such adoption they must have a copy of the price list approved by the Superintendent of Public Instruction and the Executive Council, and must select the books so adopted from said list, taking into consideration the price of said books, as well as their quality and adaptability to their schools.

The board of supervisors of each county within the State Sec. 4. shall submit to a vote of the qualified electors at the general election in the year 1888, and if not adopted then, upon the petition of onefourth of the electors of the county at any general election thereafter held, the question "shall a uniform series of text books be adopted for use in the schools of the county." Such question shall be submitted in the manner provided by law for the submission of other questions to a vote of the electors of counties and if a majority of the votes cast at such election shall be in favor of the adoption of such uniform series of text-books, the board of supervisors at their January session next following shall with the advice of the county superintendent, select and adopt a series of text books from those approved as provided for in this act, which series shall be introduced in all the schools of the county within six months thereafter, provided, that the publishers of the series selected shall upon the introduction of such series take the books then in use in the schools at half the price of the new books of like grade with those displaced, and provided further, that this act shall not be construed to prevent pupils who have advanced beyond the studies embraced in said series of text books from using other books or from the use of such other supplemental books as may be required to complete a course of study adopted by any school board.

Sec. 5. The Executive Council shall require from the publisher or publishers whose books they adopt a written guarantee that the price of each of said books shall at no time exceed the price therein named, which price shall not be greater than the one given in said price list; that the counties, school districts and pupils therein shall receive the benefit of any reduction in price subsequently made to the trade, and such other matter as the Executive Council may deem necessary, and the Executive Council shall also require for the fulfillment of such guarantee a sufficient bond with sureties approved by them. The books so adopted shall not be changed oftener than once in a period of six years after adoption, except by a vote of the electors of the county, district, township or independent district where they are in use.

Sec. 6. The board of directors of any district, township or independent district upon petition by one third of the qualified voters therein, ten days' notice having been given, by posting notices in three public places therein shall submit to the electors at the annual school election the question: "Shall school text books be purchased by the district and furnished to the pupils free?" Should a majority of said electors vote affirmatively upon this question, it shall immediately become the duty of the board of directors, in accordance with the directions and subject to the provisions of sections three (3) and four (4) of this act, to purchase a sufficient number of books to supply the schools under their charge, and pay for said books out of the contingent fund. Should there not be a sufficient amount on hand or available in said fund to pay for said books, the board of directors shall authorize the levy of a tax, not exceeding five (5) mills on the dollar in any one year for that purpose, and such books need not be purchased until said tax is collected; provided, that the board of directors shall make such additional purchases of books as may be necessary from time to time.

Sec. 7. The books bought in the manner contemplated in the preceding section, shall be furnished to each pupil free, and shall at the end of each term unless otherwise ordered by the director or directors be delivered to the teacher or principal of the school, who shall deposit the same in a place of safety provided for that purpose by the district. It shall be the duty of all teachers to keep correct account of the books so used by their pupils, and to exercise due diligence in the preservation of said books, as well as other school property, from injury by the pupils in his or her charge.

Sec. 8. All acts and parts of acts inconsistent or in conflict herewith are hereby repealed.

Sec. 9. 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 the Des Moines Leader, daily newspapers published in Des Moines, Iowa.

Mr. Wilson of Case in the chair.

The question being upon the amendment by Mr. Nelson.

Amendment by Mr. Cummins to the amendment; to insert as section 8 the following:

Sec. 8. This act shall not apply to independent school districts having a population of more than ten thousand inhabitants.

Also, to change section 8 to section 9, and section 9 to section 10.

Upon this Messrs. Robb and Davie demanded the yeas and nays. Mr. Berryhill explained his vote.

The yeas were:

Messrs. Berryhill, Brown, Buell, Chantry, Craig, Cummins, Curtis, Dietz, Evans, Fillmore, Foley, Hall, Hamilton, Hart, Hipwell, Horton, Hospers, Hotchkiss, Kennan, Kline, Limback, McFarland, Moore, Nicoll, Oakman, Parkhurst, Rice, Roberts, Steele, Thompson, Townsend, Walker, Woods and Wyman-34.

The nays were:

Messrs. Agnew, Anderson of Hamilton, Anderson of Warren, Ball, Beem, Blythe, Byers, Chapman, Clarke, Crooks, Custer, Darnall, Davie, Dayton, Duus, Eilers, Field, Hauser, Homrighaus, Jolly, Jones, Lewis, Luke, Mack, Nelson, Owen, Paschal, Piatt, Riley, Roach, Robb, Robeson, Roe, Roundy, Rowan, Schleicher, Shipley, Slosson, Smith, Teale, Thornburg, Thorniley, Tipton, Wagner, Wilbur, Wilson of Butler, Wilson of Cass, Wyckoff and Yergey-49.

Absent or not voting:

Messrs. Burgess, Calvin, Dobson, Doron, Draper, Eckles, Estes, Head, Hobbs, Hunter, Larson, Lockin, Mahoney, Mitchell, Russell, Theophilus and Mr. Speaker-17.

So the amendment to the amendment was lost.

# MESSAGE FROM THE SENATE.

The following message was received from the Senate:

ME. SPEAKEE—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. 12, a bill for an act for the relief of William H. Birkhead, of Des Moines county, son of John T. Birkhead, late private in Co. H 1st Iowa Cavalry.

Senate File No. 269, a bill for an act to encourage the manufacture of sugar and to provide a bounty for its manufacture.

Senate File No. 393, a bill for an act to amend section 1, chapter 63, acts of the Twenty-first General Assembly, relative to the maintenance of fish dams across the outlets of meandered lakes.

Also, the Senate has passed House File No. 580, a bill for an act to amend section 5 of chapter 134 of the acts of the Twenty-first General Assembly, and to define the jurisdiction of the district court held at places other than county seats.

House File No. 334, a bill for an act to amend section 260 of the Code of 1873 relating to notaries public.

Also, that the Senate has passed with amendments House File No. 387, a bill for an act to regulate the appropriation of money in cities of the first class and cities organized under special charters.

E. D. CHASSELL, Second Ass't Secretary.

# REPORT OF COMMITTEE.

Mr. Roach, from the Conference Committee on Senate File No. 290, submitted the following report:

ME. PRESIDENT AND ME. SPEAKEE—Your second Conference Committee on Senate File No. 290 respectfully report that they have had the amendments made by the House under consideration, wherein it is proposed to confine the extra half-mill levy to the year 1888, instead of making it apply also to the year 1889, as proposed in the original bill; and after careful deliberation we hereby report that we have agreed upon submitting the following recommendations, together with some of the reasons leading to this agreement.

Your Conference Committee have been able to agree upon the consideration and understanding in good faith that if the said bill, as originally presented, becomes a law, the revenue derived therefrom will be left available to cancel all outstanding warrants, interest accounts and indebtedness, and that such is the only object for which said measure is proposed, and that the extraordinary appropriations of this General Assembly will be limited to such a figure that by the 1st of May, 1890, after the passage of this act, the State of Iowa will be out of debt.

Therefore, your committee respectfully recommend that the House recede from the aforesaid amendments, and that the bill do pass the House as it passed the Senate, without amendment.

> C. H. GATOH, F. D. BAYLESS, J. G. HUTCHISON, For Senate. E. C. ROACH, WM. M. BUELL,

WM. M. BUELL, L. W. LEWIS, For House.

Passed on file.

Mr. Riley was excused until 8 P. M.

On motion of Mr. Shipley the House adjourned.

# AFTERNOON SESSION.

The House reconvened at 2 P. M. The Speaker in the chair.

#### SENATE MESSAGES CONSIDERED.

House File No. 85; amendments by senate:

To strike out of section 1 the word "section" and insert "sections;" and add after the figure "2" the word "and" and figure "8," so as to read "sections 2 and 8."

To add to section 2 "and the entering into the employ of any common carrier or the acquiring of any stock or other interest in any common carrier by any officer under this act after his election or appointment shall disqualify him to hold the office and to perform the duties thereof."

To strike out of section 3 the words "under such act subject to all its provisions" and to insert in lieu thereof the following: "and have all powers conferred upon them by chapter 77, acts of the Seventeenth General Assembly and acts amendatory thereto, and such other powers and authority as are now or may hereafter be conferred upon them by law."

To strike out of section 4, after the word "declared" in 4th line the following words: "by the executive council."

The question being shall the Senate amendments be agreed to? The yeas were:

Messrs. Agnew, Anderson of Hamilton, Anderson of Warren, Ball, Beem, Berryhill, Blythe, Brown, Byers, Calvin, Chantry, Chapman, Clarke, Crooks, Custer, Darnall, Davie, Dayton, Duus, Eilers, Evans, Field, Fillmore, Foley, Hamilton, Hart, Hauser, Head, Hipwell, Horton, Hospers, Hunter, Jolly, Jones, Kennan, Kline, Lewis, Luke, Mack, Mahoney, McFarland, Mitchell, Nelson, Nicoll, Oakman, Owen, Parkhurst, Paschal, Piatt, Rice, Roach, Robb, Roberts, Robeson, Roe, Roundy, Rowan, Schleicher, Shipley, Steele, Slosson, Smith, Teale, Thompson, Thornburg, Thorniley, Tipton, Townsend, Wagner, Walker, Wilson of Butler, Wilson of Cass, Wyckoff, Yergey and Mr. Speaker-75.

The nays were none.

Absent or not voting:

Messrs. Buell, Burgess, Craig, Cummins, Curtis, Dietz, Dobson, Doron, Draper, Eckles, Estes, Hall, Hobbs, Homrighaus, Hotohkiss, Larson, Limback, Lockin, Moore, Riley, Russell, Theophilus, Wilbur, Woods and Wyman-25.

So the amendments were agreed to.

Senate File No. 269, read a first and second time and passed on file.

Senate File No. 293, read a first and second time and passed on file.

Senate File No. 12, read a first and second time and passed on file.

Senate File No. 80, read a first and second time and passed on file.

House File No. 387.

Amendments by the Senate: To insert in title, after the word "in", the word "certain".

To strike out in line 1 the figures "1885," and insert in lieu thereof "1881."

The question being shall the House agree to the Senate amendments?

The yeas were:

Messrs. Agnew, Anderson of Hamilton, Anderson of Warren, Ball, Beem, Berryhill, Blythe, Brown, Byers, Calvin, Chantry, Chapman, Clarke, Craig, Crooks, Cummins, Curtis, Custer, Darnall, Davie, Dayton, Duus, Eilers, Field, Fillmore, Foley, Hall, Hamilton, Hart, Hauser, Head, Hipwell, Horton, Hospers, Hunter, Jolly, Jones, Kennan, Kline, Lewis, Luke, Mack, Mahoney, McFarland, Mitchell, Moore, Nelson, Nicoll, Oakman, Owen, Parkhurst, Paschal, Piatt, Rice, Roach, Robb, Roberts, Robeson, Roe, Roundy, Rowan, Schleicher, Shipley, Steele, Slosson, Smith, Teale, Theophilus, Thompson, Thornburg, Thorniley, Tipton, Townsend, Wagner, Walker, Wilbur, Wilson of Butler, Wilson of Cass, Wyckoff, Wyman, Yergey and Mr. Speaker-82.

The nays were none.

Absent or not voting:

Messrs. Buell, Burgess, Dietz, Dobson, Doron, Draper, Eckles, Estes, Evans, Hobbs, Homrighaus, Hotchkiss, Larson, Limback, Lockin, Riley, Russell and Woods-18.

So the amendments were agreed to.

## RECONSIDERATION.

Mr. Yergey called up his motion to reconsider the vote whereby Senate File No. 273 was lost on passage.

Motion carried.

Mr. Darnall moved to reconsider the vote whereby the bill was ordered to a third reading.

Carried.

Amendment by Mr. Berryhill:

To add to the bill: "provided, however, that this act shall not apply to counties having a population of thirty thousand and more than thirty thousand, as shown by the census of 1885."

Amendment to the amendment, by Mr. Rowan, to strike out "thirty" and insert "twenty-five."

Lost.

Amendment adopted.

Amendment by Mr. Ball:

To insert between the words "hand" and "any", in line 3, the words "at the date of the passage of this act".

Adopted.

The question being shall the bill be read a third time?

Carried.

The bill was read a third time.

The question being, shall the bill pass?

The yeas were:

Messrs. Agnew, Anderson of Hamilton, Anderson of Warren, Ball, Beem, Berryhill, Blythe, Brown, Byers, Calvin, Chantry, Chapman, Clarke, Craig, Crooks, Cummins, Curtis, Custer, Darnall, Davie, Dayton, Duus, Eilers, Evans, Field, Fillmore, Foley, Hamilton, Hart, Hauser, Head, Hipwell, Horton, Hotchkiss, Jolly, Kennan, Limback, Luke, Mack, Mahoney, McFarland, Mitchell, Moore, Nelson, Nicoll, Oakman, Owen, Parkhurst, Paschal, Piatt, Rice, Robb, Robeson, Rowan, Slosson, Smith, Teale, Theophilus, Thompson, Thornburg, Thorniley, Townsend, Walker, Wyckoff, Yergey and Mr. Speaker -66.

The nays were:

Messrs. Hospers, Hunter, Lewis, Roach, Roe, Roundy, Schleicher, Shipley, Steele, Tipton, Wagner, Wilson of Butler and Wilson of Cass-13.

Absent or not voting:

Messrs. Buell, Burgess, Dietz, Dobson, Doron, Draper, Eokles, Estes, Hall, Hobbs, Homrighaus, Jones, Kline, Larson, Lockin, Riley, Roberts, Russell, Wilbur, Woods and Wyman-21.

So the bill passed and the title was agreed to.

Mr. Theophilus filed a motion to reconsider the vote by which substitute to Senate File No. 119, was lost on passage.

#### REPORTS OF COMMITTEES.

Mr. Roach, from the Committee on Judiciary, reported Senate File No. 268, recommending passage.

House File No. 619, recommending passage.

House File No. 569, recommending indefinite postponement. Passed on file.

Senate File No. 354, referred to Committee on Judiciary.

Mr. Hunter, from the Committee on Enrolled Bills, submitted the following report:

ME. SPEAKER—Your Committee on Enrolled Bills respectfully report that they have this day presented to the Governor for his approval the following bills:

House File No. 602, an act to legalize the incorporation of the town of Deep River, Poweshiek county, Iowa, the election of the officers and all acts done and ordinances passed by the council of said town.

Also, House File No. 449, an act to legalize the ordinances of the city of Shenandoah.

Also, House File No. 14, an act to amend section 1, of chapter 79 of

the acts of the Twenty first General Assembly of Iowa, relative to diseased swine.

Also, House File No. 122, an act to amend section four thousand two hundred and seventy-five (4275) of the Code, relating to grand jurors.

Also, Memorial and Joint Resolution No. 2.

Substitute for House File No. 896, an act to authorize cities of the first class to make regulations against danger or accidents by fire; to establish fire limits and to prohibit the erection of certain buildings within such limits, and to provide for the removal of buildings erected contrary to such regulations.

House File No. 187, an act amending section one hundred and fifty-Bine (159) of the Code of 1873, in regard to the disposition of the reports of the Supreme Court of the State.

House File No. 384, an act to fix the compensation to be paid to members of the city council in cities of the first class.

House File No. 288, an act to reimburse the Sixth Iowa Infantry.

House File No. 178, an act to amend section twenty-four (24,) chapter 151 of the laws of the Eighteenth General Assembly, changing the meetings of local boards of health.

Substitute for House File No. 560, an act to amend section 1091 of the Code of 1873, relating to corporations other than those for pecuniary profit.

House File No. 388, an act to amend section 1, chapter 51, acts of the Fifteenth General Assembly.

House File No. 540, an act to amend section 1, chapter 158, acts of the Nineteenth General Assembly.

House File No. 38, for an act to amend chapter 93 of the laws of the Twenty-first General Assembly.

Substitute for House File No. 520, an act to legalize the incorporation of Ackworth, Warren county, Iowa, to legalize the ordinances of the town council of said town and to legalize the acts of the officers of said incorporated town under the ordinances of said town.

House File No. 280, an act for the relief of John Haidiene of Webster county, Iowa, and authorizing the payment of his claim against the State.

House File No. 215, for an act to amend section 976 of the Code, relating to payment of taxes to the township clerk.

House File No. 266, an act amending section 1757, chapter 9, title 12 of the Code, in relation to the filing of teachers' contracts.

HUNTER, Chairman.

# SPECIAL ORDER.

House File No. 542. Amendment by Mr. Nelson considered. Amendment to the amendment by Mr. Roach to section 1: To strike out in line 5 the words, "board of directors of any." Adopted.

Further amendment by Mr. Roach to section 1:

To strike out of line 2 the words, "immediately upon," and insert the words, "within sixty days after."

Adopted.

Amendment by Mr. Tesle to section 1, line 6, to insert the word "local" before the word "agents."

Adopted.

Amendment by Mr. Nicoll, to section 1, to strike out in line 8 the words "every six months" and insert "annually."

Lost.

Amendment by Mr. Dayton to section 2, to add thereto "every publisher of text books which are approved under the provisions of this act, shall furnish to each county auditor a sample copy of each variety of books so approved, and a copy of each revision of such books when revised. Such sample books shall be kept by the Auditor for public inspection, and shall be returned to the publisher furnishing them, whenever new books or new revisions thereof are presented to be substituted.

Adopted.

Amendment by Mr. Smith to insert in section 2, line 4, after the word "them" the following: "provided no book shall be so approved unless the price shall be fifteen per cent less than the present net wholesale price."

Adopted.

Amendment by Mr. Ball, to change section 3 to section 5, and section 5 to section 3.

Adopted.

Amendment by Mr. Calvin, to section 3, as renumbered, to change the word "adopt" in line 2, to "approve."

Adopted.

Amendment by Mr. Dayton, to section 3 as renumbered, to insert after the word "them" in line 7: "That in case of violation of any of the conditions of such guarantee a statement thereof shall be submitted to the Superintendent of Public Instruction, who shall make investigation of any such charge, and if the same appears to him well founded, he shall notify the person, firm, or corporation against whom such charge is made, and if the matter complained of is not corrected, or reparation made the Superintendent of Public Instruction shall cause suit to be brought on such bond by the Attorney-General in the name of the person, district township, independent district or county for the recovery of any damages which may have been sustained by them or either of them."

Adopted.

Amendment by Mr. Head to section 3 as renumbered, to strike out all after the words "adoption" in line 8.

Lost.

Amendment by Mr. Ball to section 3 as renumbered, to strike out of line 8 the words "oftener than once in a period of" and insert "within."

Adopted.

Amendment by Mr. Berryhill to section 3 as renumbered, to insert in line 4, after the word "list" the following, "that the books furnished shall in all respects be equal to the samples and."

Adopted.

Amendment by Mr. Calvin to section 3 as renumbered, to strike

out the word "so" in the 7th line and insert after the word "adopted" at the end of the 7th line the words "as hereinafter provided for."

Adopted.

Amendment by Mr. Agnew, to section 5, to strike out of line 9 the words "where they are in use" and insert "having adopted the same."

Adopted.

Amendment by Mr. Head, to section 4, to strike out of line 2 the following: "at the general election in the year 1883, and if not adopted then." Also, to strike out the words "thereafter held" in lines 8 and 4, and insert "after the passage of this act."

Lost.

Amendment by Mr. Shipley, to section 4, to strike out of line 8 "one-fourth" and insert "a majority."

Lost.

Amendment by Mr. Nicoll, to add at end of section 4, the following:

"Provided that no district township or independent district shall adopt a series of text-books under this act until after the question of a county uniform series has been submitted to the electors as provided for in section 3 of this act."

Adopted.

Amendment by Mr. Chantry, to section 4, to insert after the word "thereafter" in line 11 the following: "except in such district townships or independent districts as may have adopted a series of books under the provisions of section 4 of this act."

Adopted.

Amendment by Mr. Yergey, to section 4, to insert the word "public" before the word "schools" in line 10.

Adopted.

Amendment by Mr. Lewis to section 6, to insert in line 3, after the word "therein" the words "and by publication for two weeks in the nearest newspaper of general circulation."

Adopted.

Amendment by Mr. McFarland to insert as section 8 the following: "Section 8. No school officers or teachers in the public schools of this State shall directly or indirectly act as the agent or representative of any person, firm or corporation for the introduction or sale of any school books to any school districts in this State."

Adopted.

Amendment by Mr. McFarland to change section 8 to section 9, and to change section 9 to section 10 of printed bill.

Adopted.

Amendment by Mr. Evans to add the following as section 9:

"Section 9. The provisions of this act shall not apply to independent districts in cities or towns of over twelve hundred inhabitants." Lost.

Messrs. Luke and Wilson of Cass were excused.

Mr. Teale moved to reconsider the vote whereby the amendment by Mr. Cummins to add an additional section as section 8, was lost. Carried.

Mr. Cummins, by unanimous consent, changed the amendment to

read as follows: To renumber sections 9 and 10 as sections 10 and 11. and to add as section 9:

"Section 9. This act shall not apply to independent school districts having a population of more than 10,000 inhabitants."

Upon the adoption of the amendment Messrs. Cummins and Wagner demanded the yeas and nays.

The yeas were:

Messrs. Anderson of Warren, Ball, Beem, Berryhill, Blythe, Brown, Buell, Chantry, Craig, Cummins, Curtis, Dayton, Dietz, Eilers, Evans, Field, Fillmore, Foley, Hall, Hamilton, Hart, Horton, Hospers, Jolly, Jones, Kline, McFarland, Mitchell, Moore, Nicoll, Owen, Parkhurst, Piatt, Rice, Roach, Robeson, Rowan, Schleicher, Steele, Theophilus, Thompson, Thornburg, Townsend, Wagner, Walker, Woods, Wyckoff and Mr. Speaker-48.

The nays were:

Messrs. Agnew, Burgess, Byers, Calvin, Chapman, Clarke, Darnall, Davie, Duus, Hauser, Hunter, Kennan, Lewis, Luke, Mack, Mahoney, Nelson, Oakman, Paschal, Riley, Roberts, Roe, Roundy, Shipley, Slosson, Smith, Teale, Thorniley, Tipton, Wilbur, Wilson of Butler, Wilson of Cass and Yergey-33.

Absent or not voting: Messrs. Anderson of Hamilton, Crooks, Custer, Dobson, Doron, Draper, Eckles, Estes, Head, Hipwell, Hobbs, Homrighaus, Hotchkiss, Larson, Limback, Lockin, Robb, Russell and Wyman-19.

So the amendment was adopted.

Amendment by Mr. Burgess to section 9:

To strike out the word "nine" and insert the word "twelve".

Upon this Messrs. Burgess and Robb demanded the yeas and nays. The yeas were:

Messrs Agnew, Ball, Beem, Brown, Burgess, Byers, Chantry, Chapman, Clarke, Crooks, Custer, Darnall, Davie, Dayton, Duus, Eilers, Horton, Hotchkiss, Hunter, Jolly, Kline, Lewis, Luke, Mack, Mahoney, Moore, Nelson, Owen, Paschal, Robb, Roberts, Roe, Roundy, Schleicher, Shipley, Slosson, Smith, Teale, Theophilus, Thompson, Thorniley, Walker, Wilbur, Wilson of Butler, Wilson of Cass, Wyckoff, Wyman, Yergey and Mr. Speaker-49.

The nays were:

Messrs. Anderson of Warren, Berryhill, Buell, Calvin, Craig, Cummins, Dietz, Evans, Field, Fillmore, Hart, Hauser, Hospers, Jones, Kennan, McFarland, Nicoll, Oakman, Parkhurst, Piatt, Rice, Roach, Robeson, Rowan, Steele, Thornburg, Tipton, Townsend, Wagner and Woods-30.

Absent or not voting:

Messrs. Anderson of Hamilton, Blythe, Curtis, Dobson, Doron, Draper, Eckles, Estes, Foley, Hall, Hamilton, Head, Hipwell, Hobbs, Homrighaus, Larson, Limback, Lockin, Mitchell, Riley and Russell -21.

So the amendment was adopted.

Amendment by Mr. Calvin:

To section 6, to strike out of line seven the words "of sections three (3) and four (4)."

Adopted.

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Substitute by Mr. Berryhill for section 10:

"Sec. 10. This act shall not control the selection of books for use in any of the high schools of the State, and all acts and parts of acts in conflict with this act are hereby repealed."

Lost.

Mr. Head in the chair.

Amendment by Mr. Thompson to section 2:

To strike out all of section between the words "instruction" in line one and the word "cause" in line four, insert the word "to" in place thereof; also to strike out the word "so" at the end of line four and the word "approved."

Upon this Messrs. Thompson and Roe demanded the yeas and nays. The yeas were:

Messrs. Craig, Cummins, Dietz, Evans, Horton, Hotchkiss, Jones, Moore, Rice, Roundy, Steele, Thompson, Tipton, Wagner, Wilson of Cass and Wyman-16.

The nays were:

Messrs. Agnew, Anderson of Warren, Ball, Beem, Berryhill, Brown, Burgess, Byers, Calvin, Chantry, Chapman, Crooks, Custer, Darnall, Davie, Dayton, Duus, Eilers, Field, Fillmore, Hamilton, Hauser, Head, Hospers, Hunter, Jolly, Kennan, Lewis, Luke, Maok, Mahoney, Mitchell, Nelson, Nicoll, Oakman, Owen, Parkhurst, Paschal, Piatt, Riley, Roach, Robb, Roberts, Roe, Rowan, Schleicher, Shipley, Slosson, Smith, Teale, Theophilus, Thornburg, Thorniley, Townsend, Walker, Wilbur, Wilson of Butler and Wyckoff-58.

Absent or not voting:

Messers. Anderson of Hamilton, Blythe, Buell, Clarke, Curtis, Dobson, Doron, Draper, Eckles, Estes, Foley, Hall, Hart, Hipwell, Hobbs, Homrighaus, Kline, Larson, Limback, Lockin, McFarland, Robeson, Russell, Woods, Yergey and Mr. Speaker-26.

So the amendment was lost.

Amendment by Mr. McFarland to section 4, to strike out all after "shall," in line 8, up to and including the word "act," in line 10, and insert in lieu thereof the following:

"Select five persons suitable for the work to select from the samples of books required to be on file in the county auditor's office under the provisions of this act, a uniform series of text books suitable to be used in all the schools of the county. Each member of said board shall be paid two dollars per day while in session, and shall have no other powers further than to select a series of books as above provided. Before entering upon his duties, each person thus appointed shall subscribe in addition to the ordinary oath of office the following: 'and furthermore, that I am in no way interested in the publication or sale of school text books or school supplies, nor related in any manner to any agent or publisher of school text books, nor will I permit any such agent or publisher to interview me or in any manner endeavor to influence my action while acting in the discharge of my duty.'" Also, to change the word "which" to "such," in line 10.

Mr. Nelson moved the previous question.

Carried.

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Upon the amendment by Mr. McFarland, Messrs. McFarland and Parkhurst demanded the yeas and nays: The yeas were:

Messrs. Agnew, Anderson of Warren, Berryhill, Brown, Byers, Chantry, Craig, Crooks, Cummins, Curtis, Darnall, Dietz, Eilers, Evans, Field, Fillmore, Hall, Hauser, Head, Homrighaus, Horton, Hospers, Hotohkiss, Hunter, Lewis, Limback, Luke, Maok, Mahoney, MoFarland, Moore, Nelson, Nicoll, Parkhurst, Paschal, Rice, Riley, Roach, Robb, Roberts, Robeson, Roundy, Schleicher, Steele, Slosson, Smith, Teale, Theophilus, Thompson, Thornburg, Thorniley, Tipton, Townsend, Wagner, Wilson of Butler, Wilson of Cass, Woods, Wyckoff, Wyman and Yergey-60.

The nays were:

Messrs. Ball, Beem, Davie, Dayton, Foley, Hamilton, Jolly, Jones, Kline, Oakman, Owen, Piatt, Roe, Shipley and Wilbur-15.

Absent or not voting:

Messrs. Anderson of Hamilton, Blythe, Buell, Burgess, Calvin, Chapman, Clarke, Custer, Dobson, Doron, Draper, Duus, Eckles, Estes, Hart, Hipwell, Hobbs, Kennan, Larson, Lockin, Mitchell, Rowan, Russell, Walker and Mr. Speaker-25.

So the amendment was adopted.

The question recurring upon the adoption of the amendment by Mr. Nelson as amended, Messrs. Nelson and Nicoll demanded the yeas and nays.

The yeas were:

Messrs. Agnew, Anderson of Warren, Ball, Berryhill, Brown, Burgess, Byers, Calvin, Chantry, Chapman, Clarke, Crooks, Custer, Darnall, Davie, Dayton, Duus, Eilers, Field, Fillmore, Hauser, Head, Homrighaus, Horton, Hospers, Hotchkiss, Hunter, Jolly, Kennan, Kline, Lewis, Lockin, Luke, Mack, Mahoney, McFarland, Moore, Nelson, Nicoll, Oakman, Parkhurst, Paschal, Roach, Robb, Roberts, Roe, Roundy, Schleicher, Shipley, Slosson, Smith, Teale, Theophilus, Thornburg, Thorniley, Tipton, Walker, Wilbur, Wilson of Butler, Wilson of Cass, Wyckoff and Mr. Speaker-62.

The nays were:

Messrs. Beem, Blythe, Craig, Cummins, Curtis, Dietz, Evans, Foley, Hall, Hamilton, Hart, Limback, Owen, Piatt, Rice, Riley, Robeson, Rowan, Steele, Thompson, Townsend, Wagner, Woods and Wyman -24.

Absent or not voting:

Messrs. Anderson of Hamilton, Buell, Dobson, Doron, Draper, Eckles, Estes, Hipwell, Hobbs, Jones, Larson, Mitchell, Russell and Yergey-14.

So the amendment was adopted.

The question being upon the engrossment of the bill as amended. Messrs. Craig and Lewis demanded the yeas and nays.

Mr. Riley explained his vote.

The yeas were:

Messrs. Agnew, Anderson of Hamilton, Anderson of Warren, Ball, Berryhill, Blythe, Brown, Burgess, Byers, Calvin, Chantry, Chapman, Clarke, Crooks, Custer, Darnall, Davie, Dayton, Duus, Eckles, Field, Fillmore, Hall, Hamilton, Hauser, Head, Homrighaus, Hospers, Hotchkiss, Hunter, Jolly, Kennan, Kline, Lewis, Luke, Mack, Mahoney, McFarland, Moore, Nelson, Nicoll, Oakman, Parkhurst, Paschal, Riley, Roach, Robb, Roberts, Robeson, Roe, Roundy, Schleicher, Shipley, Slosson, Smith, Teale, Theophilus, Thornburg, Thornily, Tipton, Walker, Wilbur, Wilson of Butler, Wilson of Cass, Wyckoff, Yergey and Mr. Speaker-67.

The nays were:

Messrs. Craig, Cummins, Curtis, Dietz, Evans, Foley, Hart, Horton, Limback, Owen, Piatt, Rice, Rowan, Steele, Thompson, Townsend, Wagner, Woods and Wyman-19.

Absent or not voting:

Messrs. Beem, Buell, Dobson, Doron, Draper, Eckles, Estes, Hipwell, Hobbs, Jones, Larson, Lockin, Mitchell and Russell-14.

So the bill was ordered engrossed.

The bill was ordered printed as engrossed.

Mr. McFarland moved that the vote by which House File No. 549 was ordered engrossed be reconsidered, and that that motion lie on the table.

Carried.

Mr. Hotohkiss moved that the rules be suspended and House File No. 34 now taken up, and that the consideration of House File No. 92 follow that of House File No. 34.

Upon this motion Messrs. Cummins and Hotohkiss demanded the yeas and nays.

Mr. Riley explained his vote as follows:

ME. SPEAKEE—As I understand the order of business, we now have two special orders for consideration of bills; also, that we have thirty-five bills before the Appropriations Committee, undisposed of. I am opposed to the hasty consideration of the appropriation bills, involving nearly a million dollars. I am therefore opposed to fixing any more special orders until the appropriation bills shall be disposed of. I therefore vote no.

The yeas were:

Messrs. Agnew, Anderson of Warren, Ball, Beem, Berryhill, Brown, Burgess, Calvin, Chantry, Chapman, Clarke, Crooks, Darnall, Davie, Dayton, Duus, Eilers, Field, Fillmore, Foley, Hall, Hamilton, Hart, Head, Hobbs, Horton, Hospers, Hotchkiss, Hunter, Jolly, Kennan, Lewis, Lockin, Mack, Mahoney, McFarland, Nelson, Nicoll, Oakman, Owen, Paschal, Piatt, Rice, Roach, Robb, Roberts, Robeson, Roe, Roundy, Schleicher, Shipley, Steele, Slosson, Smith, Teale, Theophilus, Thornburg, Thorniley, Tipton, Walker, Wilson of Cass, Woods, Wyckoff, Wyman, Yergey and Mr. Speaker-66.

The navs were:

Messrs. Blythe, Craig, Cummins, Curtis, Custer, Dietz, Evans, Hauser, Homrighaus, Kline, Limback, Mitchell, Moore, Parkhurst, Riley, Rowan, Thompson, Townsend and Wilson of Butler-19.

Absent or not voting:

Messrs. Anderson of Hamilton, Buell, Byers, Dobson, Doron, Draper, Eckles, Estes, Hipwell, Jones, Larson, Luke, Russell, Wagner and Wilbur-15.

So the motion prevailed.

House File No. 34, a bill for an act to amend section two of chapter 68 of the acts of the Fifteenth General Assembly, fixing maximum charge for the transportation of passengers on the different roads of this State.

Substitute by Mr. Chantry, a bill for an act fixing the rate of passenger fare on railroads and to repeal section 2, chapter 68, acts of Fifteenth General Assembly.

## EXPLANATION.

On motion of Mr. Roe, the following certificate was ordered spread on the journal:

DES MOINES, April 3, 1888.

To whom it may concern:

This is to certify that Mr. F. M. Estes has been sick since March 28, 1888, and is yet sick with a severe attack of bronchitis. I have ordered him to desist from all business, and to go home, as I think any form of business would be very deleterious to him in his present condition.

JAMES TAGGART PRIESTLY. M. D.

On motion of Mr. McFarland the House adjourned.

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# HALL OF THE HOUSE OF BEPRESENTATIVES, DES MOINES, IOWA, April 4, 1888. }

House met in regular session at 9 o'clock A. M. The Speaker in the chair. Prayer by Rev. A. L. Frisbie. Journal of yesterday read and approved. Mr. Dobson was excused on account of sickness.

# ENGROSSED BILLS.

House File No. 545, a bill for an act to organize and manage the department for criminal insane at the penitentiary at Anamosa, and to fix the compensation of the officers.

The question being, shall the bill be read a third time? Carried.

The bill was read a third time.

The question being shall the bill pass?

The yeas were:

Messrs. Anderson of Hamilton, Beem, Blythe, Brown, Buell, Bargess, Calvin, Chantry, Chapman, Crooks, Curtis, Darnall, Eilers, Evans, Hall, Hamilton, Hart, Hauser, Head, Hobbs, Homrighaus, Hospers, Hotchkiss, Hunter, Jolly, Jones, Kennan, Kline, Mack, Mahoney, Michell, Moore, Nicoll, Oakman, Owen, Parkhurst, Piatt, Roberts, Robeson, Russell, Steele, Smith, Teale, Theophilus, Thornburg, Tipton, Townsend, Walker, Wilbur, Wilson of Butler, Woods, Wyman and Mr.Speaker-49.

The nays were:

Messrs. Agnew, Anderson of Warren, Berryhill, Byers, Craig, Davie, Fillmore, Hipwell, Horton, Lewis, Lockin, Luke, McFarland, Nelson, Paschal, Rice, Riley, Roach, Roe, Roundy, Rowan, Schleicher, Shipley, Teale, Thorniley, Wilson of Cass, Wyckoff and Yergey -28.

Absent or not voting:

Messrs. Ball, Clarke, Cummins, Custer, Dayton, Dietz, Dobson, Doron, Draper, Duus, Eckles, Estes, Field, Foley, Hunter, Larson, Limback, Robb, Slosson, Smith, Theophilus, Thompson and Wagner -23.

So the bill was lost on passage.

Mr. Riley filed a motion to reconsider the vote whereby House File No. 545 was lost on passage.

## BILLS ON CALENDAR.

On motion of Mr. Cummins the rules were suspended and House File No. 381, a bill for an act creating in all cities of the first-class a board of public works and defining the power and duties of its members.

Amendments by committee:

To insert in the title after the word "class," the words, "having a population according to any legally authorized census of more than thirty thousand inhabitants."

To strike out of section 1, line 1, the word "all," and insert in lieu thereof the word "every," and to insert in same line after the word "class," the words, "having a population according to any legally authorized census of more than thirty thousand inhabitants."

Also, to substitute in section 1, line 2, the word "city" for the word "cities," and to insert after the word "and" in line 5 the word "they."

To substitute in section 2, line 1, the word "salary" for the word "salaries;" also, to transpose the words, "not be," in same line, so as to read, "be not."

To strike out of section 4, line 2, the word "not" after the word "shall," and insert the word "not" after the word "charge;" also, to strike out of section 4, line 3, the word "for" after the word "him," and insert in lieu thereof the word "from."

To strike out of section 6, line 1, the word "they," and insert in lieu thereof the words, "said board."

To strike out of section 14, line 1, the word "they," and insert in lieu thereof the word "it."

To strike out of section 15, lines 2 and 8, such parts as occur after the word "cities" in line 2, and before the word "when" in line 3; also, to strike out of section 15, line 5, the word "or" after the word "blocks."

Amendments by committee adopted.

Mr. Cummins moved that the rules be suspended, the bill be considered engrossed and read a third time now.

Carried.

The bill was read a third time.

The question being shall the bill pass?

The yeas were:

Messrs. Agnew, Anderson of Hamilton, Anderson of Warren, Beem, Berryhill, Blythe, Brown, Buell, Byers, Calvin, Chantry, Chapman, Clark, Craig, Crooks, Cummins, Curtis, Custer, Darnall, Davie, Dayton, Dietz, Dobson, Eilers, Evans, Fillmore, Foley, Hall, Hart, Hauser, Head, Hipwell, Hobbs, Horton, Hospers, Hotchkiss, Hunter, Jolly, Jones, Kennan, Kline, Larson, Lewis, Luke, Mack, Mahoney, McFarland, Mitchell, Moore, Nelson, Nicoll, Oakman, Owen, Parkhurst, Paschal, Piatt, Rice, Riley, Boach, Roberts, Robeson, Roe, Roundy, Rowan, Russell, Schleicher, Shipley, Steele, Slosson, Smith, Teale, Thompson, Thornburg, Thorniley, Tipton, Townsend, Wagner, Walker, Wilbur, Wilson of Butler, Wilson of Cass, Woods, Wyckoff, Wyman, Yergey and Mr. Speaker-86.

The nays were:

Mr. Hamilton-1.

Absent or not voting:

Messrs. Ball, Burgess, Doron, Draper, Duus, Eckles, Estes, Field, Homrighaus, Limback, Lockin, Robb and Theophilus-13.

So the bill passed and the title was agreed to.

## MESSAGE FROM THE SENATE.

The following message was received from the Senate:

ME. SPEAKEE-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. 409, a bill for an act to amend chapter 175 of the asts of the Twentieth General Assembly, relating to the refunding of outstanding bonded indebtedness of counties.

> E. D. CHABSELL, Second Assistant Secretary.

#### MESSAGE FROM THE GOVERNOR.

The following message was received from the Governor:

ME. SPEAKEE—I am directed by the Governor to report that he has approved, signed and deposited in the office of the Secretary of State the following bills:

Substitute for House File No. 520, an act to legalize the incorporation of the town of Ackworth, in Warren county, Iowa, to legalize the ordinances of the town council of said town, and to legalize the acts of the officers of said incorporated town, under the ordinances of said town.

House File No. 266, an act amending section 1757, chapter 9, title 12 of the Code, in relation to the filing of teachers' contracts.

House File No. 215, an act to amend section nine hundred and seventy-six (976) of the Code, relating to the payment of taxes to the township clerk.

Substitute for House File No. 560, an act to amend section 1091 of the Code of 1873, relating to corporations other than those for pecuniary profit.

House File No. 388, an act to amend section one (1,) of chapter 51, acts of the Fifteenth General Assembly.

House File No. 540, an act to amend section 1, chapter 158, acts of the Nineteenth General Assembly.

House File No. 38, an act to amend chapter ninety-three (93) of the laws of the Twenty-first General Assembly.

House File No. 187, an act amending section one hundred and fifty-nine (159) of the Code of 1873, in regard to the disposition of the reports of the Supreme Courts of the State.

House File No. 288, an act to reimburse the Sixth Iowa Infantry. House File No. 178, an act to amend section 24, of chapter 151, of the laws of the Eighteenth General Assembly, changing times of the meetings of Local Boards of Health.

Substitute for House File No. 396, an act to authorize cities of the first class to make regulations against danger or accidents by fire; to establish fire limits, and to prohibit the erection of certain buildings within such limits, and to provide for the removal of buildings erected contrary to such regulations.

Also, House File No. 122, an act to amend section four thousand two hundred and seventy-five (4275) of the Code relating to grand jurors. House File No. 602, an act to legalize the incorporation of the town of Deep River, Poweshiek county, Iowa, the election of its officers, and all acts done and ordinances passed by the council of said town.

Also, House File No. 449, an act to legalize the ordinances of the city of Shenandoah.

Also, House File No. 14, an act to amend section 1 of chapter 79, of the acts of the Twenty-first General Assembly of Iowa, relative to diseased swine.

House File No. 280, an act for the relief of John Haidiene, of Webster county, Iowa, and authorizing the payment of his claim against the State of Iowa; and,

Memorial and Joint Resolution No. 2.

FRED'K W. HOSSFELD, Private Secretary.

#### SENATE MESSAGES CONSIDERED.

Senate File No. 290, the question being, shall the report of the conference committee be adopted and the House amendments receded from?

Mr. Custer moved that the report lie upon the table subject to call.

On motion of Mr. Cummins the consideration of all special orders was postponed until the disposition of the conference report on Senate File No. 290.

Consideration of Senate File No. 290 and conference report continued.

Mr. Dobson moved the previous question.

Carried.

The question recurring upon the motion by Mr. Custer, Messrs. Custer and Teale demanded the yeas and nays.

The yeas were:

Messrs. Agnew, Ball, Burgess, Clarke, Custer, Dayton, Foley, Hamilton, Head, Hunter, Jolly, Lockin, Luke, Owen, Paschal, Robb, Russell, Shipley, Steele, Smith, Teale, Thompson, Thornburg, Wilbur, Woods and Yergey-26.

The nays were:

Messrs. Anderson of Hamilton, Anderson of Warren, Beem, Berryhill, Blythe, Brown, Buell, Byers, Calvin, Chantry, Chapman, Craig, Crooks, Cummins, Curtis, Darnall, Davie, Dietz, Dobson, Eilers, Evans, Field, Fillmore, Hall, Hart, Hauser, Hipwell, Hobbs, Horton, Hospers, Hotchkiss, Jones, Kennan, Kline, Larson, Lewis, Limback, Mahoney, McFarland, Moore, Nelson, Nicoll, Oakman, Parkhurst, Piatt, Rice, Riley, Roach, Roberts, Robeson, Roe, Roundy, Rowan, Schleicher, Slosson, Theophilus, Thorniley, Tipton, Townsend, Wagner, Walker, Wilson of Butler, Wilson of Cass, Wyckoff, Wyman and Mr. Speaker-66.

Absent or not voting:

Messrs. Doron, Draper, Daus, Eckles, Estes, Homrighaus, Mack and Mitchell—8.

So the motion was lost.

The question recurring upon the adoption of the conference report

and the receding from the House amendments, Messrs. Custer and Yergev demanded the yeas and nays.

Mr. Clarke explained his vote as follows:

ME. SPEAKER—In explanation of my vote I desire to state that I am not in favor of voting any more funds until we know what is to be done with what funds we now have on hand.

Mr. Robeson explained his vote as follows:

ME. SPEAKER—with the distinct understanding that the levy of onehalf mill for 1889 shall be applied to the paying of the State debt, I vote yea.

Mr. Thornburg explained his vote as follows:

ME. SPEAKEE—I desire to explain my vote for the first time this session; with the understanding that this additional half mill for the payment of the State debt, and not for extra appropriations, I vote aye.

The yeas were:

Messrs. Berryhill, Blythe, Byers, Calvin, Chantry, Cummins, Curtis, Dietz, Dobson, Evans, Field, Fillmore, Hall, Hart, Hauser, Hipwell, Hobbs, Hospers, Jones, Kennan, Lewis, Lockin, Luke, Mahoney, McFarland, Moore, Nelson, Oakman, Owen, Parkhurst, Riley, Roach, Roberts, Robeson, Steele, Thornburg, Townsend, Wagner, Wilson of Cass, Wyman, Yergey and Mr. Speaker-49.

The nays were:

Messrs. Agnew, Anderson of Hamilton, Anderson of Warren, Ball, Beem, Brown, Burgess, Chapman, Clarke, Craig, Crooks, Custer, Darnall, Davie, Dayton, Eilers, Foley, Hamilton, Head, Horton, Hotchkiss, Hunter, Jolly, Kline, Larson, Limback, Mack, Nicoll, Paschal, Piatt, Rice, Robb, Roe, Roundy, Rowan, Russell, Schleicher, Shipley, Slosson, Smith, Teale, Theophilus, Thompson, Thorniley, Tipton, Walker, Wilbur, Wilson of Butler, Woods and Wyckoff-50.

Absent or not voting:

Messrs. Buell, Doron, Draper, Duus, Eckles, Estes, Homrighaus and Mitchell-8.

So the report was disagreed to.

Mr. Wilbur filed a motion to reconsider the vote whereby the conference report on Senate File No. 290 was disagreed to.

Mr. Wilson of Cass was excused until to morrow afternoon.

# INTRODUCTION OF BILLS.

By Mr. Curtis, House File No. 621, a bill for an act to amend section 35, chapter 211 of the acts of the Sixth General Assembly, relative to publishing the ordinances of Comanche.

The bill was read first and second times.

Mr. Curtis moved that the rules be suspended, the bill considered engrossed and read a third time now.

Carried.

The bill was read a third time.

The question being shall the bill pass?

The yeas were:

Messrs. Agnew, Anderson of Hamilton, Anderson of Warren, Ball, Beem, Berryhill, Blythe, Buell, Burgess, Byers, Calvin, Chantry, Chap-

man, Craig, Cummins, Curtis, Custer, Darnall, Davie, Dayton, Eilers, man, Craig, Cummins, Curtis, Custer, Darnall, Davie, Dayton, Ellers, Evans, Fillmore, Foley, Hall, Hamilton, Hart, Hauser, Head, Hipwell, Hobbs, Homrighaus, Hospers, Hotchkiss, Hunter, Jolly, Jones, Kennan, Kline, Larson, Lewis, Limback, Lockin, Luke, Mahoney, McFarland, Moore, Nelson, Nicoll, Oakman, Owen, Parkhurst, Paschal, Piatt, Rice, Riley, Roach, Robb, Roberts, Robeson, Roe, Roundy, Rowan, Russell, Schleicher, Shipley, Steele, Slosson, Smith, Teale, Theophilus, Thompson, Thornburg, Thorniley, Tipton, Townsend, Wagner, Walker, Wilbur, Wilson of Butler, Wilson of Case Woods Wyckoff Wyman, Vargey and Mr. Speeker 85 Cass, Woods, Wyckoff, Wyman, Yergey and Mr. Speaker-85.

The nays were none:

Absent or not voting:

Messrs. Ball, Brown, Clarke, Crooks, Dietz, Dobson, Doron, Draper, Daus, Eckles, Estes, Field, Horton, Mack and Mitchell-15.

ordered printed.

#### SPECIAL OBDER.

On motion of Mr. Hall, House File No. 34 was made a special order to follow House File No. 92.

Substitute for House File No. 92, a bill for an act to apportion the State into representative districts, and declaring the ratio of representation.

Amendment by Mr. Rice to section 1, to strike out the word "twenty four" and insert the word "twenty-one."

On motion of Mr. Craig the House adjourned.

# AFTERNOON SESSION.

House reconvened at 2 P. M. Speaker in the chair.

#### REPORTS OF COMMITTEES.

Mr. Brown, from the Committee on Engrossed Bills, submitted the following report:

ME. SPEAKEE-Your Committee on Engrossed Bills respectfully report that they have examined and find correctly engrossed:

House File No. 327, a bill for an act to amend chapter 104 of the acts of the Twenty first General Assembly.

House File No. 6, a bill for an act to regulate the manner of issuing or paying city warrants in cities of the first and second class, and cities organized under special charter.

House File No. 343, a bill for an act to amend section 1584 of the Code of 1873, relative to the State appropriation to defray the expenses of county normal institutes.

House File No. 435, a bill for an act to amend section 2, chapter 168, acts of the Nineteenth General Assembly, in regard to admission to the practice of law.

House File No. 409, a bill for an act to amend section 1381, chapter 1, title 11, of the Code of 1873, empowering the Board of Supervisors of a county to make a transfer from unappropriated bridge funds for support of poor and for other county purposes.

House File No. 359, a bill for an act to change the burden of proof in actions grounded upon the negligence of corporations.

W. BROWN, Chairman.

Mr. Roach from the Committee on Judiciary, reported House File No. 615, recommending indefinite postponement.

Also, House File No. 568, recommending indefinite postponement. Also, House File No. 556, recommending indefinite postponement. Also, Senate File No. 390, recommending indefinite postponement. Passed on file.

Mr. Calvin from the Committee on County and Township Organization, reported House File No. 607, recommending passage.

Also, House File No. 595, recommending indefinite postponement. Passed on file.

Mr. Kennan from the Committee on Soldiers and Orphans Home,

reported House File No. 612, recommending indefinite postponement, another bill on the same subject, being before the House.

Mr. Riley from the Committee on Municipal Corporations, reported House File No. 517, recommending passage.

Also, House File No. 379, with amendments, recommending passage.

Passed on file.

# RECONSIDERATION.

Mr. Head called up his motion to reconsider the vote, whereby the concurrent resolution for final adjournment April 10th, was adopted.

Upon this motion, Messrs. Custer and Darnall demanded the yeas and nays.

The yeas were:

Messrs. Agnew, Anderson of Hamilton, Anderson of Warren, Ball, Beem, Berryhill, Brown, Byers, Chantry, Chapman, Crooks, Custer, Darnall, Dayton, Dobson, Eilers, Field, Foley, Hall, Hamilton, Hauser, Head, Hobbs, Hunter, Jolly, Jones, Kennan, Kline, Lewis, Lockin, Luke, Mack, Mahoney, McFarland, Nelson, Nicoll, Oakman, Paschal, Rice, Riley, Roach, Robeson, Shipley, Smith, Teale, Thornburg, Thorniley, Walker, Woods, Wyckoff and Mr. Speaker—51.

The nays were:

Messrs. Blythe, Buell, Burgess, Calvin, Craig, Cummins, Curtis, Davie, Dietz, Duus, Evans, Hart, Hipwell, Horton, Hospers, Hotchkiss, Larson, Limback, Mitchell, Moore, Owen, Parkhurst, Piatt, Robb, Roberts, Roe, Roundy, Russell, Schleicher, Steele, Slosson, Thompson, Tipton, Townsend, Wagner, Wilson of Butler and Yergey -37.

Absent or not voting:

Messrs. Clarke, Doron, Draper, Eckles, Estes, Fillmore, Homrighaus, Rowan, Theophilus, Wilbur, Wilson of Cass and Wyman -19.

So the motion prevailed.

The question recurring upon the resolution.

Amendment by Mr. Teale, for adjournment Friday, April 13th, at 8 P. M.

Mr. Lewis moved that the resolution and amendment lie on the table subject to call.

Carried.

Mr. Wyman was granted leave of absence indefinitely.

Mr. Darnall in the chair.

Enrolling Committee excused for the day.

# SPECIAL OBDER.

Consideration of substitute for House File No. 92 continued.

The question being upon amendment by Mr. Rice.

Messrs. Head and Roe demanded the yeas and nays.

The yeas were:

Messrs. Beem, Buell, Burgess, Craig, Davie, Dayton, Dietz, Duus, Kilers, Foley, Hamilton, Hart, Hipwell, Horton, Hotchkiss, Jolly, Kennan, Kline, Mitchell, Owen, Paschal, Piatt, Rice, Robb, Roe, Roundy, Russell, Theophilus, Thompson and Woods-30. The nays were:

Messrs. Agnew, Anderson of Hamilton, Anderson of Warren, Ball, Berryhill, Blythe, Brown, Byers, Calvin, Chantry, Chapman, Crooks, Curtis, Custer, Darnall, Dobson, Evans, Field, Hall, Hauser, Head, Hobbs, Homrighaus, Hospers, Hunter, Jones, Larson, Lewis, Lockin, Mack, Mahoney, McFarland, Moore, Nelson, Nicoll, Oakman, Parkhurst, Riley, Roach, Roberts, Robeson, Schleicher, Shipley, Steele, Slosson, Smith, Teale, Thornburg, Thorniley, Tipton, Townsend, Walker, Wilbur, Wilson of Butler, Wyckoff and Mr. Speaker-56.

Absent or not voting:

Messrs. Clarke, Cummins, Doron, Draper, Eckles, Estes, Fillmore, Limback, Luke, Rowan, Wagner, Wilson of Cass, Wyman and Yergey-14.

So the amendment was lost.

The Speaker in the chair.

Amendment by Mr. Burgess to strike out all after the enacting clause and insert the following:

Section 1. That one representative for every eighteen thousand inhabitants is hereby constituted the ratio of apportionment, and that each representative district shall be as hereinafter described.

Sec. 2. Lee county shall be the first district and entitled to two representatives, 34,024.

Sec. 3. Des Moines county shall be the second district and entitled to two representatives, 35,733.

Sec. 4. Henry county shall be the third district and entitled to one representative, 17,862.

Sec. 5. Jefferson county shall be the fourth district and entitled to one representative, 15,995.

Sec. 6. Van Buren county shall be the fifth district and entitled to one representative, 16,170.

Sec. 7. Wapello county shall be the sixth district and entitled to one representative, 25,803.

Sec. 8. Davis county shall be the seventh district and entitled to one representative, 15,183.

Sec. 9. Monroe county shall be the eighth district and entitled to one representative, 12,324.

Sec. 10. Appanoose county shall be the ninth district and entitled to one representative, 16,941.

Sec. 11. Lucas county shall be the tenth district and entitled to one representative, 14,791.

Sec. 12. Wayne county shall be the eleventh district and entitled to one representative, 15,494.

Sec. 13. Clarke county shall be the twelfth district and entitled to ne representative, 11,369.

Sec. 14. Decatur county shall be the thirteenth district and entitled to one representative, 15,083.

Sec. 15. Union county shall be the fourteenth district and entitled to one representative, 16,503. Sec. 16. Ringgold county shall be the fifteenth district and entitled to one representative, 12,730.

Sec. 17. Adams county shall be the sixteenth district and entitled to one representative, 12,146.

Sec. 18. Taylor county shall be the seventeenth district and entitled to one representative, 15,973.

Sec. 19. Montgomery county shall be the eighteenth district and entitled to one representative, 15,901.

Sec. 20. Page county shall be the nineteenth district and entitled to one representative, 20,938.

Sec. 21. Mills county shall be the twentieth district and entitled to one representative, 13,727.

Sec. 22. Fremont county shall be the twenty-first district and entitled to one representative, 15,921.

Sec. 23. Pottawattamie county shall be the twenty second district and entitled to two representatives, 45,866.

Sec. 24. Cass county shall be the twenty-third district and entitled to one representative, 18,019.

Sec. 25. Adair county shall be the twenty-fourth district and entitled to one representative, 14,102.

Sec. 26. Madison county shall be the twenty fifth district and entitled to one representative, 16,240.

Sec. 27. Warren county shall be the twenty sixth district and entitled to one representative, 17,868.

Sec. 28. Marion county shall be the twenty seventh district and entitled to one representative, 23,419.

Sec. 29. Mahaska county shall be the twenty-eighth district and entitled to one representative, 27,131.

Sec. 30. Keokuk county shall be the twenty-ninth district and entitled to one representative, 23,318.

Sec. 31. Washington county shall be the thirthieth district and entitled to one representative, 18,504.

Sec. 32. Louisa county shall be the thirty-first district and entitled to one representative, 11,926.

Sec. 33. Muscatine county shall be the thirty second district and entitled to one representative, 24,320.

Sec. 34. Scott county shall be the thirty third district and entitled to two representatives, 41,956.

Sec. 35. Cedar county shall be the thirty-fourth district and entitled to one representative, 17,832.

Sec. 36. Johnson county shall be the thirty-fifth district and entitled to one representative, 23,046.

Sec. 37. Iowa county shall be the thirty-sixth district and entitled to one representative, 18,190.

Sec. 38. Poweshiek county shall be the thirty-seventh district and entitled to one representative, 18,203.

Sec. 39. Jasper county shall be the thirty-eighth district and entitled to one representative, 25,247.

- Sec. 40. Polk county shall be the thirty ninth district and entitled to two representatives, 51,907.

Sec. 41. Dallas county shall be the fortieth district and entitled to one representative, 20,050.

[APBIL 4,

Sec. 49. Guthrie county shall be the forty-first district and entitled to one representative, 16,439.

Sec. 43. Audubon county shall be the forty-second district and entitled to one representative, 10,825.

Sec. 44. Shelby county shall be the forty-third district and entitled to one representative, 16,306.

Sec. 45. Harrison county shall be the forty-fourth district and entled to one representative, 20,560.

Sec. 46. Monona county shall be the forty-fifth district and entitled to one representative, 12,178.

Sec. 47. Crawford county shall be the forty-sixth district and entitled to one representative, 16,131.

Sec. 48. Carroll county shall be the forty-seventh district and entitled to one representative, 16,329.

Sec. 49. Greene county shall be the forty eighth district and entitled to one representative, 15,923.

Sec. 50. Boone county shall be the forty-ninth district and entitled to one representative, 24,972.

Sec. 51. Story county shall be the fiftieth district and entitled to one representative, 17,527.

Sec. 52. Marshall county shall be the fifty-first district and entitled to one representative, 25,036.

Sec. 53. Tama county shall be the fifty-second district and entitled to one representative, 21,622.

Sec. 54. Benton county shall be the fifty third district and entitled to one representative, 23,902.

Sec. 55. Linn county shall be the fifty-fourth district and entitled to two representatives, 40,720.

Sec. 56. Jones county shall be the fifty fifth district and entitled to one representative, 19,654.

Sec. 57. Clinton county shall be the fifty sixth district and entitled to two representatives, 38,661.

Sec. 58. Jackson county shall be the fifty seventh district and entitled to one representative, 22,839.

Sec. 59. Dubuque county shall be the fifty-eighth district and entitled to two representatives, 45,496.

Sec. 60. Delaware county shall be the fifty-ninth district and entitled to one representative, 17,436.

Sec. 61. Buchanan county shall be the sixtieth district and entitled to one representative, 17,728.

Sec. 62. Black Hawk county shall be the sixty-first district and entitled to one representative, 23,860.

Sec. 63. Grundy county shall be the sixty second district and entitled to one representative, 12,304.

Sec. 64. Hardin county shall be the sixty third district and entitled to one representative, 18,526.

Sec. 65. Hamilton county shall be the sixty fourth district and entitled to one representative, 14,075.

Sec. 66. Webster county shall be the sixty-fifth district and entitled to one representative, 19,987.

Sec. 67. Calhoun county shall be the sixty-sixth district and entitled to one representative, 9,836. 1888.]

Sec. 68. Sac county shall be the sixty seventh district and entitled to one representative, 12,741.

Sec. 69. Ida county shall be the sixty-eighth district and entitled to one representative, 9,012.

Sec. 70. Woodbury county shall be the sixty-ninth district and be entitled to two representatives, 32,289.

Sec. 71. Plymouth county shall be the seventieth district and be entitled to one representative, 15,481.

Sec. 72. Sioux county shall be the seventy-first district and be entitled to one representative, 11,584.

Sec. 73. Cherokee county shall be the seventy second district and entitled to one representative, 12,584.

Sec. 74. O'Brien, Osceola and Lyons counties shall be the seventythird district and entitled to one representative, 16,390.

Sec. 75. Buena Vista county shall be the seventy fourth district and entitled to one representative, 11,530.

Sec. 76. Clay, Palo Alto, Emmet and Dickinson counties shall be the seventy fifth district and entitled to one representative, 13,769.

Sec. 77. Pocahontas and Humboldt counties shall be the seventysixth district and entitled to one representative, 14,217.

Sec. 78. Wright county shall be the seventy-seventh district and entitled to one representative, 9,380.

Sec. 79. Kossuth county shall be the seventy-eighth district and entitled to one representative, 9,837.

Sec. 80. Hancock, Winnebago and Worth counties shall be the seventy-ninth district and entitled to one representative, 18,925.

Sec. 81. Cerro Gordo county shall be the eightieth district and entitled to one representative, 12,688.

Sec. 89. Franklin county shall be the eighty-first district and entitled to one representative, 11,824.

Sec. 83. Butler county shall be the eighty second district and entitled to one representative, 14,523.

Sec. 84. Bremer county shall be the eighty-third district and entitled to one representative, 14,350.

Sec. 85. Fayette county shall be the eighty-fourth district and entitled to one representative, 22,422.

Sec. 86. Clayton county shall be the eighty-fifth district and entitled to one representative, 26,853.

Sec. 87. Allamakee county shall be the eighty-sixth district and entitled to one representative, 18,385.

Sec. 88. Winneshiek county shall be the eighty-seventh district and entitled to one representative, 22,680.

Sec. 89. Chickasaw county shall be the eighty-eighth district and entitled to one representative, 13,899.

Sec. 90. Howard county shall be the eighty-ninth district and entitled to one representative, 9,805.

Sec. 91. Floyd county shall be the ninetieth district and entitled to one representative, 15,362.

Sec. 92. Mitchell county shall be the ninety-first district and entitled to one representative, 12,825.

Upon the adoption of this amendment Messrs. Burgess and Deits demanded the yeas and nays.

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The yeas were:

Messrs. Beem, Buell, Burgess, Clarke, Craig, Cummins, Davie, Dayton, Dietz, Duus, Evans, Eilers, Foley, Hamilton, Hart, Hipwell, Horton, Hotchkiss, Jolly, Kennan, Kline, Limback, Mitchell, Moore, Owen, Piatt, Rice, Riley, Robb, Robeson, Roe, Roundy, Rowan, Russell, Theophilus, Thompson, Wagner, Woods and Wyckoff—39.

The nays were:

Messrs. Agnew, Anderson of Hamilton, Anderson of Warren, Ball, Berryhill, Blythe, Brown, Byers, Calvin, Chantry, Chapman, Crooks, Custer, Darnall, Dobson, Field, Fillmore, Hall, Hauser, Head, Hobbs, Homrighaus, Hospers, Hunter, Jones, Larson, Lewis, Lockin, Mahoney, McFarland, Nelson, Nicoll, Oakman, Parkhurst, Paschal, Roach, Roberts, Schleicher, Shipley, Steele, Slosson, Smith, Teale, Thornburg, Thorniley, Tipton, Townsend, Walker, Wilbur, Wilson of Butler, Yergey and Mr. Speaker-52.

Absent or not voting:

Messrs. Curtis, Doron, Draper, Eckles, Estes, Luke, Mack, Wilson of Cass and Wyman-9.

So the amendment was lost.

The question being upon the adoption of the substitute for the original bill the yeas and nays were demanded.

Mr. Beem explained his vote as follows:

ME. SPEAKEE—The passage of the committee bill is an arbitrary exercise of the power of a majority. It has not even the plea of necessity in its favor, as the dominant party has a clear majority on a legal apportionment. It puts the so-called law and order party in the attitude of violating the constitution. It is unconstitutional and even nullifies its own provisions. It violates the rights of a minority. In addition to this my vote for the bill would be a perjured one. I therefore note no.

Mr. Riley explained his vote as follows:

ME. SPEAKER—In voting to adopt the committee substitute for House File No. 92, I do so that the substitute may be amended by reducing the ratio of representation, and making a more equitable apportionment thereunder. I vote yea.

Mr. Speaker explained his vote as follows:

This Legislature is charged by the constitution with the duty of fixing the ratio of representation for the election of representatives to the next General Assembly. It is also charged with the duty of forming into representative districts those counties which will not be entitled singly to a representative, and give to each district so formed at least one representative. If the framers of the constitution had intended to provide that counties not having one half of the ratio so fixed should not have a representative as is claimed by the minority of this House, they would have distinctly so provided; they did not do so. The matter is left by the constitution to the discretion of the legislature. I therefore vote yea on the adoption of this substitute.

The yeas were:

Messrs. Agnew, Anderson of Warren, Ball, Berryhill, Blythe, Byers, Chantry, Chapman, Crooks, Curtis, Custer, Darnall, Dobson, Field, Hall, Hauser, Head, Hobbs, Homrighaus, Hospers, Hunter, Jones, Larson, Mack, Mahoney, McFarland, Moore, Nelson, Oakman, Riley, Roach, Roberts, Robeson, Schleicher, Shipley, Steele, Slosson, Smith, Thornburg, Thorniley, Townsend, Walker, Wilbur, Wilson of Butler and Mr. Speaker-45.

The nays were:

Messrs. Anderson of Hamilton, Beem, Buell, Burgess, Calvin, Clarke, Craig, Cummins, Davie, Dayton, Dietz, Duus, Eilers, Fillmore, Foley, Hamilton, Hart, Hipwell, Horton, Hotchkiss, Jolly, Kennan, Kline, Limback, Lookin, Mitchell, Nicoll, Owen, Parkhurst, Paschal, Piatt, Rice, Robb, Roe, Roundy, Rowan, Russell, Theophilus, Thompson, Tipton, Wagner, Woods, Wyckoff and Yergey-44.

Absent or not voting:

Messrs. Brown, Doron, Draper, Eckles, Estes, Evans, Lewis, Luke, Teale, Wilson of Cass and Wyman-11.

So the substitute was adopted.

The question being upon the engrossment of the bill as substituted.

Meesrs. Beem and Davie demanded the yeas and nays.

Mr. Brown explained his vote.

Mr. Cummins explained his vote.

Mr. Paschal explained his vote.

Mr. Robb explained his vote as follows:

ME. SPEAKEE—I believe this bill to be clearly unconstitutional. I should feel that I had violated my oath if I should vote aye and hence I vote no.

Mr. Thompson explained his vote as follows:

ME. SPEAKEE—When I took upon myself the oath of a legislator, I swore to support the Constitution of the State of Iowa. I cannot, as I read sections 35, 36 and 37 of article 3 of the Constitution, vote for this bill, which fixes the ratio of representation at 24,000 and makes 16 districts containing less than one half of that ratio. In my judgment, this measure is the very extreme of partisan unfairness and injustice, without a precedent or a parallel in history, and contrary to the fundamental principles of a free government, which demand equal representation for all the people of the State. I therefore vote "no."

Mr. Wilbur explained his vote.

Mr. Yergey explained his vote as follows:

ME. SPEAKER—When I came here I took an oath to support the Constitution of the United States and that of the State of Iowa, and believing to support this bill would be in violation of my oath, I vote "no."

Mr. Fillmore explained his vote.

The yeas were:

Messrs. Agnew, Ball, Berryhill, Blythe, Byers, Calvin, Chantry, Chapman, Crooks, Custer, Darnall, Dobson, Field, Hall, Hauser, Head, Hobbs, Homrighaus, Hunter, Jones, Lockin, Luke, Mahoney, McFarland, Moore, Nelson, Oakman, Roach, Roberts, Schleicher, Shipley, Steele, Slosson, Smith, Teale, Thornburg, Thorniley, Townsend, Walker, Wilbur, Wilson of Butler and Mr. Speaker-42.

The nays were:

Messrs. Anderson of Hamilton, Anderson of Warren, Beem, Brown, Buell, Burgess, Clarke, Craig, Cummins, Curtis, Davie, Dayton, Dietz, Duus, Eilers, Evans, Fillmore, Foley, Hamilton, Hart, Hipwell, Horton, Hospers, Hotohkiss, Jolly, Kennan, Kline, Larson, Lewis, Limback, Mitchell, Owen, Parkhurst, Paschal, Piatt, Rice, Riley, Robb, Robeson, Roe, Roundy, Rowan, Russell, Theophilus, Thompson, Tipton, Wagner, Woods, Wyckoff and Yergey-50.

Absent or not voting:

Messrs. Doron, Draper, Eckles, Estes, Mack, Nicoll, Wilson of Cass and Wyman-8.

So the bill was lost on engrossment.

Mr. Riley filed a motion to reconsider the vote whereby House File No. 92 was lost on engrossment.

Mr. Smith filed a motion to reconsider the vote whereby the Burgess amendment to House File No. 92 was lost.

#### RESOLUTIONS.

By Mr. Head:

Resolved, That the Committee on Appropriations are requested to report all appropriation bills to the House on or before Friday, April 6, 1888, at 2 o'clock P. M.

Adopted.

By Mr. Robb, concurrent resolution for investigation of the State University.

Laid over on motion of Mr. Head until 9 P. M., to-morrow.

# RECONSIDERATION.

Mr. Berryhill moved to reconsider the vote whereby the House agreed to Senate amendments to House File No. 10.

Carried.

Bill laid on table subject to call.

#### SPECIAL ORDER.

House File No. 34 considered.

Substitute by Mr. Chantry withdrawn.

Amendment by Mr. Clarke, to strike out in line 6 the word "three" and insert the word "two."

Upon this Messrs. Clarke and Robb demanded the yeas and nays. The yeas were:

Messrs. Clarke, Jolly, Robb and Shipley-4.

The nays were :

Messrs. Agnew, Anderson of Warren, Ball, Beem, Blythe, Brown, Buell, Burgess, Byers, Calvin, Chantry, Craig, Crooks, Cummins, Curtis, Custer, Darnall, Davie, Dayton, Dobson, Duus, Eilers, Evans, Field, Fillmore, Foley, Hall, Hamilton, Hart, Hauser, Head, Hipwell, Homrighaus, Horton, Hospers, Hotchkiss, Jones, Kennan, Larson, Lewis, Limback, Lookin, Mack, Mahoney, McFarland, Mitchell, Moore, Nelson, Nicoll, Oakman, Owen, Parkhurst, Paschal, Piatt, Riley, Roach, Roberts, Robeson, Roe, Roundy, Rowan, Russell, Schleicher, Steele, Slosson, Smith, Teale, Theophilus, Thompson, Thornburg, Thorniley, Tipton, Townsend, Wagner, Walker, Wilbur, Wilson of Butler, Woods, Wyckoff, Yergey and Mr. Speaker—81. Absent or not voting:

Messrs. Anderson of Hamilton, Berryhill, Chapman, Dietz, Doron, Draper, Eckles, Estes, Hobbs, Hunter, Kline, Luke, Rice, Wilson of Cass and Wyman-15.

So the amendment was lost.

Amendment by Mr. Thompson to add as section 2 the following: Section 2. All railroads in this State shall be classified according to the gross amount of their respective annual earnings within the State per mile for the preceding year as follows:

Class A shall include all railroads whose gross annual earnings per mile shall be \$6,000 or more.

Class B shall include all railroads whose gross annual earnings per mile shall be \$,4000 or any sum in excess thereof less than \$6,000.

Class C shall include all railroads whose gross annual earnings per mile shall be less than \$4,000.

All laws or parts of acts in conflict herewith are hereby repealed. Upon this Messrs. Smith and Slosson demanded the yeas and nays.

The yeas were:

Messrs. Anderson of Hamilton, Buell, Craig, Deitz, Evans, Foley, Hipwell, Kline and Thompson-9.

The nays were:

Messrs. Agnew, Anderson of Warren, Ball, Beem, Berryhill, Blythe, Brown, Byers, Calvin, Chantry, Chapman, Crooks, Cummins, Curtis, Darnall, Davie, Dobson, Duus, Eilers, Field, Fillmore, Hall, Hamilton, Hart, Hauser, Head, Hobbs, Homrighaus, Horton, Hospers, Jolly, Kennan, Larson, Lewis, Lockin, Mack, Mahoney, Mitchell, Moore, Nelson, Nicoll, Oakman, Owen, Parkhurst, Paschal, Piatt, Rice, Riley, Roach, Robb, Roberts, Robeson, Roe, Roundy, Russell, Schleicher, Shipley, Steele, Slosson, Smith, Teale, Theophilus, Thornburg, Thorniley, Tipton, Townsend, Wagner, Walker, Wilbur, Wilson of Butler, Woods, Wyckoff, Yergey and Mr. Speaker-73.

Absent or not voting:

Messrs. Burgess, Clarke, Custer, Dayton, Doron, Draper, Eckles, Estes, Hotchkiss, Hunter, Jones, Limback, Luke, McFarland, Rice, Rowan, Wilson of Cass and Wyman-18.

So the amendment was lost.

Amendment by Mr. Wilbur, to strike out all after the enacting clause and insert the following:

Sec. 1. That section 2, chapter 68, laws of the Fifteenth General Assembly, be and the same is hereby amended by striking out the word "three" in the 5th line after "Class A" and insert in lieu thereof "two and one half."

Also, strike out of same line the following after "Class B" and one-half; also after "Class C" strike out "four" and insert "three and one-half."

Sec. 2. All railroads selling or offering for sale mileage tickets for use upon their lines of roads in Iowa, shall place and keep on sale at all their regular ticket offices such mileage tickets which shall be good in the hands of any person for transportation for himself or any other person over the lines of said roads from date of issuance until used. Upon this Messrs. Wilbur and Blythe demanded the yeas and nays. Mr. Wilbur in the chair.

Mr. Teale moved the previous question.

Carried.

The question being upon the amendment by Mr. Wilbur.

Mr. Anderson of Warren explained his vote. .

Mr. Brown explained his vote.

Mr. Custer explained his vote.

Mr. Fillmore explained his vote.

Mr. Jolly explained his vote.

Mr. Schleicher explained his vote as follows:

ME. SPEAKEE-Believing that if this amendment is not adopted we will get no legislation at all, I vote aye.

Mr. Smith explained his vote.

Mr. Moore explained his vote as follows:

I am in favor of House File No. 373 which gives the railroad commissioners proper authority to regulate freight and fares, and I believe they can so regulate with justice to all better than this legislature can.

The yeas were:

Messrs. Anderson of Hamilton, Anderson of Warren, Blythe, Calvin, Chantry, Chapman, Cummins, Curtis, Evans, Hauser, Hipwell, Hospers, Kennan, Kline, Larson, Limback, Luke, Mitchell, Nelson, Oakman, Parkhurst, Piatt, Riley, Roberts, Rowan, Steele, Thompson, Townsend, Wagner, Wilbur, Wilson of Butler and Woods-32.

The nays were:

Messrs. Agnew, Ball, Beem, Berryhill, Brown, Buell, Byers, Clarke, Crooks, Custer, Darnall, Davie, Dayton, Dietz, Dobson, Duus, Eilers, Field, Fillmore, Foley, Hall, Hamilton, Hart, Head, Homrighaus, Horton, Hotchkiss, Hunter, Jolly, Jones, Lewis, Lockin, Mack, Mahoney, McFarland, Moore, Nicoll, Owen, Paschal, Roach, Robb, Robeson, Roe, Roundy, Russell, Schleicher, Shipley, Slosson, Smith, Teale, Theophilus, Thornburg, Thorniley, Tipton, Walker, Wyckoff, Yergey and Mr. Speaker-58.

Absent or not voting:

Messrs. Burgess, Craig, Doron, Draper, Eckles, Estes, Hobbs, Rice, Wilson of Cass and Wyman-10.

So the amendmeet was lost.

Amendment by Mr. Head to add as section 2: Provided, that a charge of ten cents may be added to the fare of any passenger when the same is paid on the cars if a ticket might have been procured within ten minutes before the departure of the train the said ten cents to be refunded by means of a rebate ticket at the station where the passenger departs from the cars which rebate ticket shall state the amount of fare paid.

Lost.

Mr. Hall moved that the rules be suspended, the bill considered engrossed and read a third time now.

Carried.

The bill was read a third time.

The question being shall the bill pass?

Mr. Ball explained his vote as follows:

ME. SPEAKER—The testimony of the representatives of the railroads being that the average rate paid by passengers on first-class roads is but two and three tenths cents per mile the reduction proposed by this bill is so small and as the benefits derived from said reduction will be received by the local travel which alone pays full fare at present, I therefore vote "aye."

Mr. Moore explained his vote as follows:

ME. SPEAKEE—Passenger fares are mostly paid by people of means and leisure and parties living outside of our State; any reduction in passenger fare means so much increase in freight on our goods and products. Under House File No. 373, the railroad commissioners' have the authority and can regulate fares and freights with more wisdom and justice than this legislature can.

Mr. McFarland explained his vote as follows:

ME. SPEAKEE—I vote no on this bill because I am interested in a reduction of freight rates, and believe that the people of my section are more interested in freight rates than passenger fares. If this bill becomes a law we could not reasonably expect the Commissioners to give the relief on freight rates that they will give if passenger rates are not disturbed. This bill proposes a cut of about two million dollars (\$2,000,000). I do not know whether the railroads can stand it or not, but I do know that my section and my constituents get no benefit from the cut, and I further know that the railroads will endeavor to recoup on inter State freight rates, and in that case the loss would be sustained by the producer whose products mostly find a market out of the State. Besides, I feel that as an experiment legislation has gone quite far enough along this line.

Mr. Thompson explained his vote.

Mr. Riley explained his vote as follows:

ME. SPEAKEE—In the passage of House File No. 373 I believe the Railroad Commissioners are enabled to correct many of the abuses from which numerous complaints against railroad companies have arisen. I regard the reduction of freight rates as of more importance to the people of Iowa than that of passenger rates.

To pass this bill will greatly reduce the revenues of the railroad companies, and in fixing the rates for carrying freight the Railroad Commissioners would be likely to take, and to some extent justified in taking into consideration this fact and that alone would serve to keep up the freight rates. This bill will benefit travelers more than farmers, therefore I vote "no."

Mr. Wilbur explained his vote as follows:

ME. SPEAKEE—Believing that the people of Iowa are more desirous of reducing freight rates than passenger rates and believing that so great a reduction in the passenger rates, will of necessity tend toward an increase of freight-rates and work to the detriment of the very class of people we hope to benefit, namely the producers and consumers and believing that the class to be benefited by this bill, namely, the travelling public will be better satisfied with efficient and safe service, than to know that they have been saved a few cents in the cost of the ride, at the expense of comfort and safety. I vote no.

Mr. Luke explained his vote as follows:

MR. SPEAKER—I vote against this bill, because I believe that the people of this State and particularly those engaged in agricultural pursuits, are much more interested in a reduction of freight than passenger rates.

Such a material reduction of passenger fares as is proposed by this bill, will in my judgment, prevent or tend to prevent the large reduction in local freight rates, that the people now demand and ought to have, and which I believe they will secure under the provisions of House File No. 373, if the income of the railroads from passenger traffic is not materially reduced.

The yeas were:

Messrs. Agnew, Anderson of Warren, Ball, Beem, Berryhill, Blythe, Brown, Burgess, Byers, Calvin, Chantry, Clarke, Crooks, Custer, Darnall, Davie, Dayton, Dobson, Duus, Eilers, Field, Fillmore, Foley, Hall, Hamilton, Hart, Head, Hobbs, Horton, Hospers, Hotchkiss, Hunter, Jolly, Kline, Lewis, Lockin, Mack, Mahoney, Nelson, Nicoll, Owen, Paschal, Piatt, Roach, Robb, Roberts, Robeson, Roe, Roundy, Russell, Shipley, Slosson, Smith, Teale, Theophilus, Thompson, Thornburg, Thorniley, Tipton, Wagner, Walker, Wilson of Butler, Woods, Wyckoff, Yergey and Mr. Speaker—66.

The nays were:

Messrs. Anderson of Hamilton. Buell, Cummine, Curtis, Evans, Hauser, Hipwell, Homrighaus, Kennan, Larsov, Limback, Luke, McFarland, Moore, Oakman, Parkhurst, Riley, Townsend and Wilbur-19.

Absent or not voting:

Messrs. Chapman, Craig, Dietz, Doron, Draper, Eckles, Estes, Jones, Mitchell, Rice, Rowan, Schleicher, Steele, Wilson of Cass and Wyman-15.

So the bill passed and the title was agreed to.

## REPORTS OF COMMITTEES.

Mr. Hall, from the Conference Committee on Senate File No. 7, submitted the following report:

ME. SPEAKEE—The committees appointed by the President of the Senate and Speaker of the House, respectively, to act as a Joint Conference Committee on Senate File No. 7 with amendments, beg leave to report as follows, to-wit: That the amendment to Senate File offered by Mr. Hall and adopted by the House and rejected by the Senate, be substituted by the following amendment, viz: By adding to the end of section 1 of the bill as engrossed by the Senate, the following, viz: "Provided, however, that this act shall not be so construed as to compel a railway company operating a third class railway to fence its road through the land of any farmer or other person, who by written agreement with said company has waived or may waive the fencing of said road through such land.

"Provided further, however, that at any points where third class roads are not released by written agreement from building fence as herein provided for, and fences are built on both sides of railway

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track at such points, cattle guards shall be so constructed at such points as to prevent stock from going upon said track so fenced.

J. D. MCVAY, G. L. FINN, WM. G. KENT, On behalf of Senate. JOHN C. HALL, WM. THEOPHILUS, J. C. LOCKIN, On behalf of House.

Passed on file.

Mr. Hunter, from the Committee on Enrolled Bills, submitted the following report:

ME. SPEAKEE-Your Committee on Enrolled Bills respectfully report that they have examined and find correctly enrolled:

House File No. 373, an act to regulate railroad corporations and other common carriers in this State, and to increase the powers and further define the duties of the Board of Railroad Commissioners in relation to the same, and to prevent and punish extortion and unjust discrimination in the rates charged for the transportation of passengers and freights on railroads in this State; and to prescribe a mode of procedure and rules of evidence in relation thereto; and to repeal section 11, of chapter 77, of the acts of the Seventeenth General Assembly, in relation to the Board of Railroad Commissioners, and all laws in force in direct conflict with the provisions of this act.

HUNTER, Chairman.

The Speaker signed the bill in the presence of the House.

#### MESSAGE FROM THE SENATE.

The following message was received from the Senate:

ME. SPEAKEE—I am directed to inform your honorable body that the Senate has passed the following bills, in which the concurrence of the House 1s asked:

Senate File No. 367, a bill for an act to amend sections 8, 9, 10 and 14, chapter 21, acts of the Twentieth General Assembly of the State of Iowa.

Also, has amended and passed House File No. 113, a bill for an act to provide for the payment of wages of workmen employed in mines in the State of Iowa in lawful money of the United States, and to protect said workmen in the management and control of their own earnings.

Also, has concurred in House File No. 621, a bill for an act to amend section 35, chapter 211, of the acts of the Sixth General Assembly, relative to publishing ordinances of the city of Comanche.

Also, asks the concurrence of the House to Senate File No. 139, a bill for an act to amend chapter 165 of the acts of the Seventeenth General Assembly, relating to capital punishment.

Also, asks the concurrence of the House to Senate File No. 85, a bill for an act for the punishment of pools, trusts and conspiracies and as to evidence in such cases.

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Also, that the Senate has concurred in House File No. 1, a bill for an act to provide for the formation of independent school districts.

Also, that the Senate has passed the following House bills with amendments:

House File No. 24, a bill for an act to establish a uniform system of weighing coal at the mines of this State, and to punish certain irregularities connected therewith.

House File No. 55, a bill for an act to amend chapter 21 of the acts of the Twentieth General Assembly, providing for the weighing of coal at mines.

Also, that the Senate has concurred in House amendments to Senate File No. 251, a bill for an act to amend, revise and consolidate the various acts relating to the public printing and binding, and the publication and distribution of the public documents and the journals of the two houses.

Also, the Senate has adopted the report of the second conference committee on Senate File No. 290, relative to the levy of the extra half mill State tax and making it apply to the years 1888 and 1889.

Also, the Senate has adopted the report of the conference committee on Senate File No. 7, a bill for an act requiring railroad companies to fence their tracks within the State of Iowa, and to keep the same in good repair.

C. H. BROCK, Secretary.

#### RESOLUTIONS.

By Mr. Riley:

Resolved, That when this House adjourns it shall be to meet this evening at 7:30.

Adopted.

By Mr. Smith:

Resolved, That this House shall hold evening sessions regularly each legislative day till final adjournment, beginning Thursday evening; all such sessions to begin at 7:30 P. M., unless otherwise ordered by a majority of the members present and voting.

Adopted.

On motion of Mr. Beem the House adjourned.

# EVENING SESSION.

House reconvened at 7:30 P. M.

The Speaker in the chair.

Mr. Riley moved that a committee of three be appointed to notify the Senate that the House is ready to meet it in joint convention.

Carried.

The Speaker appointed Messrs. Riley, Roe and Piatt.

#### SENATE MESSAGES CONSIDERED.

Senate File No. 139.

Read first and second times and passed on file.

Senate File No. 35.

Read first and second times and passed on file.

Senate File No. 367.

Read first and second times and passed on file.

Mr. Roe from the committee to notify the Senate reported the performance of its duty.

Mr. Smith in the chair.

#### ENGROSSED BILLS.

House File No. 6, a bill for an act to regulate the manner of issuing or paying city warrants in cities of the first and second class, and cities organized under special charter.

The question being shall the bill be read a third time? Carried.

The bill was read a third time.

The question being shall the bill pass?

The yeas were:

Messrs. Agnew, Anderson of Hamilton, Anderson of Warren, Ball, Beem, Berryhill, Blythe, Brown, Byers, Calvin, Chantry, Cummins, Curtis, Dayton, Dobson, Duus, Evans, Field, Hamilton, Hauser, Hobbs, Horton, Hospers, Jolly, Kennan, Kline, Larson, Lewis, Luke, Mack, Mahoney, McFarland, Moore, Nelson, Nicoll, Oakman, Owen, Paschal, Piatt, Riley, Roach, Bobb, Roberts, Robeson, Roe, Roundy, Russell, Schleicher, Shipley, Steele, Slosson, Smith, Teale, Thornburg, Thorniley, Tipton, Townsend, Walker, Wilson of Butler, Woods, Wyckoff, Yergey and Mr. Speaker-63.

The nays were none.

Absent or not voting:

Messrs. Buell, Burgess, Chapman, Clarke, Craig, Crooks, Custer, Darnall, Davie, Dietz, Doron, Draper, Eckles, Eilers, Estes, Fillmore, Foley, Hall, Hart, Head, Hipwell, Homrighaus, Hotohkiss, Hunter, Jones, Limback, Lookin, Mitchell, Parkhurst, Rice, Rowan, Theophilus, Thompson, Wagner, Wilbur, Wilson of Cass and Wyman-37.

So the bill passed and the title was agreed to.

The honorable Senate was announced and received in joint convention.

#### JOINT CONVENTION.

The Joint Convention was called to order by Lieutenant Governor Hull, who announced that the convention was met for the purpose of electing a State Printer and a State Binder, and appointed Senator Price as teller on the part of the Senate.

The Speaker announced Mr. Riley as teller on the part of the House.

Senator Woolson moved that the Convention proceed to elect, first a State Printer and then a State Binder.

Carried.

For State Printer, Senator Meservey placed in nomination Geo. H. Ragedale.

Mr. Beem placed in nomination W. R. Hollingsworth.

The roll was called with the following result:

| Whole number of votes cast            | 110 |
|---------------------------------------|-----|
| Of which Geo. H. Ragsdale received    | 88  |
| Of which W. B. Hollingsworth received |     |

Those voting for Geo. H. Ragsdale were:

Messrs. Agnew, Anderson of Hamilton, Anderson of Warren, Ball, Barrett, Berryhill, Blythe, Brower, Brown, Byers, Caldwell, Calvin, Cassatt, Chantry, Chapman, Clarke of Kossuth, Clark of Page, Converse, Crooks, Cummins, Curtis, Davidson, Deal, Dobson, Dungan, Kvans, Field, Fillmore Finn, Funk, Gatch, Garlock, Hanchett, Harsh, Hauser, Head, Hobbs, Homrighaus, Hospers, Hutchison, Jones, Kennan, Larson, Lewis, Lockin, Luke, Mack, Mahoney, McCoy, McFarland, McVay, Meservey, Mills, Moore, Nelson, Nicoll, Oakman, Parrott, Paschal, Poyneer, Price, Redman, Reiniger, Riley, Roach, Robeson, Schleicher, Seeds, Shipley, Slosson, Smith of Mitchell, Steele, Teale, Thornburg, Thorniley, Tipton, Townsend, Vale, Walker, Weber, Weidman, Wilbur, Wilson of Butler, Woolson, Wyckoff, Yergey and Young-87.

Those voting for W. R. Hollingsworth were:

Messrs. Bayless, Beem, Bolter, Dayton, Dodge, Dooley, Hamilton, Horton, Jolly, Kegler, Kelly, Kent, Kline, Mattoon, Mitchell, Owen, Piatt, Robb, Roe, Russell, Taylor and Wagner-22.

Absent or not voting:

Messre. Barnett, Bills, Buell, Burgess, Chesebro, Craig, Custer, Darnall, Davie, Diets, Doron, Doud, Draper, Duus, Eckles, Eilers, Estes, Foley, Groneweg, Hall, Hart, Hipwell, Hotchkiss, Hunter, Knight, Lawrence, Limback, Parkhurst, Rice, Roberts, Roundy, Rowan, Schmidt, Smith of Linn, Sweney, Theophilus, Thompson, Wilson of Cass, Wolfe, Woods and Wyman-41.

Geo. H. Ragsdale having received a majority of all the votes cast for the office of State Printer, was declared duly elected to said office 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.

For State Binder, Mr. Berryhill on behalf of the Republicans, placed in nomination Otto Nelson.

Senator Bayless placed in nomination Col. Geo. H. Otis. The roll was called with the following result:

| Whole number of votes cast     | 107 |
|--------------------------------|-----|
| Of which Otto Nelson received  | 85  |
| Of which Geo. H. Otis received | 22  |

Those voting for Otto Nelson were:

Messrs. Agnew, Anderson of Hamilton Anderson of Warren. Ball, Barrett, Berryhill, Blythe, Brower, Brown, Byers, Caldwell, Calvin, Chantry, Chapman, Clarke of Kossuth, Clark of Page, Converse, Crooks, Cummins, Curtis, Davidson, Deal, Dobson, Dungan, Evans, Field, Fillmore, Finn, Funk, Garlock, Gatch, Hanchett, Harsh, Hauser, Head, Hobbs, Homrighaus, Hospers, Hutchison, Jones, Kelly, Kennan, Larson, Lewis, Lockin, Luke, Mack, Mahoney, McCoy, Mo-Farland, McVay, Meservey, Moore, Nelson, Nicoll, Oakman, Park-hurst, Parrott, Paschal, Poyneer, Price, Redman, Reiniger, Riley, Roach, Roberts, Robeson, Schleicher, Shipley, Slosson, Smith of Mitchell, Smith of Linn, Steele, Teale, Thornburg, Therniley, Tipton, Townsend, Vale, Walker, Weber, Weidman, Wilbur, Wilson of Butler, Woolson, Wyckoff, Yergey and Young-88.

Those voting for George H. Otis were:

Messrs. Bayless, Beem, Bolter, Burgess, Dayton, Dodge, Dooley, Hamilton, Horton, Jolly, Kegler, Kent, Mattoon, Mitchell, Owen, Piatt, Robb, Roe, Roundy, Russell, Taylor and Wagner-22.

Absent or not voting:

Messrs. Barnett, Bills, Buell, Cassett, Chesebro, Craig, Custer, Darnall, Davie, Dietz, Doron, Doud, Duus, Eckles, Eilers, Estes, Foley, Groneweg, Hall, Hart, Hipwell, Hotchkiss, Hunter, Kline, Knight, Lawrence, Limback, Mills, Rice, Rowan, Schmidt, Seeds, Sweney, Theophilus, Thompson, Wilson of Cass, Wolfe, Woods and Wyman-40.

Otto Nelson having recived a majority of all the votes cast for the office of State Binder, was declared duly elected to said office for the term of two years from and after the expiration of the term of the present incumbent and until his successor shall be elected and qualified.

1898.

The following certificates were signed and read in the presence of the convention.

# HALL OF THE HOUSE OF BEPBESENTATIVES, DES MOINES, IOWA, April 4, 1888. }

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 Wednesday, the 4th day of April,  $\blacktriangle$ . D. 1888, for the purpose of electing a State Printer, George a Ragsdale 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 4th day of April, A. D. 1888.

J. A. T. HULL, President of the Senate.

W. H. REDMAN, Speaker of the House of Representatives.

ATTEST:

RICHARD PRICE,

Teller of the Senate.

L. A. RILEY,

Teller of the House of Representatives.

# HALL OF THE HOUSE OF REPRESENTATIVES, DES MOINES, IOWA, April 4, 1888. }

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 Wednesday, the 4th day of April,  $\blacktriangle$ . D. 1888, for the purpose of electing a State Binder, Otto Nelson, 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 the presence of the joint convention this 4th day of April, A. D. 1888.

J. A. T. HULL, President of the Senate.

W. H. REDMAN, Speaker of the House of Representatives.

ATTEST:

RICHAED PRICE, Teller of the Senate.

L. A. RILEY,

Teller of the House of Representatives.



The journal of the joint convention was read and approved.

On motion of Senator Young the joint convention dissolved.

The House reconvened at 8:16 P. M.

The Speaker in the chair.

On motion of Mr. Head the rules were suspended and Senate File No. 376, a bill for an act to legalize the incorporation of the town of Lohrville, and the corporate acts and ordinances thereof be taken up.

The question being, shall the bill be read a third time. Carried.

The bill was read a third time.

The question being shall the bill pass?

The yeas were:

Messrs. Agnew, Anderson of Hamilton, Anderson of Warren, Ball, Beem, Berryhill, Blythe, Brown, Burgess, Byers, Calvin, Chantry, Chapman, Clarke, Cummins, Curtis, Dayton, Dobson, Duus, Evans, Field, Fillmore, Hall, Hamilton, Hart, Hauser, Head, Hipwell, Homrighaus, Horton, Hospers, Jones, Kennan, Kline, Larson, Lewis, Lockin, Luke, Mack, Mahoney, McFarland, Mitchell, Moore, Nelson, Nicoll, Oakman, Owen, Parkhurst, Paschal, Piatt, Riley, Roach, Robb, Roberts, Robeson, Roe, Roundy, Rowan, Russell, Schleicher, Shipley, Steele, Slosson, Smith, Teale, Theophilus, Thornburg, Thorniley, Tipton, Townsend, Wagner, Walker, Wilbur, Wilson of Butler, Woods, Wyckoff, Yergey and Mr. Speaker-78.

The nays were none.

Absent or not voting:

Messrs. Buell, Craig, Crooks, Custer, Darnall, Davie, Dietz, Doron, Draper, Eckles, Eilers, Estes, Foley, Hobbs, Hotchkiss, Hunter, Jolly, Limback, Rice, Thompson, Wilson of Cass and Wyman-22.

So the bill passed and the title was agreed to.

#### SENATE MESSAGES CONSIDERED.

House File No. 113, amendments by the Senate, to strike out of the title the words "at regular intervals."

To strike out section 1 and re-number sections 2, 3 and 4 as sections 1, 2 and 3.

To add after the word "corporation" in line one, section 1, as renumbered, "owning or operating coal mines in the State of Iowa;" also to strike out the word "such" in line one.

The question being upon agreeing to the amendments.

The yeas were:

Messrs. Agnew, Anderson of Hamilton, Anderson of Warren, Ball, Beem, Berryhill, Blythe, Brown, Burgess, Byers, Calvin, Chantry, Chapman, Clarke, Craig, Cummins, Curtis, Dayton, Dobson, Duus, Evans, Fillmore, Hamilton, Hart, Hauser, Head, Hipwell, Hobbs, Horton, Hospers, Jolly, Jones, Kennan, Kline, Larson, Lewis, Lockin, Luke, Mack, Mahoney, McFarland, Mitchell, Moore, Nelson, Nicoll, Oakman, Owen, Paschal, Piatt, Riley, Roach, Robb, Roberts, Robeson, Roe, Roundy, Rowan, Russell, Schleicher, Shipley, Smith, Teale, Thornburg, Thorniley, Tiptov, Townsend, Wagner, Walker, Wilbur, Wilson of Butler, Woods, Wyckoff, Yergey and Mr. Speaker-74.

The nays were none.

Absent or not voting:

Messrs. Buell, Crooks, Custer, Darnall, Davie, Dietz, Doron, Draper, Eckles, Eilers, Estes, Field, Foley, Hall, Homrighaus, Hotohkiss, Hunter, Limback, Parkhurst, Rice, Steele, Slosson, Theophilus, Thompson, Wilson of Cass and Wyman-26.

So the amendments were agreed to.

House File No. 55. Amendment by Senate:

To insert in line 4 of section 2 after the words, "account of," the words, "the amount weighed of."

The question being upon agreeing to the Senate amendment. The yeas were:

Messrs. Agnew, Anderson of Hamilton, Anderson of Warren, Ball, Beem, Berryhill, Brown, Burgess, Byers, Calvin, Chantry, Chapman, Clarke, Cummins, Curtis, Dayton, Dobson, Duus, Evans, Hamilton, Hart, Hauser, Head, Hospers, Hunter, Jolly, Jones, Kennan, Kline, Larson, Lewis, Lockin, Luke, Mack, Mahoney, McFarland, Mitchell, Moore, Nelson, Nicoll, Oakman, Owen, Paschal, Piatt, Riley, Roach, Robb, Roberts, Robeson, Roe, Roundy, Rowan, Schleicher, Shipley, Smith, Teale, Thornburg, Thorniley, Tipton, Townsend, Wagner, Walker, Wilbur, Wilson of Butler, Woods, Wyckoff, Yergey and Mr. Speaker-68.

The nays were none.

Absent or not voting:

Messrs. Blythe, Buell, Craig, Crooks, Custer, Darnall, Davie, Dietz, Doron, Draper, Eckles, Eilers, Estes, Field, Fillmore, Foley, Hall, Hipwell, Hobbs, Homrighaus, Horton, Hotohkiss, Limback, Parkhurst, Rice, Russell, Steele, Slosson, Theophilus, Thompson, Wilson of Cass and Wyman-39.

So the amendment was agreed to.

#### LEAVE OF ABSENCE GRANTED.

Mr. Clarke indefinitely.

#### RECONSIDERATION.

Mr. Smith's motion to reconsider the vote whereby House File No. 403 was lost on engrossment was called up and carried.

Amendment by Mr. McFarland:

To add to section 1 the following: "Provided, that said premises are used exclusively for said scientific purposes."

Adopted.

The question being upon the engrossment of the bill, Messrs. Mo-Farland and Paschal demanded the yeas and nays.

The yeas were:

Messrs. Agnew, Anderson of Hamilton, Ball, Brown, Byers, Chapman, Craig, Curtis, Dobson, Duus, Field, Fillmore, Hart, Hauser, Hipwell, Hospers, Jones, Larson, Lewis, Lockin, Mack, Mahoney, McFarland, Nelson, Oakman, Paschal, Riley, Roach, Roberts, Robeson, Rowan, Russell, Schleicher, Steele, Smith, Thorniley, Tipton, Wagner, Walker, Yergey and Mr. Speaker-41. The nays were:

Messrs. Burgess, Calvin, Chantry, Dayton, Hamilton, Horton, Jolly, Kennan, Moore, Nicoll, Owen, Piatt, Ree, Roundy, Thornburg, Townsend, Wilbur, Wilson of Butler and Woods-19.

Absent or not voting:

Messrs. Anderson of Warren, Beem, Berryhill, Blythe, Buell, Clarke, Crooks, Cummins, Custer, Darnall, Davie, Dietz, Doron, Draper, Eckles, Eilers, Estes, Evans, Foley, Hall, Head, Hobbs, Homrighaus, Hotchkiss, Hunter, Kline, Limback, Luke, Mitchell, Parkhurst, Rice, Robb, Shipley, Slosson, Teale, Theophilus, Thompson, Wilson of Cass, Wyckoff and Wyman-40.

So the bill was ordered engrossed.

On motion of Mr. Lewis the House adjourned.

# HALL OF THE HOUSE OF BEPBESENTATIVES, DES MOINES, IOWA, April 4, 1888. }

House met in regular session at 9 A. M. The Speaker in the chair. Prayer by Rev. J. W. Webb, D. D. Journal of yesterday read and approved.

#### LEAVE OF ABSENCE GRANTED.

### Messrs. Smith, Teale, Berryhill, Riley and Steele were excused.

#### INTRODUCTION OF BILLS.

By Mr. Davie, House File No. 622, a bill for an act to amend section 831 of the Code of Iowa.

Read first and second times and passed on file.

By Mr. Darnall, House File No. 623, a bill for an act to legalize the transfer of certain bridge funds to general fund by board of supervisors of Fayette county, Iowa.

Read first and second times and referred to the Committee on Judiciary without printing.

#### MESSAGE FROM THE SENATE.

The following message was received from the Senate:

ME. SPEAKEE—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. 409, a bill for an act to amend chapter 175 of the acts of the Twentieth General Assembly, relating to the refunding of outstanding bonded indebtedness of counties.

Also, the Senate requests the House to return to the Senate House File No. 10, a bill for an act to amend section 4, chapter 140, of the laws of the Twenty-first General Assembly, and to amend chapter 21 of the laws of the Twentieth General Assembly, relative to State Mine Inspectors, their duties and manner of appointment.

Also, that the Senate has passed the following House bills:

House File No. 184, a bill for an act to legalize the ordinances of of the town of Grand Junction.

Also, House File No. 610, a bill for an act to legalize certain acts and ordinances of the council of the incorporated town of Dow City, Crawford county.

Also, House File No. 577, a bill for an act to legalize the incorporation of the town of Manilla, Crawford county, Iowa, the election of its 1888.]

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town officers, and all acts done and ordinances passed by the said town officers.

C. H. BROCK, Secretary.

# RESOLUTION LAID OVER.

By Mr. Yergey, relative to sale of old capitol. Referred to Committee on Public Lands and Public Buildings.

### SENATE MESSAGE CONSIDERED.

Senate File No. 409 read a first and second time and passed on file. Senate File No. 7. The question being upon adopting the report of the Conference Committee and agreeing to the amendment recommended.

The yeas were:

Messrs. Agnew, Anderson of Hamilton, Anderson of Warren, Ball, Beem, Blythe, Brown, Buell, Byers, Calvin, Chantry, Craig, Crooks, Cummins, Curtis, Custer, Darnall, Davie, Dayton, Dobson, Dous, Eil-ers, Evans, Field, Fillmore, Foley, Hall, Hamilton, Hart, Hauser, Head, Hipwell, Hobbs, Homrighaus, Horton, Hospers, Hotchkiss, Hunter, Jolly, Jones, Kennan, Kline, Larson, Lewis, Limback, Lockin, Luke, Mack, Mahoney, McFarland, Mitchell, Moore, Nelson, Nicoll, Oakman, Owen, Parkhurst, Paschal, Piatt, Riley, Roach, Robb, Roberts, Robeson, Roe, Roundy, Rowan, Russell, Schleicher, Shipley, Slosson, Theophilus, Thompson, Thornburg, Thorniley, Tipton, Townsend, Wagner, Walker, Wilbur, Wilson of Butler, Woods, Wyckoff, Wy-man, Yergey and Mr. Speaker-86.

The nays were none.

Absent or not voting:

Messrs. Berryhill, Burgess, Chapman, Clarke, Dietz, Doron, Draper, Eckles, Estes, Rice, Steele, Smith, Teale and Wilson of Cass-14.

So the report and was adopted and the amendment was agreed to.

#### BILLS ON CALENDAR.

On motion of Mr. Thompson the rules were suspended and Senate File No. 74, a bill for an act to prevent discrimination against female teachers, was taken up.

The question being upon indefinite postponement of the bill. Messrs. Robb and Theophilus demanded the yeas and nays.

Mr. Roach explained his vote.

The yeas were:

Messrs. Blythe, Buell, Calvin, Craig, Curtis, Deitz, Evans, Hall, Hamilton, Head, Hipwell, Hobbs, Horton, Hospers, Jones, Kennan, Larson, Moore, Oakman, Parkhurst, Piatt, Roach, Rowan, Steele, Slosson, Thornburg, Townsend, Wilbur, Wilson of Butler, Woods and Wyman-31.

The nays were:

Messrs. Agnew, Anderson of Hamilton, Anderson of Warren, Ball, Beem, Brown, Burgess, Byers, Chantry, Crooks, Custer, Darnall, Davie, Dayton, Dobson, Duus, Eilers, Field, Fillmere, Foley, Hart, Hauser, Homrighaus, Hotchkiss, Jolly, Kline, Lewis, Limback, Lockin, McFarland, Mitchell, Nelson, Nicoll, Owen, Paschal, Rice, Robb, Robeson, Roe, Roundy, Russell, Schleicher, Shipley, Theophilus, Thompson, Thorniley, Tipton, Wagner, Walker, Wyckoff, Yergey and Mr. Speaker-52.

Absent or not voting:

Messrs. Berryhill, Chapman, Clarke, Cummins, Doron, Draper, Eckles, Estes, Hunter, Luke, Mack, Mahoney, Riley, Roberts, Smith, Teale and Wilson of Cass-17.

So the bill was not indefinitely postponed.

Amendment by Mr. Ball to strike out section 2.

Lost.

Amendment by Mr. Dayton to section 1, to strike out the word "like" in line 2, and insert in lieu thereof "substantially the same." Adopted.

Amendment by Mr. Roach to add to section 1, "unless otherwise provided by the contract of employment."

Upon this Messrs Robb and Davie demanded the yeas and nays. The yeas were:

Messrs. Ball, Blytne, Buell, Craig, Curtis, Dayton, Dietz, Eckles, Evans, Hall, Hamilton, Hart, Hauser, Hobbs, Horton, Hospers, Hotohkiss, Kennan, Larson, Mahoney, Moore, Oakman, Parkhurst, Paschal, Piatt, Roach, Roberts, Rowan, Slosson, Thornburg, Thorniley, Townsend, Wagner, Wilbur, Woods Wilson of Butler and Wyman -36.

The nays were:

Messrs. Agnew, Anderson of Hamilton, Anderson of Warren, Beem, Brown, Burgess, Byers, Calvin, Chantry, Crooks, Custer, Darnall, Davie, Dobson, Duus, Eilers, Field, Hipwell, Homrighaus, Jolly, Jones, Kline, Lewis, Limback, Lockin, McFarland, Mitchell, Nelson, Nicoll, Rice, Robb, Robeson, Roe, Russell, Schleicher, Shipley, Theophilus, Thompson, Tipton, Walker, Wyckoff, Yergey and Mr. Speaker -43.

Absent or not voting:

Messrs. Berryhill, Chapman, Clarke, Cummins, Doron, Draper, Eckles, Estes, Fillmore, Foley, Head, Hunter, Luke, Mack, Owen, Riley, Roundy, Steele, Smith, Teale and Wilson of Cass-91.

So the amendments was lost.

Amendment by Mr. Craig, to insert after the word "cases" in line 2 of section 1 the words "all other things being equal."

Lost.

Mr. Thompson moved the previous question.

Carried.

The question being shall the bill be read a third time.

Messrs. Thompson and Roe demanded the yeas and nays.

The yeas were:

Messrs. Agnew, Anderson of Hamilton, Auderson of Warren, Beem, Brown, Byers, Chantry, Crooks, Custer, Darnall, Davie, Dobson, Duus, Field, Fillmore, Hall, Hauser, Homrighaus, Jones, Kline, Lewis, Limback, Lockin, Mack, Mahoney, McFarland, Nicoll, Paschal, Rice, Robb, Robeson, Roe, Russell, Schleicher, Shipley, Theophilus, Thompson, Thorniley, Tipton, Walker, Wyckoff, Yergey and Mr. Speaker--43.

The nays were:

Messrs. Ball, Blythe, Buell, Calvin, Craig, Curtis, Dayton, Dietz, Eilers, Evans, Foley, Hamilton, Head, Hipwell, Hobbs, Horton, Hospers, Hotchkiss, Kennan, Larson, Mitchell, Moore, Nelson, Oakman, Owen, Parkhurst, Piatt, Roach, Roberts, Roundy, Rowan, Slosson, Thornburg, Townsend, Wagner, Wilbur, Wilson of Butler, Woods and Wyman-39.

Absent or not voting:

Messrs. Berryhill, Burgess, Chapman, Clarke, Cummins, Doron, Draper Ecklee, Estes, Hart, Hunter, Jolly, Luke, Riley, Steele, Smith, Teale and Wilson of Cass-18.

So the bill was ordered to its third reading and was read a third time.

The question being shall the bill pass?

Mr. Ball explained his vote as follows:

ME. SPEAKER—I am opposed to this bill because I don't believe in incumbering the statute books with laws that don't mean anything; and as this bill, if it becomes a law, will simply be a dead letter, I therefore vote no.

The yeas were:

Messrs. Agnew, Anderson of Hamilton, Anderson of Warren, Beem, Brown, Burgess, Byers, Chantry, Crooks, Darnall, Davie, Dobson, Daus, Eilers, Field, Fillmore, Hall, Hamilton, Homrighaus, Hotchkiss, Jones, Kline, Lewis, Limback, Lockin, Mack, Mahoney, Mo-Farland, Nicoll, Robb, Robeson, Roe, Russell, Schleicher, Shipley, Theophilus, Thorniley, Tipton, Walker, Wilson of Butler, Wyckoff, Yergey and Mr. Speaker-43.

The nays were:

Messrs. Ball, Blythe, Buell, Calvin, Craig, Curtis, Dayton, Dietz, Evans, Foley, Hauser, Head, Hipwell, Hobbs, Horton, Hospers, Kennan, Larson, Mitchell, Moore, Nelson, Oakman, Owen, Parkhurst, Paschal, Piatt, Rice, Roach, Roberts, Roundy, Rowan, Slosson, Thompson, Thornburg, Townsend, Wagner, Wilbur, Woods and Wyman-39.

Absent or not voting:

Messrs. Berryhill, Chapman, Clarke, Cummins, Custer, Doron, Draper, Eckles, Estes, Hart, Hunter, Jolly, Luke, Riley, Smith, Steele, Teale and Wilson of Cass-18.

So the bill was lost on passage.

Mr. Thompson filed a motion to reconsider the vote whereby Senate File No. 74 was lost on passage.

Mr. Lockin's motion to reconsider the vote whereby Senate File No. 258 was lost on passage was called up.

Upon this motion Messrs. Craig and Dietz demanded the yeas and nays.

The yeas were:

Messrs. Anderson of Hamilton, Blythe, Calvin, Darnall, Dobson, Jolly, Lewis, Lockin, Nicoll, Paschal, Robeson, Smith, Thornburg, Thorniley, Townsend and Wilbur-16. The nays were:

Messrs. Agnew, Anderson of Warren, Ball, Beem, Buell, Byers, Chantry, Clarke, Craig, Crooks, Cummins, Davie, Dayton, Dietz, Duus, Eilers, Evans, Field, Fillmore, Foley, Hall, Hamilton, Hart, Hauser, Head, Hipwell, Hobbs, Homrighaus, Horton, Hospers, Hotchkiss, Hunter, Kennan, Kline, Larson, Luke, McFarland, Mitchell, Moore, Nelson, Oakman, Owen, Parkhurst, Piatt, Rice, Roach, Robb, Roberts, Roe, Roundy, Rowan, Schleicher, Slosson, Teale, Theophilus, Thompson, Tipton, Wagner, Walker, Wilson of Butler, Woods, Wyckoff, Wyman, Yergey and Mr. Speaker—65.

Absent or not voting:

Messrs. Berryhill, Brown, Burgess, Chapman, Curtis, Custer, Doron, Draper, Eckles, Estes, Jones, Limback, Mack, Mahoney, Riley, Russell, Shipley, Steele and Wilson of Cass-19.

So the motion was lost.

On motion of Mr. Rowan the rules were suspended.

House File No. 268, a bill for an act for the purpose of supplying State institutions by jobbers, manufacturers and wholesale merchants, and for procuring supplies at competitive prices, was taken up.

Amendments by committee:

To strike out of the title the words "doing business within the State."

To section 1. To add after "superintendent" in first line the words "president or principal as the case may be," and after "trustees" in 2d line the words "directors or regents;" also, to strike out the word "two" in 2d line and insert "three" in lieu thereof; also, to strike out the words "the first day of April, 1888, and quarterly thereafter" in 2d line and insert in lieu thereof the following: "each quarterly meeting;" also, to add after "quarter" in 5th line the following: "and which said Board may find practicable to contract for under the provisions hereof;" also, to strike out the word "two" in line 7 and add "three" in lieu thereof; also, to strike from lines 7 and 8 the words "the first day of April, 1888, and quarterly thereafter," and insert in lieu thereof the following: "each quarterly meeting."

To section 2. To strike out the words "trustees of such State institutions" in line 2 and add in lieu thereof the following: "said board;" also add after the word "bidder" in line 5 the following: "for the proper quality and quantity;" also, to add at the end of section the following: "Said board shall have the right to reject any bid which is above the current market price, or which is not accompanied by satisfactory samples, or which for any other reason said board shall find is not advantageous to the State; and said board in any such cases shall thereupon purchase in the open market or in such other manner as may be the most advantageous to the State, such goods as may be necessary for use during said quarter. All parties whose bids have been accepted shall be required to give bonds in the sum of not less than \$500 for the faithful performance of said contract."

Amendments by committee adopted.

Amendment by Mr. Chantry to add after the word "institution" in line 1 of section 1 the words "when directed by the".

Lost.

Mr. Rowan moved that the rules be suspended, the bill considered engrossed and read a third time now.

Carried.

The bill was read a third time.

The question being shall the bill pass?

The yeas were:

Messrs. Agnew, Anderson of Warren, Ball, Beem, Brown, Buell, Burgess, Byers, Calvin, Clarke, Craig, Crooks, Cummins, Curtis, Darnall, Davie, Dayton, Dietz, Dobson, Duus, Eilers, Évans, Field, Foley, Hall, Hamilton, Hart, Hauser, Hipwell, Homrighaus, Horton, Hospers, Hotchkiss, Hunter, Jolly, Jones, Kennan, Kline, Larson, Luke, Mack, Mahoney, McFarland, Mitchell, Moore, Nelson, Nicoll, Oakman, Owen, Parkhurst, Faschal, Piatt, Rice, Roach, Robb, Roberts, Robeson, Roe, Roundy, Rowan, Russell, Schleicher, Shipley, Slosson, Teale, Theophilus, Thompson, Thornburg, Thorniley, Tipton, Wag-ner, Walker, Wilson of Butler, Woods, Wyckoff, Wyman, Yergey and Mr. Speaker-78.

The nays were:

Messrs. Chantry, Lewis and Townsend-3.

Absent or not voting: Messrs. Anderson of Hamilton, Berryhill, Blythe, Chapman, Custer, Doron, Draper, Kokles, Estes, Fillmore, Head, Hobbs, Limback, Lockin, Riley, Steele, Smith, Wilbur and Wilson of Cass-19.

So the bill passed and the title was agreed to.

On motion of Mr. Paschal, the rules were suspended and Senate File 235, a bill for an act to amend section 1058 of the Code, relating to corporations for pecuniary profit taken up.

The question being, shall the bill be read a third time? Carried.

The bill was read a third time.

The question being, shall the bill pass?

The yeas were:

Messrs. Agnew, Anderson of Hamilton, Anderson of Warren, Ball, Beem, Berryhill, Brown, Buell, Byers, Calvin, Chantry, Craig, Crooks, Cummins, Curtis, Darnall, Davie, Dayton, Dietz, Dobson, Duus, Eilers, Evans, Field, Fillmore, Foley, Hall, Hamilton, Hart, Hauser, Head, Hipwell, Homrighaus, Horton, Hospers, Hotchkiss, Jolly, Jones,

Kennan, Kline, Larson, Lewis, Limback, Lockin, Mack, Mahoney, McFarland, Moore, Nelson, Nicoll, Oakman, Owen, Parkhurst, Paschal, Piatt, Roach, Robb, Roberts, Robeson, Roe, Roundy, Rowan, Russell, Schleicher, Shipley, Slosson, Teale, Theophilus, Thompson, Thornburg, Thorniley, Tipton, Townsend, Wagner, Walker, Wilbur, Wilson of Butler, Woods, Wyckoff, Wyman, Yergey and Mr. Speaker -82.

The nays were none.

Absent or not voting:

Messrs. Blythe, Burgess, Chapman, Clarke, Custer, Doron, Draper, Eckles, Estes, Hobbs, Hunter, Luke, Mitchell, Rice, Riley, Steele, Smith and Wilson of Cass-18.

So the bill passed and the title was agreed to.

On motion of Mr. Calvin the rules were suspended, and Senate File No. 146, a bill for an act to repeal section 1065 of the Code, relating to changing articles of incorporation and enacting a substitute therefor, was taken up.

The question being shall the bill be read a third time? Carried.

The bill was read a third time.

The question being shall the bill pass?

The yeas were:

Messrs. Agnew, Anderson of Hamilton, Anderson of Warren, Ball, Beem, Berryhill, Brown, Buell, Byers, Calvin, Chantry, Chapman, Craig, Crooks, Cummins, Curtis, Custer, Darnall, Davie, Dayton, Dietz, Dobson, Duus, Eilers, Evans, Field, Fillmore, Foley, Hall, Hamilton, Hart, Hauser, Head, Hipwell, Hobbs, Homrighaus, Horton, Hospers, Hotchkiss, Hunter, Jolly, Jones, Kennan, Kline, Larson, Lewis, Limback, Lockin, Mack, Mahoney, McFarland, Mitchell, Moore, Nelson, Nicoll, Oakman, Owen, Parkhurst, Paschal, Piatt, Rice, Roach, Robb, Roberts, Robeson, Roe, Roundy, Rowan, Russell, Schleicher, Shipley, Steele, Slosson, Smith, Teale, Theophilus, Thompson, Thornburg, Thorniley, Tipton, Townsend, Wagner, Walker, Wilbur, Wilson of Butler, Woods, Wyckoff, Wyman, Yergey and Mr. Speaker-90.

The nays were none.

Absent or not voting:

Messrs. Blythe, Burgess, Clarke, Doron, Draper, Eckles, Estes, Luke, Riley and Wilson of Cass-10.

So the bill passed and the title was agreed to.

On motion of Mr. Roe the rules were suspended, and Senate File No. 88, a bill for an act to amend section 1464 of the Code, so as to prevent stock from running at large in the public highways, was taken up.

Amendment by Mr. Hotchkiss, to add to section 1 "or to counties where the herd law has not been or may be adopted."

Mr. Roach moved the previous question.

Carried.

Upon the amendment by Mr. Hotchkiss the yeas and nays were demanded.

The yeas were:

Messrs. Anderson of Warren, Burgess, Calvin, Chapman, Dayton, • Duus, Homrighaus, Hotchkiss, Robeson, Wyckoff and Wyman—11.

The nays were:

Messrs. Ball, Beem, Blythe, Brown, Byers, Chantry, Crooks, Curtis, Darnall, Davie, Eilers, Evans, Fillmore, Foley, Hart, Hauser, Head, Horton, Hospers, Jolly, Jones, Kennan, Larson, Lewis, Lockin, Mack, Mahoney, McFarland, Mitchell, Moore, Nelson, Nicoll, Oakman, Owen, Parkhurst, Piatt, Roach, Robb, Roberts, Roe, Roundy, Russell, Schleicher, Shipley, Slosson, Teale, Theophilus, Thompson, Thornburg, Thorniley, Tipton, Townsend, Wagner, Walker, Wilbur, Wilson of Butler, Wilson of Cass, Woods, Yergey and Mr. Speaker-60.

Absent or not voting:

Messrs. Agnèw, Anderson of Hamilton, Berryhill, Buell, Clarke, Craig, Cummins, Custer, Dietz, Dobson, Doron, Draper, Eckles, Estes, Field, Hall, Hamilton, Hipwell, Hobbs, Hunter, Kline, Limback, Luke, Paschal, Rice, Riley, Rowan, Steele and Smith—29. So the amendment was lost.

The question being shall the bill be read a third time. Carried.

The bill was read a third time.

The question being shall the bill pass?

Mr. Anderson of Warren explained his vote.

Mr. Dayton explained his vote.

Mr. Thompson explained his vote as follows:

ME. SPEAKER—I am opposed to this bill because if it is enacted into law it will virtually force the herd law upon every county of the State, and thus oppress the poorer class of people, by depriving them of the privilege of pasturage on the common. I think the provisions of the present law ample to protect property against damage by animals running at large, and counties which desire to restrain stock from running at large, can do so by a majority vote of the electors.

The yeas were:

Messrs. Agnew, Anderson of Hamilton, Ball, Berryhill, Chantry, Chapman, Crooks, Cummins, Curtis, Custer, Davie, Duus, Eilers. Evans, Hali, Hamilton, Head, Homrighaus, Jones, Kennan, Lewis, Lockin, Mahoney, McFarland, Nicoll, Oakman, Paschal, Piatt, Roberts, Roe, Schleicher, Slosson, Smith, Teale, Theophilus, Thorniley, Tipton, Wagner, Walker, Wilbur, Wilson of Butler and Wyman -42.

The nays were:

Messrs. Anderson of Warren, Beem, Blythe, Brown, Bargess, Byers, Calvin, Craig, Darnall, Dayton, Dietz, Dobson, Fillmore, Foley, Hart, Hauser, Hobbs, Horton, Hospers, Hotchkiss, Hunter, Kline, Larson, Mack, Michell, Nelson, Owen, Parkhurst, Rice, Riley, Roach, Robb, Robeson, Roundy, Russell, Shipley, Thompson, Thornburg, Woods, Wyckoff, Yergey and Mr. Speaker-42.

Absent or not voting:

Messrs. Buell, Clarke, Doron, Draper, Eckles, Estes, Field, Hipwell, Jolly, Limback, Luke, Moore, Rowan, Steele, Townsend and Wilson of Cass-16.

So the bill was lost on passage.

Mr. Roe filed a motion to reconsider the vote whereby Senate File No. 88, was lost on passage.

Mr. Luke was excused indefinitely.

On motion of Mr. Wyckoff, the House adjourned.

# AFTERNOON SESSION.

The House reconvened at 2 P. M. The Speaker in the chair.

#### BILLS ON CALENDAR.

On motion of Mr. Hotchkiss the rules were suspended and substitute for House File No. 319 and House File No. 49, taken up.

Substitute for House File No. 319, a bill for an act to limit and define the eligibility of persons for the office of county superintendent of schools.

Amendments by the committee:

To strike out all of section 1, after the word "lowa" in line 6.

To strike out of section 2, line 7, the words "unless sooner revoked."

To strike out section 4.

To strike out the proviso in section 5.

To strike out the word "for" in line 2 the proviso in section 7.

To renumber sections 5, 6, and 7, as sections 4, 5 and 6.

Amendments by committee adopted.

Mr. Hobbs moved that the rules be suspended, the bill considered engrossed and read a third time now.

Upon this motion Messrs. Riley and Russell demanded the yeas and nays.

The yeas were:

Messrs. Anderson of Warren, Beem, Blythe, Buell, Byers, Calvin, Chapman, Crooks, Cummins, Curtis, Duus, Evans, Field, Fillmore, Foley, Hauser, Hobbs, Lockin, McFarland, Nelson, Oakman, Piatt, Rice, Riley, Roach, Roberts, Robeson, Rowan, Russell, Steele, Slosson, Theophilus, Thompson, Thornburg, Thorniley, Townsend, Wilbur, Wilson of Butler and Yergey-39.

The nays were:

Messrs. Agnew, Anderson of Hamilton, Ball, Berryhill, Burgess, Chantry, Craig, Custer, Darnall, Davie, Dayton, Dietz, Eilers, Hamilton, Hart, Homrighaus, Horton, Hospers, Hotchkiss, Hunter, Jolly, Jones, Kennan, Kline, Larson, Lewis, Limback, Mack, Mahoney, Mitchell, Moore, Nicoll, Owen, Parkhurst, Paschal, Robb, Roe, Roundy, Schleicher, Shipley, Smith, Teale, Tipton, Wagner, Walker, Woods, Wyckoff, Wyman and Mr. Speaker-49. Absent or not voting:

Messrs. Brown, Clarke, Dobson, Doron, Draper, Eckles, Estes, Hall, Head, Hipwell, Luke and Wilson of Cass-12.

So the motion was lost.

The question recurring upon the adoption of the substitute for the original bill.

Lost.

House File No. 319 lost on engrossment.

House File No. 49, a bill for an act to amend section 1 of chapter 161 of the laws of the Nineteenth General Assembly, in relation to compensation of county superintendents of schools.

Amendment by Mr. Anderson of Warren to strike out "three" in line three and insert "three and one-half."

Amendment withdrawn.

Amendment by Mr. Ball to strike out all after the enacting clause and insert "section 1, chapter 161 of the acts of the Nineteenth General, is hereby repealed."

Lost.

Mr. Hotchkiss moved that the rules be suspended, and the bill considered engrossed and read a third time now.

On this motion the yeas and nays were demanded.

The yeas were:

Messrs. Anderson of Warren, Beem, Burgess, Crooks, Hipwell, Horton, Hotchkiss, Jolly, Kline, Parkhurst, Riley, Russell, Schleicher, Shipley, Slosson, Teale, Theophilus, Wilson of Butler, Wyckoff and Wyman-20.

The nays were:

Messrs. Agnew, Anderson of Hamilton, Ball, Berryhill, Blythe, Brown, Buell, Byers, Calvin, Chantry, Chapman, Craig, Cummins, Curtis, Custer, Darnall, Dayton, Dietz, Dobson, Doron, Duus, Eilers, Evans, Field, Fillmore, Foley, Hall, Hamilton, Hart, Hauser, Hobbs, Homrighaus, Hospers, Hunter, Jones, Kennan, Larson, Lewis, Limback, Lockin, Mack, Mahoney, McFarland, Mitchell, Moore, Nelson, Nicoll, Oakman, Owen, Paschal, Piatt, Rice, Roach, Robb, Roberts, Robeson, Roe, Roundy, Rowan, Steele, Smith, Thompson, Thornburg, Thorniley, Tipton, Townsend, Wagner, Walker, Wilbur, Woods, Yergey and Mr. Speaker-72.

Absent or not voting:

Messrs. Clarke, Davie, Draper, Eckles, Estes, Head, Luke and Wilson of Cass-8.

So the motion was lost.

Mr. Thompson moved to strike out the enacting clause.

Upon this Messrs. Hotchkiss and Schleicher demanded the yeas and nays.

Mr. Steele explained his vote as follows:

ME. SPEAKEE—I at one time was in favor of a measure tending to reduce the expenses attending the supervision of our public schools, and ascertaining my constituency have a different view, I therefore desire to cast my vote in accordance with their views. I therefore vote aye.

The yeas were:

Messrs. Agnew, Anderson of Hamilton, Berryhill, Blythe, Byers,

Calvin, Chantry, Craig, Cummins, Curtis, Custer, Darnall, Dayton, Dietz, Doron, Duus, Eilers, Evans, Field, Fillmore, Foley, Hall, Hauser, Hobbs, Horton, Hospers, Jones, Kline, Larson, Limback, Lockin, McFarland, Mitchell, Moore, Nelson, Nicoll, Oakman, Owen, Parkhurst, Paschal, Roach, Roberts, Roe, Roundy, Rowan, Steele, Theophilus, Thompson, Tipton, Townsend, Wagner, Walker, Wilbur, Wilson of Butler, Woods, Wyckoff, Wyman and Mr. Speaker-57.

The nays were:

Messrs. Anderson of Warren, Ball, Beem, Brown, Burgess, Chapman, Crooks, Davie, Hamilton, Hipwell, Homrighaus, Hotchkiss, Hunter, Jolly, Kennan, Lewis, Limback, Mack, Mahoney, Piatt, Rice, Riley, Robb, Robeson, Russell, Schleicher, Shipley, Slosson, Smith, Teale, Thornburg and Yergey-32.

Absent or not voting:

Messrs. Buell, Clarke, Dobson, Draper, Eckles, Estes, Hart, Head, Luke, Thorniley and Wilson of Cass-11.

So the motion prevailed.

#### REPORTS OF COMMITTEE.

Mr. Hunter, from the Committee on Enrolled Bills, submitted the following report:

ME. SPEAKEE-Your Committee on Enrolled Bills, respectfully report that they have examined and find correctly enrolled:

Senate File No. 193, an act entitled "an act authorizing the Governor of the State to arrange with Gen. William W. Belknap for his services in prosecuting the claims of this State against the general government on account of raising and enrolling troops for the service of the United States during the war of the rebellion."

Senate File No. 156, an act to amend sections 1401 and 1403 of the Code, relative to the confinement of persons alleged to be insane.

Senate File No. 417, an act to legalize the voting of aid by taxation in the township of Osage, in Mitchell county, Iowa, to the Winona & Southwestern Railway Company.

House File No. 55, a bill for an act to amend chapter 20 of the acts of the Twentieth General Assembly, providing for the weighing of coal at mines.

House File No. 1, a bill for an ast to provide for the formation of independent school districts.

House File No. 85, a bill for an act to change the manner of selecting Railroad Commissioners and to repeal sections 2 and 8, chapter 77, acts of the Seventeenth General Assembly, and to provide for the election of and to prescribe the qualifications of Railroad Commissioners, and for the appointment of a secretary.

House File No. 113, a bill for an act to provide for the payment of wages of workmen employed in mines in the State of Iowa in lawful money of the United States, and to protect said workmen in the management and control of their own earnings.

House File No. 387, a bill for an act to regulate the appropriation of money in certain cities of the first class.

House File No. 455, an act to amend section 8179 of the Code.

House File No. 334, an act to amend section 260 of the Code of 1873, relating to notaries public.

House File No. 580, an act to amend section 5 of chapter 134 of the acts of the Twenty-first General Assembly, and to define the jurisdiction of the district court held at places other than the county seat. HUNTEE, Chairman.

The Speaker signed the bill in the presence of the House.

Mr. Brown, from the Committee on Engrossed Bills, submitted the following report:

Mr. SPEAKEE-Your Committee on Engrossed Bills respectfully report that they have examined and find correctly engrossed:

House File No. 542, a bill for an act authorizing school districts, townships and independent school districts to purchase text books, and allowing electors of said districts to decide the question of free text books.

WM. BROWN, Chairman.

#### RECONSIDERATION.

Mr. Riley called up his motion to reconsider the vote whereby substitute for House No. 92 was lost on engrossment.

Motion carried.

Mr. Smith's motion to reconsider the vote whereby Mr. Burgess' amendment was lost was called up.

Upon this motion Messrs. Craig and Burgess demanded the yeas and nays.

Messrs. Beem, Buell, Burgess, Craig, Cummins, Curtis, Davie, Dayton, Deitz, Doron, Duus, Eilers, Evans, Foley, Hamilton, Hart, Hipwell, Horton, Hotchkiss, Jolly, Kline, Limback, Mitchell, Owen, Piatt, Rice, Riley, Robb, Roe, Roundy, Rowan, Russell, Theophilus, Thompson, Wagner, Woods and Wyman-37.

The nays were:

Messrs. Agnew, Anderson of Hamilton, Anderson of Warren, Ball, Berryhill, Blythe, Brown, Byers, Calvin, Chantry, Chapman, Crooks, Custer, Darnall, Dobson, Field, Fillmore, Hall, Hauser, Head, Hobbs, Homrighaus, Hospers, Hunter, Jones, Kennan, Larson, Lewis, Lockin, Luke, Mack, Mahoney, McFarland, Moore, Nelson, Nicoll, Oakman, Parkhurst, Roach, Roberts, Robeson, Schleicher, Shipley, Steele, Slosson, Smith, Thornburg, Thorniley, Tipton, Townsend, Walker, Wilbur, Wilson of Butler, Wyckoff, Yergey and Mr. Speaker-56.

Absent or not voting:

Messrs. Clarke, Draper, Eckles, Estes, Paschal, Teale and Wilson of Cass-7.

So the motion was lost.

Mr. McFarland moved the previous question.

Upon this motion Messrs. Craig and Russell demanded the yeas and nays.

The yeas were:

Messrs. Agnew, Anderson of Hamilton, Anderson of Warren, Ball, Berryhill, Blythe, Brown, Byers, Chantry, Chapman, Crooks, Cummins, Custer, Darnall, Dobson, Doron, Evans, Field, Fillmore, Hall, Hauser, Head, Hobbs, Homrighaus, Hospers, Jones, Larson, Lewis,

APRIL 5,

Lockin, Luke, Mack, Mahoney, McFarland, Moore, Nelson, Nicoll, Oakman, Parkhurst, Paschal, Piatt, Riley, Roach, Robb, Roberts, Robeson, Russell, Schleicher, Shipley, Steele, Slosson, Smith, Teale, Theophilus, Thornburg, Thorniley, Tipton, Townsend, Walker, Wyckoff, Yergey and Mr. Speaker-61.

The nays were:

Messrs. Beem, Burgess, Calvin, Craig, Curtis, Davie, Dayton, Deitz, Duus, Eilers, Foley, Hamilton, Hart, Hipwell, Horton, Hotchkiss, Hunter, Jolly, Kline, Limback, Mitchell, Owen, Rice, Roe, Roundy, Rowan, Thompson, Wagner, Wilbur, Wilson of Butler and Woods-31.

Absent or not voting:

Messrs. Buell, Clarke, Draper, Eckles, Estes, Kennan, Wilson cf Cass and Wyman-8.

So the motion prevailed.

The question recurring upon the engrossment of the bill.

Messrs. Craig and Beem demanded the yeas and nays.

Mr. Beem explained his vote as follows:

ME. SPEAKEE—I consider this bill an outrage upon a free people, and a cowardly exercise of power. Nay.

Mr. Hotohkiss explained his vote.

Mr. Thompson explained his vote.

Mr. Yergey explained his vote as follows:

ME. SPEAKEE—After a careful examination of the subject, and upon consultation with leading lawyers upon its constitutionality, and a knowledge of the fact that at other times in the history of the State there have been nearly as great discrepencies as in the bill before us, I vote aye.

Mr. Anderson of Warren explained his vote as follows:

ME. SPEAKEE—After giving this bill more full consideration since first voted upon, and believing now that it is about as near right as can be made though it may seem to not be in strict conformity to the letter of the constitution, I now vote yea.

The yeas were:

Messrs. Agnew, Anderson of Hamilton, Anderson of Warren, Ball, Berryhill, Blythe, Byers, Calvin, Chantry, Chapman, Crooks, Custer, Darnall, Dobson, Doron, Field, Fillmore, Hall, Hauser, Head, Hobbs, Homrighaus, Hospers, Hunter, Jones, Lockin, Luke, Mahoney, McFarland, Moore, Nelson, Oakman, Parkhurst, Roach, Roberts, Robeson, Schleicher, Shipley, Steele, Slosson, Smith, Thornburg, Thorniley, Townsend, Walker, Wilbur, Wilson of Butler, Yergey and Mr. Speaker-49.

The nays were:

Messrs. Beem, Burgess, Craig, Cummins, Curtis, Davie, Dayton, Dietz, Duus, Eilers, Evans, Foley, Hamilton, Hart, Hipwell, Horton, Hotchkiss, Jolly, Kline, Limback, Mitchell, Owen, Piatt, Rice, Riley, Robb, Roe, Roundy, Rowan, Russell, Teale, Theophilus, Thompson, Wagner, Woods, Wyckoff and Wyman-37.

Absent or not voting:

Messrs. Brown, Buell, Clarke, Draper, Eckles, Estes, Kennan, Larson, Lewis, Mack, Nicoll, Paschal, Tipton and Wilson of Cass-14.

So the bill was ordered engrossed.

Mr. Wilbur called up his motion to reconsider the vote whereby the House disagreed to the report of the Conference Committee on Senate File No. 290.

Motion carried.

The question being upon adopting the report of the Conference Committee and receding from the House amendments.

Mr. Ball explained his his vote as follows:

ME. SPEAKER—As the extra half mill levy for the year 1889 will not be collected until 1890, and hence will not be available either for payment of outstanding warrants or for appropriations during this biennial period which ends July 1st, 1889, and as I believe the additional levy means increased appropriations and a continuance of the State debt for two years more, I vote no.

Mr. Custer explained his vote as follows:

ME. SPEAKEE—I vote aye from the fact that I have pledges that the appropriations will not exceed the amount of \$500,000.

Mr. Schleicher explained his vote as follows:

ME. SPEAKER—Being assured that the intention is to pay the State debt with this extra half mill for 1889, I vote aye.

Messrs. Darnall, Horton, Robb, Roe, Smith and Paschal explained their votes.

Mr. Brown explained his vote as follows:

ME. SPEAKEE—I have been opposed to the extra half-mill levy for the year 1889, believing it means additional appropriations to the State institutions, but having been assured by members of both branches of the legislature that the extra levy will be sacredly applied to the payment of the State debt, and being desirous to hasten the time when our State shall be free of debt, I vote yea.

Mr. Nicoll explained his vote as follows:

ME. SPEAKEE—I have heretofore voted against the levy of the extra half-mill tax for the year 1889, but being convinced that without this extra levy for the year 1889, the State will be left with only a two mill levy for the next biennial period, which will be insufficient to pay the State debt and support the State institutions, I therefore vote aye.

Mr. Hunter explained his vote as follows:

ME. SPEAKER—I desire to explain my vote. I have been assured by members of the Appropriation Committee the extraordinary appropriations shall not be increased if this extra one-half mill be levied, and that in no case shall such appropriations exceed \$530,000. For these reasons I now vote aye.

The yeas were:

Messrs. Agnew, Anderson of Hamilton, Anderson of Warren, Berryhill, Blythe, Brown, Byers, Calvin, Chantry, Chapman, Crooks, Cummins, Curtis, Custer, Darnall, Dietz, Dobson, Doron, Evans, Field, Fillmore, Hall, Hart, Hauser, Hipwell, Hobbs, Hospers, Hunter, Jones, Kennan, Larson, Lewis, Lockin, Mack, Mahoney, McFarland, Moore, Nelson, Nicoll, Oakman, Parkhurst, Paschal, Riley, Roach, Roberts, Robeson, Schleicher, Shipley, Steele, Smith, Teale, Thornburg, Thorniley, Townsend, Wagner, Wilbur, Wyman, Yergey and Mr. Speaker-59. The nays were:

Messrs. Ball, Beem, Burgess, Craig, Davie, Dayton, Duus, Eilers, Foley, Hamilton, Hart, Horton, Hotchkiss, Jolly, Kline, Limback, Mitchell, Owen, Piatt, Rice, Robb, Roe, Roundy, Rowan, Theophilus, Thompson, Walker, Wilson of Butler, Woods and Wyckoff—29. Absent or not voting:

Messrs. Buell, Clarke, Draper, Eckles, Estes, Head, Homrighaus, Luke, Russell, Slosson, Tipton and Wilson of Cass -12.

So the report was adopted and the amendments receded from.

Messrs. Custer and Brown filed motions to reconsider the vote whereby the conference report on Senate File No. 290 was adopted.

# REPORTS OF COMMITTEES.

Mr. Roach, from the Committee on Judiciary, reported House File No. 623, recommending passage.

Also, Senate File No. 354, recommending passage. Also, House File No. 620, recommending passage. Passed on file.

### LEAVE OF ABSENCE GRANTED

Messrs. Horton, Burgess, Teale, Smith and Berryhill, until to morrow morning.

#### BILLS ON CALENDAR.

On motion of Mr. Roach the rules were suspended and House File No. 605, a bill for an act to release certain penalties for failure to make and file reports of sale of intoxicating liquors by holders of permits, within the time required by law, and to dismiss suits, taken up.

Amendment by Mr. Roach:

To insert in section 1, after the word "permits," in line 9, the words, "as to the time of filing said reports."

Adopted.

Amendment by Mr. Hospers:

To strike out of eighteenth line of preamble the words, to-wit: "Zinck and Greenstine, of Le Mars, Iowa."

Adopted.

Mr. Cummins in the chair.

Amendment by Mr. Berryhill:

To insert in section 1, after the words "incurred by," in line 15, the following words, "and not adjudged against."

Adopted.

Amendment by Mr. Redman to section 1:

To strike out of line 1 the words "or person," and out of line 8 the words "and parties," and out of line 18 the words "or person," and out of line 15 the words "or person."

Adopted.

Amendment by Mr. Brown:

To strike out lines 18 to 24 of the preamble.

Adopted.

Amendment by Mr. Ball to section 1:

To insert between the words "fact" and "subsequently," in line 6, the words "prior to the commencement of prosecution."

Adopted.

Amendment by Mr. Redman:

To strike out the words "to parties," in line 25 of the preamble. Adopted.

Amendment by Mr. Lewis:

To strike out lines 25 and 26 of preamble.

Adopted.

Amendment by Mr. Doron:

To add to section 1: But nothing in this act shall apply to pharmacists who failed to make their monthly reports before the tenth day of each month, as required in section 8, chapter 83, laws of the Twenty-first General Assembly.

Lost.

Amendment by Mr. Redman: .

To strike out line 27 of the preamble.

Adopted.

Amendment by Mr. Lewis to section 2:

To insert the word "such" after the word "all," in line 1; also, to strike out all after the word "cases," in line 1, all of line 2, and up to and including the word "auditor," in line 3.

Adopted.

Amendment by Mr. Redman:

To strike out the word "have" and insert the word "has," in lines 2 and 5, of section 1.

Adopted.

Mr. Roach moved that the rules be suspended, the bill considered engrossed and read a third time now.

Carried.

The bill was read a third time.

The question being shall the bill pass?

The yeas were:

Messrs. Agnew, Anderson of Hamilton, Anderson of Warren, Ball, Beem, Blythe, Brown, Calvin, Chantry, Craig, Crooks, Cummins, Curtis, Darnall, Dayton, Dobson, Doron, Duus, Eilers, Evans, Field, Fillmore, Foley, Hall, Hart, Hauser, Hobbs, Homrighaus, Hospers, Hunter, Jolly, Jones, Kennan, Kline, Larson, Lewis, Lockin, Mahoney, McFarland, Mitchell, Moore, Nelson, Oakman, Owen, Parkhurst, Paschal, Piatt, Rice, Riley, Roach, Robb, Robeson, Shipley, Steele, Slosson, Thompson, Thornburg, Thorniley, Tipton, Townsend, Walker, Wilbur, Wilson of Butler, Woods, Wyckoff and Mr. Speaker-66.

The nays were:

Messrs. Custer, Hamilton, Nicoll and Yergey-4.

Absent or not voting:

Messrs. Berryhill, Buell, Burgess, Byers, Chapman, Clarke, Davie, Dietz, Draper, Eckles, Estes, Head, Hipwell, Horton, Hotchkiss, Limback, Luke, Mack, Roberts, Roe, Roundy, Rowan, Russell, Schleicher,

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Smith, Teale, Theophilus, Wagner, Wilson of Cass and Wyman-80.

So the bill passed and the title was agreed to.

Mr. Riley called up his motion to reconsider the vote whereby House File No. 545 was lost on passage.

Motion carried.

Mr. Riley moved to reconsider the vote whereby the bill was engrossed and ordered to its third reading.

Carried.

Amendment by Riley, to strike out section 6 and subtitute therefor the following:

Section 6. No insane convict shall be discharged from the hospital apartment, provided for the criminal insane, until such convict shall be restored to reason, except as hereinafter provided. At the expiration of the term of sentence of such convict, an examination shall be made by competent physicians and if it shall be found that such convict has not been restored to reason, such fact shall be certified to the Governor; thereupon the Governor shall investigate the matter, and if in his discretion such insane convict should be transferred to one of the hospitals for the insane, he may order said convict to be transferred or he may order that said convict shall be retained in the hospital apartment of the prison for criminal insane.

Adopted.

The bill was ordered engrossed.

#### REPORT OF COMMITTEE.

Mr. Hunter from the Committee on Enrolled Bills, submitted the following report:

ME. SPEAKER-Your Committee on Enrolled Bills respectfully report that they have this day presented to the Governor for his approval the following bill:

House File No. 373, a bill for an act to regulate railroad corporations and other common carriers in this State and to increase the powers and further define the duties of the Board of Railroad Commissioners in relation to the same and to prevent and punish extortion and unjust discrimination in the rates charged for the transportation of passengers and freights on railroads in this State and to prescribe a mode of procedure and rules of evidence in relation thereto and to repeal section 11, of chapter 77, of the acts of the Seventeenth General Assembly, in relation to the Board of Railroad Commissioners and all laws in force in direct conflict with the provisions of this act.

HUNTER, Chairman.

#### ENGROSSED BILLS.

House File No. 110, a bill for an act to compel insurance companies to pay full amount of policy and to prevent fraud and misreprerentation and procuring over insurance.

The question being shall the bill be read a third time. Carried.

The bill was read a third time.



The question being shall the bill pass?

Mr. Blythe explained his vote as follows:

ME. SPEAKER—I vote no on account of the fact that in my judgment the bill encourages and stimulates over insurance and tends to increase incendiarism, and also on account of the fact that the bill covers personal property.

Mr. Curtis explained his vote as follows:

ME. SPEAKEE—This bill stimulates and encourages over insurance, an evil which invites and procures the destruction of more property than any other known cause. It offers a direct inducement to dishonest property-holders to insure their property for more than its real value, thus placing a premium upon incendiarism by rewarding the criminal. Rates of insurance are based wholly upon the loss ratio. Therefore, should this bill become a law the effect will be to increase the cost of insurance, thus placing an unnecessary burden upon the honest property-holders of the State.

Mr. Dayton explained his vote as follows:

ME. SPEAKEE—As this bill provides for the payment of the full amount of the policy upon personal property in case of a loss by fire, and as the value and amount of personal property, like stocks of merchandise, is constantly changing, and this bill prevents proof of reduction in the value of such property after insurance, I cannot support the bill. I am in favor of requiring insurance companies to pay the full amount named in policies issued by them in case of destruction by fire of buildings insured.

Mr. Thompson explained his vote.

The yeas were:

Messrs. Agnew, Anderson of Warren, Ball, Beem, Brown, Byers, Calvin, Chantry, Darnall, Davie, Dobson, Doron, Eilers, Field, Fillmore, Hall, Hamilton, Hart, Hauser, Head, Hunter, Jones, Kennan, Larson, Lewis, Lockin, Mack, Mahoney, McFarland, Nelson, Nicoll, Oakman, Owen, Paschal, Riley, Robb, Roberts, Robeson, Roe, Roundy, Russell, Schleicher, Shipley, Slosson, Thornburg, Thorniley, Tipton, Wagner, Walker, Wilbur, Wilson of Butler, Wyckoff and Yergey -53.

The nays were:

Messrs. Blythe, Buell, Craig, Crooks, Cummins, Curtis, Dayton, Dietz, Duus, Evans, Foley, Hipwell, Hobbs, Homrighaus, Hospers, Limback, Mitchell, Moore, Parkhurst, Piatt, Roach, Rowan, Thompson, Townsend, Woods, Wyman and Mr. Speaker—27.

Absent or not voting:

Messrs. Anderson of Hamilton, Berryhill, Burgess, Chapman, Clarke, Custer, Draper, Eckles, Estes, Horton, Hotchkiss, Jolly, Kline, Luke, Rice, Steele, Smith, Teale, Theophilus and Wilson of Cass-20.

So the bill passed and the title was agreed to.

House File No. 435, a bill for an act amending section 2, of chapter 168, of the laws of the Twentieth General Assembly of the State of Iowa, regulating the admission of attorneys to the practice of law.

The question being shall the bill be read a third time. Carried.

The bill was read a third time.

The question being, shall the bill pass? The yeas were:

Messrs. Agnew, Anderson of Warren, Beem, Brown, Byers, Calvin, Chantry, Crooks, Darnall, Davie, Dayton, Dobson, Doron, Duus, Eilers, Field, Fillmore, Hall, Hart, Hauser, Head, Homrighaus, Hotchkiss, Jolly, Jones, Larson, Lewis, Limback, Lockin, Mack, Mahoney, Moore, Nelson, Nicoll, Parkhurst, Riley, Robeson, Roe, Schleicher, Shipley, Steele, Slosson, Teale, Thompson, Thornburg, Thorniley, Tipton, Woods, Wyckoff, Wyman, Yergey and Mr. Speaker -52.

The nays were:

Messrs. Blythe, Cummins, Curtis, Evans, Foley, Hamilton, Hipwell, Hospers, Kennan, Mitchell, Oakman, Owen, Paschal, Piatt, Robb, Roberts, Roundy, Rowan, Russell, Townsend, Wagner, Wilbur and Wilson of Butler-23.

Absent or not voting:

Messrs. Anderson of Hamilton, Ball, Berryhill, Buell, Burgess, Chapman, Clarke, Craig, Custer, Diets, Draper, Eckles, Estes, Hobbs, Horton, Hunter, Kline, Luke, McFarland, Rice, Roach, Smith, Theophilus, Walker and Wilson of Cass-25.

So the bill passed and the title was agreed to.

House File No. 549, a bill for an act authorising school district townships and independent school districts to purchase text books and allowing electors of said districts to decide the question of free text books.

The question being shall the bill be read a third time? Carried.

The bill was read a third time.

The question being shall the bill pass?

Mr. Roberts explained his vote as follows:

ME. SPEAKEE—I wish to explain my vote. While I do not believe that the passage of this bill will give to the people of Iowa full relief from the extortionate charges of school book monopolies, I am of the opinion that the enactment of this measure is a step in the right direction, and will finally lead to the adoption of some system which will accomplish the end so much desired. I therefor vote yea.

Mr. Steele explained his vote as follows:

ME. SPEAKEE—I voted against this bill on engrossment, but believing this perhaps is the only measure that can be passed, I therefore vote yea.

Mr. Thompson explained his vote.

The yeas were:

Messrs. Agnew, Anderson of Warren, Ball, Berryhill, Blythe, Brown, Burgess, Byers, Calvin, Chantry, Chapman, Crooks, Custer, Darnall, Davie, Dayton, Eilers, Estes, Field, Fillmore, Foley, Hall, Hamilton, Hart, Hauser, Head, Hobbs, Homrighaus, Horton, Hospers, Hotchkiss, Hunter, Jolly, Jones, Kennan, Kline, Larson, Lewis, Lockin, Luke, Mack, Mahoney, McFarland, Moore, Nelson, Nicoll, Oakman, Owen, Parkhurst, Paschal, Riley, Roach, Robb, Roberts, Robeson, Roe, Roundy, Russell, Schleicher, Shipley, Steele, Slosson, Smith, Teale, Theophilus, Thompson, Thornburg, Thorniley, Tipton, Walker, Wilbur, Wilson of Butler, Wyckoff, Yergey and Mr. Speaker -73.

The nays were:

Messrs. Buell, Craig, Cummins, Curtis, Dietz, Dobson, Doron, Evans, Hipwell, Limback, Mitchell, Piatt, Rice, Rowan, Townsend, Wagner, Woods and Wyman-18.

Absent or not voting:

Messrs. Anderson of Hamilton, Beem, Clarke, Draper, Duus, Eckles, Estes, Luke and Wilson of Cass-9.

So the bill passed.

Amendment by Mr. Wilbur to the title, to strike out all after the words "a bill," and insert the following: "For an act authorizing the Superintendent of Public Instruction and the Executive Council to approve school text-books for use in the public schools of the State, under certain conditions, and authorizing a vote by counties on the question of a county uniform series of text books, and by district townships and independent districts on the question of free textbooks."

Adopted, and the title as amended was agreed to.

Mr. Ball moved that the vote by which the bill passed be reconsidered and that that motion lie on the table.

Carried.

House File No. 327, a bill for an act to amend chapter 104 of the acts of the Twenty-first General Assembly.

Mr. Wilbur moved that the bill be referred to Committee on Judiciary.

Mr. Riley moved that the motion lie upon the table.

Upon this motion Messrs. Wilbur and Buell demanded the yeas and nays.

The yeas were:

Messrs. Agnew, Anderson of Hamilton, Anderson of Warren, Ball, Beem, Brown, Burgess, Byers, Calvin, Chantry, Chapman, Craig, Crooks, Cummins, Custer, Davie, Dayton, Dietz, Dobson, Eilers, Field, Fillmore, Hall, Hamilton, Hart, Hauser, Hobbs, Homrighaus, Hospers, Hotchkiss, Hunter, Kline, Larson, Lewis, Limback, McFarland, Oakman, Owen, Parkhurst, Riley, Roach, Robb, Roberts, Robeson, Roe, Roundy, Rowan, Russell, Schleicher, Shipley, Teale, Theophilus, Thompson, Thornburg, Thorniley, Walker, Wilson of Butler, Woods, Wyckoff, Yergey and Mr. Speaker-61.

The nays were:

Messrs. Buell, Darnall, Doron, Evans, Foley, Hipwell, Kennan, Lockin, Mahoney, Mitchell, Moore, Nelson, Nicoll, Paschal, Piatt, Rice, Steele, Slosson, Tipton and Wilbur-20.

Absent or not voting:

Messrs. Berryhill, Blythe, Clarke, Curtis, Draper, Duus, Eckles, Estes, Head, Horton, Jolly, Jones, Luke, Mack, Smith, Townsend, Wagner, Wilson of Cass and Wyman-19.

So the motion to table prevailed.

The question being shall the bill be read a third time? Carried.

The bill was read a third time.

The question being, shall the bill pass?

Mr. Brown explained his vote.

The yeas were:

Messrs. Agnew, Anderson of Warren, Ball, Beem, Brown, Buell, Burgess, Byers, Calvin, Chantry, Craig, Crooks, Cummins, Custer, Davie, Dobson, Eilers, Field, Fillmore, Hall, Hamilton, Hauser, Horton, Hotchkiss, Hunter, Jones, Kline, Larson, Lewis, McFarland, Nelson, Oakman, Owen, Parkhurst, Piatt, Riley, Robb, Robeson, Roe, Roundy, Russell, Schleicher, Shipley, Slosson, Teale, Theophilus, Thornburg, Walker, Wilson of Butler, Woods, Wyckoff, Yergev and Mr. Speaker-53.

The nays were:

Messrs. Anderson of Hamilton, Chapman, Darnall, Doron, Evans, Foley, Hipwell, Homrighaus, Kennan, Limback, Lockin, Mahoney, Moore, Nicoll, Paschal, Rice, Rowan, Steele, Thorniley, Tipton and Wilbur-21.

Absent or not voting:

Messrs. Berryhill, Blythe, Clarke, Curtis, Dayton, Dietz, Draper, Duus, Eckles, Estes, Hart, Head, Hobbs, Hospers, Jolly, Luke, Mack, Mitchell, Roach, Roberts, Smith, Thompson, Townsend, Wagner, Wilson of Cass and Wyman-26.

So the bill passed and the title was agreed to.

Mr. Buell filed a motion to reconsider the vote whereby House File No. 327 passed the House.

RESOLUTIONS.

By Mr. Roe:

Resolved, That when we adjourn this evening it shall be until tomorrow morning at 9 o'clock.

Adopted.

By Mr. Woods:

For final adjournment April 18th.

Laid over.

By Mr. Wyckoff:

WHEREAS, The people of the State of Iowa in common with the fellow citizens of the other States of the American Union, cherishing the sentiments and adhering to the conviction entertained by their forefathers in 1776, that taxation and representation should go hand in hand, and that local self government is one of the recognized rights of all free people, sympathize with all just efforts now being made by the people of other lands for the maintenance of the self-evident just principal of self-government.

Be it resolved by the House, the Senate concurring, That there be and is hereby extended to the suffering people of Ireland the earnest and heartfelt sympathy of the people of this State, and of their représentatives in this General Assembly in the heroic and just struggle in which that people are now engaged for "Home Rule," and the restoration of representative local government of which they have been most unjustly deprived of for the past ninety years.

Mr. Parkhurst moved reference to Committee on Federal Relations.

Upon this motion Messrs. Rowan and Hipwell demanded the yeas and nays.

The yeas were:

Messrs. Brown, Byers, Curtis, Darnall, Dobson, Doron, Eilers, Evans, Hall, Hauser, Jones, Kennan, Mack, Moore, Nelson, Nicoll, Oakman, Parkhurst, Roberts, Roe, Roundy and Shipley-24.

The nays were:

Messrs. Agnew, Ball, Beem, Blythe, Calvin, Chantry, Craig, Crooks, Cummins, Custer, Davie, Dayton, Evans, Field, Fillmore, Foley, Hamilton, Hart, Hipwell, Hotchkiss, Hunter, Jolly, Kline, Larson, Lewis, Limback, Lockin, Mahoney, McFarland, Mitchell, Owen, Paschal, Piatt, Riley, Roach, Robb, Robeson, Rowan, Russell, Schleicher, Steele, Theophilus, Thompson, Thornburg, Thorniley, Tipton, Townsend, Wagner, Wilson of Butler, Woods, Wyckoff, Yergey and Mr. Speaker-52.

Absent or not voting:

Messrs. Anderson of Hamilton, Anderson of Warren, Berryhill, Buell, Burgess, Chapman, Clarke, Dietz, Draper, Duus, Eckles, Estes, Head, Horton, Hospers, Luke, Rice, Slosson, Smith, Teale, Walker, Wilbur, Wilson of Cass and Wyman-24.

So the motion was lost.

The question being upon the passage of the resolution, Messrs. Thompson and Hunter demanded the yeas and nays.

The yeas were:

Messrs. Agnew, Anderson of Hamilton, Anderson of Warren, Ball, Beem, Blythe, Brown, Buell, Byers, Calvin, Chantry, Chapman, Craig, Crooks, Cummins, Curtis, Custer, Darnall, Davie, Dayton, Dobson, Doron, Eilers, Evans, Field, Fillmore, Foley, Hall, Hamilton, Hart, Hauser, Head, Hipwell, Hobbs, Homrighaus, Horton, Hospers, Hotohkiss, Hunter, Jolly, Jones, Kennan, Kline, Larson, Lewis, Limback, Lockin, Mack, Mahoney, McFarland, Mitchell, Moore, Nelson, Nicoll, Oakman, Owen, Parkhurst, Paschal, Piatt, Rice, Riley, Roach, Robb, Roberts, Robeson, Roe, Roundy, Rowan, Russell, Schleicher, Shipley, Steele, Slosson, Smith, Teale, Theophilus, Thompson, Thornburg, Thorniley, Tipton, Townsend, Wagner, Walker, Wilbur, Wilson of Butler, Woods, Wyckoff, Yergey and Mr. Speaker—89.

The nays were none.

Absent or not voting:

Messrs. Berryhill, Burgess, Clarke, Dietz, Draper, Duus, Eckles, Estes, Luke, Wilson of Cass and Wyman-11.

So the resolution was adopted.

#### MESSAGE FROM THE SENATE.

The following message was received from the Senate:

ME. SPEAKEE-I am directed to inform your honorable body that the Senate has passed the following House bills:

House File No. 37, a bill for an act for the protection of discharged employee and to prevent black listing.

Also, House File No. 381, a bill for an act creating in all cities of the first class, having a population according to any legally authorized census of more than thirty thousand inhabitants, a board of public works and defining the powers and duties of its members.

Also, substitute for House File No. 501, a bill for an act to provide

for and regulate the sale of intoxicating liquors for necessary purposes; and to make more efficient the laws for the suppression of intemperance; and to repeal sections 1524, 1526, 1527, 1528, 1529, 1530, 1531, 1532, 1533, 1584, 1585, 1586, 1587 and 1538 of the Code of 1873, as amended by chapter 143, of the acts of the Twentieth General Assembly and all that part of section 2, chapter 83, acts of the Twentyfirst General Assembly after the words "medicines and poisons" in the fifth line thereof, with Senate amendments.

C. H. BROCK, Secretary.

#### BILLS ON CALENDAR.

On motion of Mr. Darnall the rules were suspended and House File No. 623, a bill for an act to legalize the transfer of certain bridge funds to the general fund by the board of supervisors of Fayette county, Iowa, was taken up.

Mr. Darnall moved the rules be suspended, the bill considered engrossed, and read a third time now.

Carried.

The bill was read a third time.

The question being shall the bill pass?

The yeas were:

Messrs. Agnew, Anderson of Hamilton, Anderson of Warren, Ball, Beem, Blythe, Brown, Buell, Burgess, Byers, Calvin, Chantry, Chapman, Craig, Crooks, Cummins, Curtis, Custer, Darnall, Davie, Dayton, Dietz, Dobson, Doron, Eilers, Evans, Field, Fillmore, Foley, Hall, Hamilton, Hart, Hauser, Head, Hipwell, Hobbs, Homrighaus, Horton, Hospers, Hotchkiss, Hunter, Jolly, Jones, Kennan, Kline, Larson, Lewis, Limback, Lockin, Mack, Mahoney, McFarland, Mitchell, Moore, Nelson, Nicoll, Oakman, Owen, Parkhurst, Paschal, Piatt, Rice, Riley, Roach, Robb, Roberts, Robeson, Roe, Roundy, Rowan, Russell, Schleicher, Shipley, Steele, Slosson, Smith, Teale, Theophilus, Thompson, Thornburg, Thorniley, Tipton, Townsend, Wagner, Walker, Wilbur, Wilson of Butler, Woods, Wyckoff, Yergey and Mr. Speaker -91.

The nays were none.

Absent or not voting:

Messrs. Berryhill, Clarke, Draper, Duus, Eckles, Estes, Luke, Wilson of Cass and Wyman-9.

So the bill passed and the title was agreed to.

On motion of Mr. Hunter the House adjourned.

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# HALL OF THE HOUSE OF REPRESENTATIVES, DES MOINES, IOWA, April 6, 1888.

House met in regular session at 9 A. M. Speaker in the chair. Prayer by Rev. E. J. Burton. Journal of yesterday read and approved. Appropriations Committee excused for one hour.

#### RESOLUTION LAID OVER.

By Mr. Robb, relative to investigating the State University. Mr. Smith moved reference to Committee on Retrenchment and Reform, with instructions to report to morrow morning.

Carried.

## MESSAGE FROM THE SENATE.

The following message was received from the Senate:

ME. SPEAKEE—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. 317, a bill for an act supplemental to chapter 143 of the acts of the Twentieth General Assembly, and chapter 66 of the acts of the Twenty-first General Assembly, relating to the sale of intoxicating liquors and abatement of nuisances.

Also, has concurred in House File No. 46, a bill for an act to amend section 1160, chapter 4, title 9 of the Code of Iowa, relating to mutual insurance companies.

C. H. BROCK, Secretary.

#### BILLS ON CALENDAR.

On motion of Mr. Riley the rules were suspended and House File No. 472, a bill for an act to provide for the revision and codification of the statutes of Iowa, taken up.

Amendments by the committee:

To section 1. Insert "five" in blank in 2d line. Strike out the word "Governor" and insert "Supreme Court".

To section 2. Strike out the word "Governor" in line 1, and insert "Supreme Court". Fill first blank in line 2 with "1st", second blank with "June", and third blank with "five".

To section 3. Fill blank in 1st line with the word "sixty"; fill blank in 5th line with word "twenty".

To section 4. Insert after the word "consecutively" in the 3th line, the words "they shall prepare and suggest any amendments or additions which in their judgment ought to become a part of the Code."

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To section 5. Insert in first blank "1st" and in second blank "January".

To section 6. Strike out of the 6th and 7th lines the words "two copies to each member of the Twenty-third General Assembly when the same shall have been elected."

Strike out of the 10th and 11th lines the words "to all persons except the members of the Twenty-third General Assembly."

Strike out of lines 12 and 13 the words "and to each member of the Twenty-third General Assembly immediately after their election."

Insert after the word "Society" in the 8th line, the words "five copies to the State Library."

Insert in the first blank in line 1 the words "three thousand".

Insert in the second blank in line 1 the word "January".

Insert in the blank in line 2 the word "fifteenth".

Insert in the first blank in the 11th line the words "twenty fifth", and in the second blank the word "January".

To section 7. Insert in the blank in the 1st line the word "ten", and in the blank in the 2d line the word "five", and in the blank in the 4th line the the word "five".

Add the following as section 9:

"Sec. 9. 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 Des Moines Leader, newspapers publishea at Des Moines, Iowa."

Amendments by committee adopted.

Mr. Riley moved that the rules be suspended, the bill considered engrossed, and read a third time now.

Carried.

The bill was read a third time.

The question being shall the bill pass?

Mr. Beem explained his vote.

The yeas were:

Messrs. Agnew, Anderson of Hamilton, Ball, Blythe, Brown, Byers, Calvin, Chantry, Chapman, Crooks, Cummins, Custer, Dayton, Dobson, Doron, Duus, Eilers, Evans, Field, Foley, Hall, Hamilton, Hart, Hauser, Hobbs, Homrighaus, Hospers, Hotchkiss, Jolly, Jones, Kennan, Kline, Larson, Lewis, Lockin, Mack, Mahoney, McFarland, Moore, Nelson, Nicoll, Oakman, Owen, Parkhurst, Paschal, Piatt, Riley, Roach, Robb, Roberts, Roe, Roundy, Rowan, Russell, Schleicher, Shipley, Steele, Slosson, Teale, Theophilus, Thompson, Thornburg, Thorniley, Tipton, Townsend, Walker, Wilbur, Wilsonof Butler, Woods, Wyckoff, Wyman, Yergey and Mr. Speaker-73.

The nays were:

Messrs. Beem and Mitchell-9.

Absent or not voting:

Messrs. Anderson of Warren, Berryhill, Buell, Burgess, Clarke, Craig, Curtis, Darnall, Davie, Dietz, Draper, Eckles, Estes, Fillmore, Head, Hipwell, Horton, Hunter, Limbaok, Luke, Rice, Robeson, Smith, Wagner and Wilson of Cass-24.

So the bill passed and the title was agreed to.

On motion of Mr. Mahoney the rules were suspended and House

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File No. 61, a bill for an act to amend section 1280 of the Code and making railway corporations absolutely liable for all damages by fire set out or caused by operating such railways and for double damages and additional damages therefor in certain cases by fire, be taken up.

Amendment by committee:

To strike out sections 2 and 3.

Adopted.

Mr. Mahoney moved that the rules be suspended, the bill considered engrossed and read a third time now.

Carried.

The bill was read a third time.

The question being, shall the bill pass?

The yeas were:

Messrs. Agnew, Anderson of Hamilton, Ball, Beem, Brown, Byers, Calvin, Chantry, Chapman, Craig, Crooks, Custer, Davie, Dayton, Dobson, Doron, Duus, Eilers, Field, Hall, Hamilton, Hart, Hauser, Head, Hobbs, Homrighaus, Hospers, Hotchkiss, Hunter, Jolly, Jones, Kennan, Larson, Lewis, Lockin, Mack, Mahoney, McFarland, Mitchell, Moore, Nelson, Nicoll, Oakman, Owen, Parkhurst, Piatt, Riley, Roach, Roberts, Robeson, Roe, Roundy, Russell, Schleicher, Shipley, Steele, Slosson, Teale, Thompson, Thornburg, Thorniley, Tipton, Townsend, Walker, Wilbur, Wilson of Butler, Wilson of Caus, Wyckoff, Wyman, Yergey and Mr. Speaker-71.

The nays were:

Mr. Cummins-1.

Absent or not voting:

Messrs. Anderson of Warren, Berryhill, Blythe, Buell, Burgess, Clarke, Curtis, Darnall, Dietz, Draper, Eckles, Estes, Evans, Fillmore, Foley, Hipwell, Horton, Kline, Limback, Luke, Paschal, Rice, Robb,

Rowan, Smith, Theophilus, Wagner and Woods-28.

So the bill passed.

Amendment by Mr. Mahoney to the title, to strike out all after the word "railways."

Adopted, and the title as amended was agreed to.

On motion of Mr. Kennan the rules were suspended and House File No. 555, a bill for an act to repeal section 1672 of the Code of Iowa and enact a substitute therefor, relating to the admission of pupils from other States in the College for the Blind, taken up.

Amendments by committee:

To strike out of line 2 of printed bill the words "amended by substituting the following therefor," and insert "repealed and the following enacted in lieu thereof."

Also, to insert the word "and" before the word "if" in the 4th line.

Also, to insert the word "the" before the word "same" in 8th line. Also, to add the following at the end of the section: "Provided that no such person shall be so received to the exclusion of any resident of this State."

Amendments by committee adopted.

Amendment by Mr. Kennan, to strike out in line 8 all after the second word, "State," and in line 9 up to the word "pupils" and insert the following: "one-fourth of the sum above mentioned (per quarter) for support of said pupils." Adopted.

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Mr. Kennan moved that the rules be suspended, the bill considered engrossed and read a third time now.

Carried.

The bill was read a third time.

The question being shall the bill pass?

The yeas were:

Messrs. Anderson of Hamilton, Ball, Brown, Byers, Calvin, Chantry, Chapman, Crooks, Curtis, Custer, Darnall, Dayton, Dobson, Doron, Duus, Eilers, Evans, Field, Foley, Hamilton, Hart, Hauser, Head, Hobbs, Homrighaus, Horton, Hospers, Hotchkiss, Hunter, Jolly, Jones, Kennan, Kline, Larson, Limback, Lockin, Mack, Mahoney, Mitchell, Moore, Nelson, Nicoll, Oakman, Owen, Parkhurst, Piatt, Rice, Roach, Roberts, Roe, Roundy, Rowan, Russell, Schleicher, Shipley, Steele, Slosson, Theophilus, Thompson, Thornburg, Thorniley, Tipton, Townsend, Wilbur, Wilson of Butler, Wilson of Cass, Woods, Wyckoff, Wyman, Yergey and Mr. Speaker-71.

The nays were:

Messrs. Agnew, Beem, Davie, Lewis, Paschal and Teale-6. Absent or not voting:

Messrs. Anderson of Warren, Berryhill, Blythe, Buell, Burgess, Clarke, Craig, Cummins, Dietz, Draper, Eckles, Estes, Fillmore, Hall, Hipwell, Luke, McFarland, Riley, Robb, Robeson, Smith, Wagner and Walker—23.

So the bill passed and the title was agreed to.

On motion of Mr. Wilbur the rules were suspended and Senate File No. 139, a bill for an act to amend chapter 165 of the acts of the Seventeenth General Assembly, relating to capital punishment, taken up.

Amendment by Mr. Thompson, to strike out all after the enacting clause and insert the following: "that chapter 165 of the laws of the Seventeenth General Assembly be and the same is hereby repealed."

Lost.

Mr. Custer moved the previous question.

Carried.

The question being shall the bill be read a third time? Carried

The bill was read a third time.

The question being shall the bill pase?

Mr. Robb explained his vote as follows:

ME. SPEAKEE—I am opposed to capital punishment; but if such acts of barbarity must be perpetrated, I am in favor of having them made as public as possible, so that the people may see the disgusting exhibition of State crime. I am opposed to making slaughter houses out of our penitentiaries; I vote no.

Mr. Russell explained his vote.

Mr. Byers explained his vote as follows:

ME. SPEAKEE—The object of punishment is to prevent orime, to reform oriminals, and to remunerate the injured. Capital punishment accomplishes neither. To make the present law relating to capital punishment as obnoxious with the people as possible (thereby hoping to secure its repeal), I am in favor of having oriminals executed in the county wherein their crime was committed. On this bill I therefore, vote no.

Mr. Chantry explained his vote as follows:

ME. SPEAKEE—I am conscientiously opposed to recognizing capital punishment by our laws in any form. I believe it is directly in conflict with all christian theories, and teaching that the transgressor is never beyond the power of reprieve spiritually, neither do I believe he should be temporally. I therefore vote no.

The yeas were:

Messrs. Anderson of Hamilton, Ball, Berryhill, Blythe, Brown, Cummins, Darnall, Davie, Doron, Duus, Fillmore, Hall, Hart, Horton, Hospers, Hotchkiss, Hunter, Jolly, Kennan, Larson, Lewis, Limback, Mack, Mahoney, McFarland, Nelson, Nicoll, Oakman, Paschal, Riley, Roberts, Rowan, Schleicher, Smith, Teale, Theophilus, Thornburg, Tipton, Towned, Wilbur, Wilson of Butler, Wyman, Yergey and Mr. Speaker-44.

The navs were:

Messrs. Agnew, Anderson of Warren, Beem, Burgess, Byers, Calvin, Chantry, Chapman, Craig, Crooks, Curtis, Custer, Dayton, Dobson, Eilers, Evans, Field, Hamilton, Hauser, Head, Hobbs, Jones, Kline, Lockin, Mitchell, Moore, Owen, Parkhurst, Piatt, Rice, Roach, Robb, Robeson, Roe, Roundy, Russell, Shipley, Steele, Slosson, Thompson, Thorniley, Walker, Wilson of Cass, Woods and Wyckoff -45.

Absent or not voting:

Messrs. Buell, Clarke, Dietz, Draper, Eckles, Estes, Foley, Hipwell, Homrighaus, Luke and Wagner-11.

So the bill was lost on passage.

On motion of Mr. Steele the rules were suspended and Senate File No. 320, a bill for an act to repeal section 1623 of the Code, and enact a substitute therefor, relating to the appointment of trustees of the Soldiers' Orphans' Home, and Home for Destitute Children at Davenport, Iowa, taken up.

The question being shall the bill be read a third time. Carried.

The bill was read a third time.

The question being, shall the bill pass?

The yeas were:

Messrs. Agnew, Anderson of Hamilton, Anderson of Warren, Ball, Beem, Berryhill, Blythe, Brown, Burgess, Byers, Calvin, Chantry, Chapman, Craig, Crooks, Cummins, Curtis, Custer, Darnall, Davie, Dayton, Dobson, Doron, Duus, Eilers, Evans, Field, Fillmore, Foley, Hall, Hamilton, Hart, Hauser, Head, Hipwell, Hobbs, Homrighaus, Horton, Hospers, Hotohkiss, Hunter, Jolly, Jones, Kennan, Kline, Larson, Lewis, Limback, Lookin, Mack, Mahoney, McFarland, Mitchell, Moore, Nelson, Nicoll, Oakman, Owen, Parkhurst, Paschal, Riley, Roach, Robb, Roberts, Robeson, Roe, Roundy, Rowan, Russell, Sohleicher, Shipley, Steele, Slosson, Smith, Teale, Theophilus, Thompson, Thornburg, Thorniley, Tipton, Townsend, Wagner, Walker, Wilbur, Wilson of Butler, Wilson of Cass, Woods, Wyckoff, Wyman, Yergey and Mr. Speaker-91. The nays were:

Mr. Piatt-1.

Absent or not voting:

Messrs. Buell, Clarke, Dietz, Draper, Eckles, Estes, Luke and Rice-8.

So the bill passed and the title was agreed to.

#### SENATE MESSAGES CONSIDERED.

Substitute for House File No. 501.

Amendments by the Senate to engrossed bill as reprinted:

To add to the title the words "and to amend sections 1 and 4, chapter 75, acts of the Eighteenth General Assembly, and to provide penalties and proceedings for violations of the provisions thereof."

To section 1. To insert the words "pharmaceutical and" before the word "medicinal" in line 4, and to strike out the same words in line 5.

To section 3. To insert the word "or" before the word "town" in line 8, and to strike out the words "or ward" in line 9.

To section 4. To strike out the character and figures "\$1,000" in line 3.

Also, to strike out the word "or" in line 9 and to insert the words "or given away" after the word "sold" in same line.

Also, to strike out in line 17 the words "of chapter 6, title 11."

To section 5. To strike out the words "a majority" in line 2 and insert in lieu thereof the words "one third."

Also, to insert the words "incorporated town" after the word "township" in third line.

To section 7. To insert after "I \_\_\_\_\_" in line 3 the words "do solemly swear (or affirm) that I \_\_\_\_\_"

To section 8. To insert the word "district" before the word "court" in line 8.

Also, to strike out the word "any" in line 5.

Also, to insert the word "the" before the word "suppression" in line 19.

Also, to strike out all after the first word "permit," in line 20, and insert the following: The papers and order in such case shall be immediately returned to and filed by the clerk of the court, if heard by the judge, and the order entered of record as if made in court; and if in this or any other proceeding, civil or criminal, it shall be adjudged by the court or judge, that any registered pharmacist, proprietor or clerk, has been guilty of violating this act or the act for the suppression of intemperance and amendments thereto, by unlawfully manufacturing, selling, giving away, or unlawfully keeping with intent to sell, intoxicating liquors, such adjudication may in the discretion of the Commissioners of Pharmacy work a forfeiture of his certificate of registration, and the Commissioners of Pharmacy shall, upon receipt of a transcript of a judgment or order authenticated by the clerk of the court showing a second and subsequent violation, cancel his registration. It shall be the duty of the clerk to forward to the Commissioners of Pharmacy such transcripts without charge therefor, as soon as practicable after final judgment or order.

To section 12, to strike out the words "user of," in line 17, and insert in lieu thereof the words "in the habit of using,"

Also, to strike out the words "prima facie evidence," in line 27.

Also, to insert the words "by said auditor" before the word "paid," in line 31, and to change the word "in," in same line, to "into."

To section 13, to strike out the words "second Monday," in line 1, and insert in lieu thereof the words "tenth day."

Also to insert before the words "county attorney," in line 15, the words "Commissioners of Pharmacy and the".

Also, to add at end of section the following: All forms necessary to carry out the provisions of this act, not otherwise provided for, shall be as may be provided by the Commissioners of Pharmacy.

To section 14, to insert the words "giving away" after the word "selling," in line 10.

Also, to change the word "act," in line 20, to "acts."

Also, to insert after the word "intemperance," in lines 20 and 21, the words "and acts amendatory thereof."

To section 15, to insert the word "intoxicating" before the word "liquors," in line 3.

Also, to insert after the word "beverage," in line 4, the following: Said permit holders shall not charge such registered pharmacists over ten per cent net profit for liquors so sold.

Also, to strike out the words "second Monday," in line 6, and insert in lieu thereof the words "tenth day."

Also, to insert the word "intoxicating" before the word "liquors," in line 13.

To section 16, to change the word "therefore," in line 4, to "therefor"; also, the word "clerks," in line 6, to clerk"; also, the word "employers," in line 7, to "employer."

To section 17, to strike out the word "could," in line 3, and insert in lieu thereof the word "can."

To section 18, to insert after the word "Pharmacy," in line 2, the words "or any acts for the suppression of intemperance or amendments thereto."

Also, to strike out the figures "25," in line 5, and insert in lieu thereof the figures "50."

Also, to add at end of section the following: Said amount to be drawn from time to time upon the warrant of the State Auditor, which shall issue for the payment of expenses actually incurred in said prosecutions, after said expenses shall have been audited by the Executive Council.

To section 19, to insert after the word "conviction," in line 4, the words "therefor shall be."

Also, to strike out the word "to," in line 6.

Also, to strike out the word "thereof," in line 9, and insert in lieu thereof the word "therefor."

To renumber section 21 as section 23, and add the following as sections 21 and 22:

Sec. 21. That section 1, chapter 75 of the acts of the Eighteenth General Assembly be and the same is hereby amended by striking out the words "for medical use, except as hereinafter provided," at the end of said section and inserting in lieu thereof the words "and any person violating the provisions of this section shall be liable to pay a penalty of five dollars for each day of such violation and cost of prosecution. Suits brought to recover any of the penalties provided for in this act or the acts to which it is amendatory shall be instituted in the name of the State of Iowa by the county attorney or under the direction and by the authority of the Commissioners of Pharmacy for the State of Iowa. In all cases brought under this act or the acts to which it is amendatory, the prosecution need not prove that the defendant has not the required pharmacy certificate of registration; if the defendant has such certificate he must produce it."

Sec. 22. That section 4, chapter 75 of the acts of the Eighteenth General Assembly be and the same is hereby amended by striking out the words "a duplicate of which is to be kept in the Secretary of State's office" in the 2d and 3d lines of said section.

The question being shall the Senate amendments be agreed to?

Mr. Rice explained his vote as follows:

I am opposed to the bill; and if I thought there was any show to defeat it by voting against concurring in the Senate amendments I would oppose them, but believing the act will become a law, and that the amendments offered will make the law a little better than without them, I vote age.

The yeas were:

Messrs. Agnew, Anderson of Hamilton, Anderson of Warren, Ball, Berryhill, Blythe, Brown, Byers, Calvin, Chantry, Chapman, Crooks, Curtis, Custer, Darnall, Dobson, Doron, Eilers, Evans, Field, Fillmore, Hall, Hauser, Head, Hobbs, Hospers, Hunter, Jones, Kennan, Lewis, Lockin, Mack, Mahoney, McFarland, Moore, Nelson, Nicoll, Oakman, Parkhurst, Paschal, Rice, Riley, Roach, Roberts, Robeson, Schleicher, Shipley, Steele, Slosson, Smith, Teale, Theophilus, Thornburg, Thorniley, Tipton, Townsend, Walker, Wilbur, Wilson of Butler, Wilson of Cass, Woods, Wyckoff, Yergey and Mr. Speaker-64.

The nays were:

Messrs. Beem, Burgess, Craig, Crooks, Cummins, Davie, Dayton, Duus, Foley, Hamilton, Hart, Hipwell, Homrighaus, Horton, Hotchkiss, Jolly, Kline, Larson, Limback, Mitchell, Owen, Piatt, Robb, Roe, Roundy, Rowan, Russell, Thomp-son, Wagner and Wyman-29.

Absent or not voting:

Messrs. Buell, Clarke, Dietz, Draper, Eckles, Estes and Luke-7.

So the amendments were agreed to.

Mr. Teale filed a motion to reconsider the vote whereby House File No. 472 passed the House.

Mr. McFarland filed a motion to reconsider the vote whereby substitute for House File No. 110 passed the House.

House File No. 37, amendment by Senate to add to section one, "But this act shall not be construed as prohibiting any person or agent of any company or corporation from informing any other person, company or corporation of the reasons for such discharge, when it was for gross negligence or incompetency or for drunkenness or for the commission of any crime known to the laws of this State."

Mr. Hall moved that the House disagree to the amendment. Carried.



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House File No. 24, amendments by Senate to insert in line 2 of section 1, after the word "screened" the words, "unless otherwise agreed to in writing."

To strike out section 5.

To strike out of section 6, lines 5 and 6, the words, "nor by reason of his having consented thereto."

The question being upon agreeing to the amendments.

Mr. Craig explained his vote as follows:

MR. SPEAKEE—I am heartily in favor of the bill as it passed the House, and believe the amendments ingrafted into the bill by the Senate destroys it, but understanding the miners are willing to accept it rather than have no legislation at all, I vote aye.

Mr. Cammins explained his vote as follows:

ME. SPEAKEE—I desire to explain my vote. I was heartily in favor of this bill as it passed the House. In my opinion the amendments proposed by the Senate robs the bill of any virtue or efficiency whatsoever and under ordinary circumstances I would vote against concurrence, but inasmuch as the representatives of the body of men most interested, viz: the miners, desire its passage in its present form believing that it is the best that can be done, I vote aye.

Mr. Ball explained his vote as follows:

MR. SPEAKEE—I vote no on concurrence in the Senate amendment because I am opposed to the enactment of laws containing provisions for their own nullification, and as the Senate amendment defeats the object of the bill and furnishes an incentive for dissatisfaction and strikes. I prefer the defeat of the bill to its passage with the amendment.

Mr. Byers explained his vote as follows:

DE. SPEAKEE—Believing that the amendments offered by the Senate virtually destroys the object sought to be accomplished originally by the bill, and hoping by means of a conference committee to gain a compromise nearer the original intention of the measure, on the question of concurring with the amendments offered by the Senate, I therefore vote no.

Mr. Russell explained his vote as follows:

MR. SPEAKEE—I understand that the amendments by the Senate practically ruins the merits of the bill. Yet, I further understand it is the opinion of the friends of the bill that it is better than nothing, and in hopes of securing something for the cause of the miners I vote aye.

Mr. Roe explained his vote as follows:

MR. SPEAKER—I desire to explain my vote and will send to the clerk's desk. While it is my desire to do all I can for the laboring man, and while I recognize the fact that there are many wrongs and grievances the miners have, and while I did all I could for the passage of this measure in the form it left the House, yet in its mutilated form as it comes back I cannot conscientiously concur, as in my judgment it will leave them in worse circumstances than before; it will be like the play of Hamlet with Hamlet left out.

Mr. Robb explained his vote as follows:

MR. SPEAKEE—This branch of both the Twenty-first and the Twenty-second General Assemblies have recognized that the miners of Iowa are suffering gross wrongs at the hands of the operators by the use of screens. Two bills have passed this branch of these assemblies to remedy these wrongs. The present bill comes back to us emasculated of its beneficent measures by the insertion of a clause that makes it inoperative. The miners of Iowa already have the right of making contracts to prevent the use of screens. This law recognizes the wrong but does not provide a remedy. It will generate strikes and I believe will work a great injury to the miners and to the State. If the miners could enforce their rights they would need no law like this, but being unable to do so, they have asked this legislature to enact a law for their relief. This amendment nullifies the entire act and leaves the miner to enforce the law only by strikes.

Mr. Custer explained his vote as follows:

ME. SPEAKEE—I vote aye for the amendment as attached by the Senate to House File No. 24, from the fact that the miners through their agent, Sullivan, and Senator McCoy, representing the mine owners, entered into a compromise whereby the truck store bill and House File No. 55, became laws. While I recognize the fact that the miners will not now be benefited by House File No. 24, yet they have gained such laws as will do them good and they will have the frame-work of a good bill in House File No. 24, and when the Twenty-third General Assembly convenes they can then knock out that part of House File No. 24 as relates to the written contract, and under these circumstances, although not doing for the miners what I would like, yet I am constrained to vote aye.

The yeas were:

Messrs. Agnew, Anderson of Warren, Blythe, Calvin, Craig, Crooks, Cummins, Custer, Dayton, Doron, Evans, Field, Fillmore, Foley, Hall, Hauser, Head, Hospers, Hunter, Jolly, Jones, Kennan, Larson, Lockin, Mack, Mitchell, Moore, Nelson, Oakman, Paschal, Piatt, Riley, Roach, Roberts, Robeson, Russell, Schleicher, Shipley, Steele, Smith, Thornburg, Thorniley, Tipton, Townsend, Walker, Wilbur, Wilson of Butler and Wilson of Cass-48.

The nays were:

Messrs. Anderson of Hamilton, Ball, Beem, Berryhill, Brown, Burgess, Byers, Chantry, Chapman, Darnall, Davie, Dobson, Daus, Hamil. ton, Hart, Homrighaus, Horton, Hotchkiss, Kline, Lewis, McFarland, Nicoll, Owen, Parkhurst, Robb, Roe, Roundy, Slosson, Thompson, Woods, Wyckoff, Yergey and Mr. Speaker-34.

Absent or not voting:

Messrs. Buell, Clarke, Curtis, Dietz, Draper, Eckles, Eilers, Estes, Hipwell, Hobbs, Limback, Luke, Mahoney, Rice, Rowan, Teale, Theophilus, Wagner and Wyman-19.

So the amendments were agreed to.

#### REPORT OF COMMITTEE.

Mr. Hunter, from the Committee on Enrolled Bills, submitted the following report:

ME. SPEAKEE-Your Committee on Enrolled Bills respectfully report that they have this day presented to the Governor for his approval the following bills: 1888.]

House File No. 55, a bill for an act to amend chapter 20, of the acts of the Twentieth General Assembly, providing for the weighing of coal at mines.

House File No. 455, an act to amend section 8179 of the Code.

House File No. 334, an act to amend section 260 of the Code, relating to notaries public.

House File No. 580, an act to amend section five (5) of chapter one hundred and thirty-four (134) of the acts of the Twenty-first General Assembly, and to define the jurisdiction of the district court, held at places other than the county seat.

House File No. 1, a bill for an act to provide for the formation of independent school districts.

House File No. 85, a bill for an act to change the manner of selecting railroad commissioners, and to repeal sections 2 and 8, chapter 77, acts of the Seventeenth General Assembly, and to provide for the election of and to prescribe the qualifications of railroad commissioners, and for the appointment of a secretary.

House File No. 113, a bill for an act to provide for the payment of wages of workmen employed in mines in the State of Iowa in lawful money of the United States, and to protect said workmen in the management and control of their own earnings.

House File No. 387, a bill for an act to regulate the appropriation of money in certain cities of the first class.

HUNTER, Chairman.

# MESSAGE FROM THE GOVERNOR.

The following message was received from the Governor:

ME. SPEAKEE—I am directed by the Governor to report that he has approved, signed and deposited in the office of the Secretary of State.

House File No. 384, an act to fix the compensation to be paid to members of the city council, in cities of the first class.

House File No. 373, an act to regulate railroad corporations and other common carriers in this State, and to increase the powers and further define the duties of the Board of Railroad Commissioners in relation to the same, and to prevent and punish extortion and unjust discrimination in the rates charged for the transportation of passengers and freights on railroads in this State; and to prescribe a mode of procedure and rules of evidence in relation thereto; and to repeal section 11, of chapter 77, of the acts of the Seventeenth General Assembly, in relation to the Board of Railroad Commissioners, and all laws in force in direct conflict with the provisions of this act.

# FRED'K W. HOSSFELD, Private Secretary.

# SENATE MESSAGES CONTINUED.

Mr. Custer moved the appointment of a conference committee on House File No. 24.

Carried.

Senate File No. 317, a bill for an act supplemental to chapter 143, of the acts of the Twentieth General Assembly and chapter 66 of the acts of the Twenty-first General Assembly, relating to the sale of intoxicating liquors and abatement of nuisances.

The bill was read first and second time.

Mr. Riley moved that the rules be suspended and the bill read a third time now.

Mr. Craig moved reference to the Committee on Suppression of Intemperance.

Upon this motion Messrs. Anderson of Warren and Nicoll demanded the yeas and nays.

The yeas were:

Messrs. Beem, Burgess, Craig, Duus, Eilers, Evans, Foley, Hall, Hamilton, Hart, Homrighaus, Horton, Hotohkiss, Jolly, Kline, Larson, Limback, Mitchell, Moore, Owen, Parkhurst, Piatt, Rice, Robb, Rowan, Theophilus, Thompson, Wagner, Woods and Wyman-29.

The nays were:

Messrs. Agnew, Anderson of Hamilton, Anderson of Warren, Ball, Berryhill, Blythe, Brown, Byers, Calvin, Chantry, Chapman, Crooks, Darnall, Doron, Field, Fillmore, Hall, Hauser, Head, Hospers, Jones, Kennan, Lewis, Lockin, Mack, Mahoney, McFarland, Nelson, Nicoll, Oakman, Roach, Roberts, Robeson, Roe, Roundy, Shipley, Steele, Slosson, Smith, Teale, Thornburg, Thorniley, Tipton, Townsend, Wilbur, Wilson of Butler, Wilson of Cass, Wyckoff, Yergey and Mr. Speaker-49.

Absent or not voting:

Messrs. Buell, Clarke, Cummins, Curtis, Custer, Davie, Dayton, Dietz, Dobson, Draper, Eckles, Estes, Hipwell, Hobbs, Hunter, Luke, Paschal, Riley, Russell, Schleicher, Steele and Walker-22.

So the motion was lost.

The question recurring upon the motion to suspend the rules and have the bill read a third time now.

Messrs. Thompson and Burgess demanded the yeas and nays.

The yeas were:

Messrs. Agnew, Anderson of Hamilton, Anderson of Warren, Ball, Berryhill, Blythe, Brown, Byers, Calvin, Chantry, Ohapman, Crooks, Custer, Darnall, Dobson, Doron, Field, Fillmore, Hall, Hauser, Head, Hobbs, Hospers, Hunter, Jones, Kennan, Lewis, Lockin, Mack, Mahoney, McFarland, Nelson, Nicoll, Oakman, Parkhurst, Paschal, Riley, Roach, Roberts, Robeson, Schleicher, Shipley, Steele, Slosson, Smith, Teale, Thornburg, Thorniley, Tipton, Townsend, Walker, Wilbur, Wilson of Butler, Wilson of Cass, Wyckoff, Yergey and Mr. Speaker-56.

The nays were:

Messrs. Beem, Burgess, Craig, Cummins, Davie, Dayton, Duus, Eckles, Eilers, Evans, Foley, Hamilton, Hart, Homrighaus, Horton, Hotchkiss, Jolly, Kline, Larson, Limback, Mitchell, Moore, Owen, Piatt, Rice, Robb, Roe, Roundy, Rowan, Theophilus, Thompson, Wagner, Woods and Wyman-33.

Absent or not voting:

Messrs. Buell, Clarke, Curtis, Dietz, Draper, Eckles, Estes, Hipwell, Luke, Parkhust and Russell-11.

So the motion not having received a two-thirds majority was lost.

Mr. Berryhill moved that the bill be read a third time at 3 P. M. tomorrow and that it be printed.

Carried by a two-thirds vote.

Mr. Wilbur in the chair.

#### BILLS ON CALENDAR.

On motion of Mr. Berryhill the rules were suspended and House File No. 397, a bill for an act granting additional powers to certain cities of the first class and to cities organized under special charters, was taken up.

Amendments by committee:

To strike out of lines 4, 5, 6 and 7 of the printed bill the words, "to compel the slaughtering of all animals to be sold within the corporate limits of such city, to be done at the public slaughtering houses or places established therefor and to charge or enforce a reasonable rental or license for such privilege," and inserting in lieu thereof the words, "and to regulate the slaughtering of all animals within the corporate limits of such city."

Also, to strike out in line 12 the word "twelve," and insert in lieu thereof the word "fifteen."

Also, to strike out in lines 13, 14 and 15 of the printed bill the words, "and to levy a general tax of not more than one mill on the taxable property of such city for the purpose of paying such expenses and for the paying of inspectors and incidental expenses of paving and sewers."

Amendments by committee adopted.

Amendment by Mr. Berryhill:

To insert after the words, "such privilege," in line 7 of printed bill the following words, "to license and regulate bill pooling."

Adopted.

Amendment by Mr. Berryhill:

To insert in line 11, after the word "rumored," the following words: "Provided, however, that the expenses thereof shall not exceed one and one-half cents per front foot of any lot."

Adopted.

Amendment by Mr. Berryhill:

To strike out after the words "water rates", in line 18, the following: "district telegraph, telephone and telephone service."

Adopted.

Amendment by Mr. Berryhill:

To insert in line 46, after the words "of bridges", the words "and oulverts."

Adopted.

Amendment by Mr. Berryhill:

To insert after the words "by such cities", in line 48, the following. "And it is hereby made the duty of the board of supervisors of the counties within which such cities are located, to levy annually upon all the taxable property within such city such a per centum for that purpose as may be directed by the city council of such cities, not including the limit fixed by law."

Adopted.

Amendment by Mr. Cummins:

To strike out the word "railway" in line 16, and insert before the word "electric" in same line, the word "other".

Adopted.

Mr. Berryhill moved that the rule be suspended, the bill considconsidered engrossed, and read a third time now.

Carried.

The bill was read a third time.

The question being shall the bill pass?

The yeas were:

Messrs. Agnew, Anderson of Hamilton, Anderson of Warren, Ball, Berryhill, Blythe, Brown, Byers, Calvin, Chantry, Chapman, Craig, Crooks, Cummins, Curtis, Custer, Darnall, Davie, Dayton, Dobson, Doron, Duus, Eilers, Evans, Field, Fillmore, Foley, Hall, Hamilton, Hart, Hauser, Head, Hipwell, Hobbs, Homrighaus, Horton, Hospers, Hotchkiss, Hunter, Jolly, Jones, Kennan, Kline, Lewis, Limback, Lockin, Mack, Mahoney, McFarland, Mitchell, Moore, Nelson, Nicoll, Oakman, Owen, Parkhurst, Paschal, Piatt, Rice, Riley, Roach, Robb, Roberts, Robeson, Roe, Roundy, Rowan, Russell, Schleicher, Shipley, Steele, Slosson, Smith, Teale, Theophilus, Thompson, Thornburg, Thorniley, Tipton, Townsend, Wagner, Walker, Wilbur, Wilson of Butler, Wilson of Cass, Woods, Wyckoff, Wyman, Yergey and Mr. Speaker-90.

The nays were:

Mr. Beem-1.

Absent or not voting:

Messrs. Buell, Burgess, Clarke, Dietz, Draper, Eckles, Estes, Larson and Luke-9.

So the bill passed and the title was agreed to.

On motion of Mr. Yergey the House adjourned.

# AFTERNOON SESSION.

House reconvened at 2 P. M. Speaker in the chair.

# BILLS ON CALENDAR.

On motion of Mr. Head, the rules were suspended and Senate File No. 194, a bill for an act to provide for the greater safety of passengers on board all sail and steamboats on the inland waters of the State of Iowa, taken up.

The question being, shall the bill be read a third time? Carried.

The bill was read a third time.

The question being shall the bill pass?

The yeas were:

Messrs. Agnew, Anderson of Warren, Ball, Berryhill, Brown, Byers, Calvin, Chantry, Chapman, Craig, Cummins, Curtis, Custer, Darnall, Davie, Dayton, Dobson, Doron, Evans, Field, Fillmore, Foley, Hamilton, Hart, Hauser, Head, Hobbs, Homrighaus, Horton, Hospers, Jones, Kline, Lewis, Lockin, Mack, Mahoney, Nicoll, Oakman, Paschal, Piatt, Riley, Roberts, Robeson, Roe, Shipley, Steele, Theophilus, Thompson, Thornburg, Thorniley, Townsend, Wagner, Walker, Wilbur, Woods, Wyman, Yergey and Mr. Speaker—58. The nays were:

Messrs. Anderson of Hamilton, Beem, Burgess, Eilers, Hall, Hotchkiss, Jolly, Kennan, Larson, Limback, Mitchell, Nelson, Owen, Parkhurst, Roach, Robb, Roundy, Rowan, Russell, Tipton, Wilson of Butler and Wyckoff-29.

Absent or not voting:

Messrs. Blythe, Buell, Clarke, Crooks, Dietz, Draper, Duus, Eckles, Estes, Hipwell, Hunter, Luke, McFarland, Moore, Rice, Schleicher, Slosson, Smith, Teale and Wilson of Cass-20.

So the bill passed and the title was agreed to.

# REPORTS OF COMMITTEES.

Mr. Anderson of Warren, from the Committee on Claims, reported House File No. 592, recommending passage.

Passed on file.

Mr. Calvin, from the Committee on Police Regulations, reported House File No. 507, without recommendation.

Passed on file.

Mr. Brown, from the Committee on Engrossed Bills, submitted the following report:

ME. SPEAKEE—Your Committee on Engrossed Bills respectfully report that they have examined and find correctly engrossed, House File No. 403, a bill for an act to encourage meteorological researches within the State of Iowa.

House File No. 92, a bill for an act to apportion the State into representative districts and declaring the ratio of representation.

House File No. 545, a bill for an act to organize and manage the department for criminal insane at the Penitentiary at Anamosa, and to fix the compensation of the additional officers.

WM. BROWN, Chairman.

## BILLS ON CALENDAR CONTINUED.

On motion of Mr. Thompson the rules were suspended and House File No. 414, a bill for an act to amend chapter 143, laws of the Seventeenth General Assembly relating to the examination of teachers was taken up.

Mr. Thompson moved that the rules be suspended, the bill considered engrossed and read a third time now.

Carried.

The bill was read a third time.

The question being, shall the bill pass.

The yeas were:

Messrs. Agnew, Anderson of Hamilton, Anderson of Warren, Ball, Beem, Berryhill, Blythe, Brown, Burgess, Byers, Calvin, Chantry, Chapman, Craig, Crooks, Cummins, Curtis, Custer, Darnall, Davie, Dayton, Dobson, Doron, Duus, Eilers, Evans, Field, Fillmore, Foley, Hall, Hamilton, Hart, Hauser, Head, Hobbs, Homrighaus, Horton, Hospers, Hotchkiss, Hunter, Jolly, Jones, Kennan, Kline, Larson, Lewis, Limback, Lockin, Mack, Mahoney, McFarland, Mitchell, Moore, Nelson, Nicoll, Oakman, Owen, Parkhurst, Paschal, Piatt, Rice, Riley, Roach, Robb, Roberts, Robeson, Roe, Roundy, Rowan, Russell, Schleicher, Shipley, Steele, Slosson, Smith, Teale, Theophilus, Thompson, Thornburg, Thorniley, Tipton, Townsend, Wagner, Walker, Wilbur, Wilson of Butler, Wilson of Cass, Woods, Wyckoff, Wyman, Yergey and Mr. Speaker-92.

The nays were none.

Absent or not voting:

Messrs. Buell, Clarke, Dietz, Draper, Eckles, Estes, Hipwell, Luke -9.

So the bill passed and the title was agreed to.

On motion of Mr. Burgess the rules were suspended and House File No. 576, a bill for an act to repeal section 4, chapter 159, acts of the Sixteenth General Assembly, and providing a substitute therefor, also amending section 8, chapter 159, acts of the Sixteenth General Assembly, relating to the duties and compensation of the Secretary of the Senate and Chief Clerk of the House, taken up. Mr. Burgess moved that the rules be suspended, the bill considered engrossed and read a third time now.

Carried.

The bill was read a third time.

The question being, shall the bill pass?

The yeas were:

Messrs. Agnew, Anderson of Hamilton, Anderson of Warren, Ball, Beem, Blythe, Brown, Burgess, Byers, Calvin, Chantry, Craig, Crooks, Cummins, Curtis, Darnall, Davie, Dayton, Dobson, Doron, Duus, Eilers, Evans, Field, Foley, Hall, Hamilton, Hart, Hauser, Head, Homrighaus, Horton, Hospers, Hotchkiss, Jolly, Jones, Kennan, Kline, Larson, Lewis, Lockin, Mack, Mahoney, McFarland, Mitchell, Moore, Nelson, Nicoll, Oakman, Owen, Paschal, Piatt, Riley, Roach, Robb, Roberts, Robeson, Roe. Roundy, Rowan, Russell, Schleicher, Shipley, Slosson, Smith, Steele, Teale, Theophilus, Thorniley, Tipton, Thompson, Townsend, Wagner, Walker, Wilbur, Wilson of Butler, Wilson of Cass, Woods, Wyckoff, Wyman, Yergey and Mr. Speaker-82.

The nays were none.

Absent or not voting:

Messrs. Berryhill, Buell, Chapman, Clarke, Custer, Dietz, Draper, Eckles, Estes, Fillmore, Hipwell, Hobbs, Hunter, Limback, Luke, Parkhurst, Rice and Thornburg-18.

So the bill passed and the title was agreed to.

On motion of Mr. Cummins the rules were suspended and House File No. 517, a bill for an act to repeal sections 2, 3, 5, 6, 10, 11 and 12, of chapter 168, acts of the Twenty first General Assembly, and enacting a substitute therefor, relative to making contracts by cities of the first class containing a population of over thirty thousand, for paving and curbing streets and construction of sewers, and the making and collection of assessments and issuance of bonds or certificates to pay for the same, taken up.

Mr. Cummins moved that the rules be suspended, the bill considered engrossed and read a third time now.

Carried.

The bill was read a third time.

The question being, shall the bill pass?

The yeas were:

Messrs. Agnew, Anderson of Hamilton, Anderson of Warren, Ball, Beem, Berryhill, Blythe, Brown, Burgess, Byers, Calvin, Chantry, Chapman, Craig, Crooks, Cummins, Curtis, Custer, Darnall, Davie, Dayton, Dobson, Doron, Duus, Eckles, Eilers, Evans, Field, Fillmore, Foley, Hall, Hamilton, Hart, Hauser, Head, Hipwell, Hobbs, Homrighaus, Horton, Hospers, Hotchkiss, Hunter, Jolly, Jones, Kennan, Kline, Larson, Lewis, Limback, Lockin, Mack, Mahoney, McFarland, Mitchell, Moore, Nelson, Nicoll, Oakman, Owen, Parkhurst, Paschal, Piatt, Rice, Riley, Roach, Robb, Roberts, Robeson, Roe, Rowan, Russell, Schleicher, Shipley, Slosson, Smith, Steele, Teale, Theophilue, Thompson, Thornburg, Thorniley, Tipton, Townsend, Wagner, Walker, Wilbur, Wilson of Butler, Wilson of Cass, Woods, Wyman, Wyckoff, Yergey and Mr. Speaker—93.

The nays were none.

Absent or not voting:

Messrs. Buell, Clarke, Dietz, Draper, Estes, Luke and Roundy-7. So the bill passed and the title was agreed to.

On motion of Mr. Nelson the rules were suspended and Senate File No. 268, a bill for an act to repeal chapter 188, laws of the Twentieth General Assembly, relating to drainage and to enact a substitute therefor, taken up.

The question being shall the bill be read a third time.

Carried.

The bill was read a third time.

The question being shall the bill pass?

The yeas were:

Messrs. Agnew, Anderson of Hamilton, Anderson of Warren, Ball, Beem, Berryhill, Blythe, Brown, Burgess, Byers, Calvin, Chantry, Chapman, Craig, Crooks, Cummins, Curtis, Custer, Darnall, Davie, Dayton, Dobson, Doron, Duus, Eilers, Evans, Field, Fillmore, Foley, Hall, Hamilton, Hart, Hauser, Head, Hipwell, Hobbs, Homrighaus, Horton, Hospers, Hotchkiss, Hunter, Jolly, Jones, Kennan, Kline, Larson, Lewis, Limback, Lockin, Mack, Mahoney, McFarland, Mitchell, Moore, Nelson, Nicoll, Oakman, Owen, Parkhurst, Paschal, Piatt, Rice, Riley, Roach, Robb, Roberts, Robeson, Roe, Roundy, Rowan, Russell, Schleicher, Shipley, Steele, Slosson, Smith, Teale, Theophilus, Thompson, Thornburg, Thorniley, Tipton, Townsend, Wagner, Walker, Wilbur, Wilson of Butler, Wilson of Cass, Woods, Wyckoff, Wyman, Yergey and Mr. Speaker-93.

The nays were none.

Absent or not voting:

Messrs. Buell, Clarke, Deitz, Draper, Eckles, Estes and Luke,-7. So the bill passed and the title was agreed to.

Mr. Brown called up his motion to reconsider the vote by which Joint Resolution No. 16 was lost on passage.

Upon this motion Messrs. Craig and Brown demanded the yeas and nays.

The yeas were:

Messrs. Agnew, Anderson of Hamilton, Anderson of Warren, Ball, Berryhill, Blythe, Brown, Burgess, Byers, Calvin, Chantry, Chapman, Crooks, Cummins, Curtis, Custer, Darnall, Dobson, Doron, Evans, Field, Fillmore, Hall, Hauser, Head, Hobbs, Jolly, Jones, Kennan, Lewis, Lockin, Mack, Mahoney, McFarland, Moore, Nelson, Nicoll, Oakman, Parkhurst, Paschal, Riley, Roach, Robb, Roberts, Robeson, Schleicher, Slosson, Steele, Shipley, Smith, Teale, Theophilus, Thornburg, Thorniley, Tipton, Townsend, Walker, Wilbur, Wilson of Butler,

Wilson of Cass, Wyckoff, Yergey and Mr. Speaker-63.

The nays were:

Messrs. Beem, Craig, Davie, Dayton, Duus, Eilers, Foley, Hamilton, Hart, Hipwell, Homrighaus, Horton, Kline, Larson, Limback, Mitchell, Owen, Piatt, Rice, Roe, Roundy, Russell, Thompson, Wagner, Woods and Wyman-27.

Absent or not voting:

Messrs. Buell, Clarke, Dietz, Draper, Eckles, Estes, Hotchkiss, Hunter, Luke and Rowan-10.

So the motion prevailed.

The question recurring upon the passage of Joint Resolution No. 16, proposing to amend section 1 of article 2 of the constitution of Iowa:

Be it resolved by the General Assembly of the State of Iowa: That the following amendment to and substitute for section 1, article 2 of the constitution of the State of Iowa is hereby proposed for adoption:

Section 1. Every citizen of the United States of the age of twentyone years, who shall have been a resident of this State six months next preceding the election, and of the county in which such citizen claims a vote, sixty days, shall be entitled to vote at all elections which are now or hereafter may be authorized by law.

Sec. 2. 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 as provided by law.

Mr. Riley explained his vote as follows:

ME. SPEAKER—Upon a former vote upon the resolution I voted no, in order to move a reconsideration of the vote, as it appeared evident that the resolution would fail. I now vote aye.

Mr. Theophilus explained his vote as follows:

ME. SPEAKER—Being a firm believer in the fundamental principle of a free government, that the people shall rule, I vote aye.

Mr. Burgess explained his vote as follows:

ME. SPEAKER—I wish to explain my vote. I do not believe I have the right to deny suffrage to women if they wish to exercise that privilege, and believing that the only way to get a proper expression from the women of Iowa, is by submitting the question to a vote of the qualified electors of the State who will in a large degree voice the opinion of our wives, mothers and sisters on this important question, I vote aye.

The yeas were:

Messrs. Agnew, Anderson of Hamilton, Anderson of Warren, Ball, Beem, Berryhill, Blythe, Brown, Burgess, Byers, Calvin, Chantry, Chapman, Crooks, Cummins, Curtis, Custer, Darnall, Dobeon, Doron, Evans, Field, Fillmore, Hall, Hauser, Head, Hobbs, Hospers, Hunter, Jolly, Jones, Kennan, Lewis, Lockin, Mack, Mahoney, McFarland, Moore, Nelson, Nicoll, Oakman, Parkhurst, Paschal, Riley, Roach, Robb, Roberts, Robeson, Roe, Schleicher, Shipley, Steele, Slosson, Smith, Teale, Theophilus, Thornburg, Thorniley, Tipton, Townsend, Walker, Wilbur, Wilson of Butler, Wilson of Cass, Wyckoff, Yergey and Mr. Speaker--66.

The nays were:

Messrs. Beem, Craig, Davie, Dayton, Duus, Eilers, Foley, Hamilton, Hart, Hipwell, Homrighaus, Horton, Kline, Larson, Limback, Mitchell, Owen, Piatt, Rice, Roundy, Rowan, Russell, Thompson, Wagner, Woods and Wyman-26.

Absent or not voting:

Messrs. Buell, Clarke, Dietz, Draper, Eckles, Estes, Hotohkiss and Luke-8. So the joint resolution was adopted.

On motion of Mr. Dayton the rules were suspended and Senate File No. 218, a bill for an act granting additional powers to certain cities of the first class in the construction of sewers, and to provide for the payment of the costs of the same and to repeal a part of section 10 of chapter 25 of the acts of the Twentieth General Assembly, taken up.

The question being shall the bill be read a third time. Carried.

The bill was read a third time.

The question being shall the bill pass?

The yeas were:

Messrs. Agnew, Anderson of Hamilton, Anderson of Warren, Ball, Beem, Berryhill, Blytne, Brown, Burgess, Byers, Calvin, Chantry, Chapman, Craig, Crooks, Cummins, Curtis, Custer, Darnall, Davie, Dayton, Dobson, Doron, Duus, Eilers, Evans, Field, Fillmore, Foley, Hall, Hamilton, Hart, Hauser, Head, Hipwell, Hobbs, Homrighaus, Horton, Hospers, Hunter, Jolly, Jones, Kennan, Kline, Larson, Lewis, Limback, Lockin, Mack, Mahoney, McFarland, Mitchell, Moore, Nelson, Nicoll, Oakman, Owen, Parkhurst, Paschal, Piatt, Rice, Riley, Roach, Roberts, Robeson, Roe, Roundy, Rowan, Schleicher, Shipley, Steele, Slosson, Smith, Teale, Theophilus, Thompson, Thornburg, Thorniley, Tipton, Townsend, Wagner, Walker, Wilbur, Wilson of Butler, Wilson of Cass, Woods, Wyckoff, Wyman, Yergey and Mr. Speaker-90.

The nays were none.

Absent or not voting:

Messrs. Buell, Clarke, Dietz, Draper, Eckles, Estes, Hotchkiss, Luke, Robb and Russell-10.

So the bill passed and the title was agreed to.

On motion of Mr. Lewis the rules were suspended and Senate File No. 359, a bill for an act designating officers who may take acknowledgement of conveyances of real estate and incumbrances affecting the same and amending section 1955 of the Code, taken up.

The question being shall the bill be read a third time? Carried.

The bill was read a third time.

The question being shall the bill pass?

The yeas were:

Messrs. Agnew, Anderson of Hamilton, Anderson of Warren, Ball, Beem, Berryhill, Blythe, Brown, Burgess, Byers, Calvin, Chantry, Chapman, Craig, Crooks, Cummins, Curtis, Custer, Darnall, Davie, Dayton, Dobson, Doron, Duus, Eilers, Evans, Field, Fillmore, Foley, Hall, Hart, Hobbs, Homrighaus, Hospers, Hotchkiss, Hunter, Jolly, Jones, Kennan, Kline, Larson, Lewis, Mack, Mahoney, McFarland, Moore, Nelson, Nicoll, Oakman, Owen, Parkhurst, Paschal, Rice, Riley, Roach, Robb, Roberts, Robeson, Roe, Rowan, Russell, Schleicher, Shipley, Steele, Slosson, Smith, Teale, Theophilus, Thompson, Thornburg, Thorniley, Tipton, Townsend, Wagner, Walker, Wilbur, Wilson of Butler, Wilson of Cass, Woods, Wyckoff, Yergey and Mr. Speaker-82. The nays were:

Messrs. Hamilton, Horton, Lookin, Mitchell, Piatt and Wyman-6. Absent or not voting:

Messrs. Buell, Clarke, Dietz, Draper, Eckles, Estes, Hauser, Head, Hipwell, Limback, Luke and Roundy-12.

So the bill passed and the title was agreed to.

#### MESSAGE FROM THE SENATE.

The following message was received from the Senate:

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

House File No. 394, a bill for an act to provide for the re-assessment and re-levy of special taxes and assessments.

Also, House File No. 115, a bill for an act authorizing boards of directors to change the boundaries of independent school districts within the same civil township.

Also, that the Senate has passed substitute for Senate File No. 407, a bill for an act to provide for the support of the families of insane persons out of their estates and to amend section 2276 of the Code.

Also, the Senate has adopted Concurrent Resolution authorizing the Executive Council of the State of Iowa to audit and allow \$300 for publishing report of proceedings of State Dairyman's Association.

E. D. CHASSELL, Second Asst. Secretary.

### ENGROSSED BILLS.

House File No. 359, a bill for an act to change the burden of proof in actions grounded upon the negligence of corporations.

The question being, shall the bill be read a third time? Carried.

The bill was read a third time.

The question being, shall the bill pass?

The yeas were:

Messrs. Agnew, Anderson of Hamilton, Anderson of Warren, Ball, Beem, Berryhill, Blythe, Brown, Burgess, Byers, Calvin, Chantry, Chapman, Craig, Crooks, Cummins, Curtis, Darnall, Davie, Dayton, Dobson, Duus, Eilers, Evans, Field, Fillmore, Hall, Hamilton, Hauser, Hobbs, Homrighaus, Horton, Hospers, Hotchkiss, Jolly, Jones, Kennan, Lewis, Mack, Mahoney, McFarland, Mitchell, Moore, Nelson, Nicoll, Oakman, Owen, Parkhurst, Paschal, Piatt, Rice, Riley, Roach, Roberts, Robeson, Roe, Roundy, Rowan, Russell, Schleicher, Shipley, Steele, Slosson, Theophilus, Thompson, Thornburg, Thorniley, Tipton, Townsend, Walker, Wilbur, Wilson of Butler, Wilson of Cass, Woods, Wyman, Yergey and Mr. Speaker—76.

The nays were:

Messrs. Doron and Wyckoff-2.

Absent or not voting:

Messrs. Buell, Clarke, Custer, Deitz, Draper, Eckles, Estes, Foley,

Hart, Head, Hipwell, Hunter, Kline, Larson, Lewis, Limback, Lockin, Luke, Robb, Smith, Teale, Thornburg and Wagner-22.

So the bill passed and the title was agreed to.

House File No. 343, a bill for an act to amend section 1584 of the Code of 1873, relating to the State appropriations to defray the expenses of conducting county normal institutes.

The question being shall the bill be read a third time.

Carried.

The bill was read a third time.

The question being shall the bill pass?

The yeas were:

Messre. Beem, Calvin, Craig, Cummins, Curtis, Davie, Dayton, Duus, Evans, Foley, Hart, Hipwell, Hobbs, Homrighaus, Horton, Kline, Limback, Mitchell, Oakman, Owen, Piatt, Rice, Riley, Robb, Roberts, Rowan, Slosson, Theophilus, Thompson, Wagner, Wilbur, Wilson of Butler, Woods and Wyman-34.

The nays were:

Messrs. Agnew, Anderson of Hamilton, Anderson of Warren, Ball, Berryhill, Blythe, Brown, Byers, Chantry, Crooks, Darnall, Dobson, Doron, Eilers, Field, Fillmore, Hall, Hauser, Hospers, Hotchkiss, Hunter, Jolley, Kennan, Larson, Lewis, Lockin, Mack, Mahoney, Mo-Farland, Moore, Nelson, Nicoll, Parkhurst, Paschal, Roach, Robeson, Roe, Roundy, Schleicher, Shipley, Smith, Thorniley, Tipton, Townsend, Walker, Wilson of Cass, Wyckoff, Yergey and Mr. Speaker— 49.

Absent or not voting:

Messrs. Buell, Burgess, Chapman, Estes, Clarke, Custer, Dietz, Draper, Eckles, Hamilton, Head, Jones, Russell, Luke, Steele, Teale and Thornburg-17.

So the bill was lost on passage.

Substitute for House File No. 92, a bill for an act to apportion the State into representative districts and declaring the ratio of representation.

The question being, shall the bill be read a third time? Carried.

The bill was read a third time.

The question being shall the bill pass?

Mr. Brown explained his vote as follows:

ME. SPEAKEE—I believe the present districts are not what they should be, but having made careful inquiry, I am satisfied that the counties forming the districts of which complaint is made, have inoreased in population very rapidly since 1885, and hence the injustice is greater in appearance than in fact and being aware that it is too late in the session to perfect a better scheme of districting the State than the present and knowing that we cannot adjourn until we district the State; I therefore vote, yea.

Mr. Beem explained his vote as follows:

ME. SPEAKEE—Again explaining my vote on this outrage, called by courtesy an apportionment. I desire to say that my conscience and my oath of office and a due regard to the same, have not yet been brought under the benign and balmy influence of the Republican caucus. If I should vote for this bill, it would be in violation of my oath, my personal honor, my pledges to my constituents and of the rights of a free people.

It is a violation of the charter of our liberties and the only pretext urged in its favor, is that it is necessary in order to prop up the tottering fabric mizs called the Republican party. I vote no.

Mr. Burgess explained his vote as follows:

ME. SPEAKEE—I desire to explain my vote. This bill is the most arbitrary and despotic measure ever attempted by any legislature. Its passage is not only a violation of the constitution of Iowa, but the most flagrant usurpation of power ever forced upon a free people. The "mills of the Gods grind slowly but they grind exceeding fine," and the good judgment and honesty of the people of Iowa, will not continue in power a party who so ruthlessly trample under foot the rights of the minority. I vote no.

Mr. Craig explained his vote as follows:

MR. SPEAKEE—Constitutions are intended to protect the people in the enjoyment of their liberty and especially to protect the minority against the abuse of power by the majority. I consider that this bill tramples arbritrarily upon the rights of the minority as guaranteed by the State constitution. I look upon it as a despotic abuse of constitutional rights by the majority of this House, which ought to be condemned. I vote no.

Mr. Rice explained his vote as follows:

MR. SPEAKEE—The three smallest districts as provided in this bill, contain 24,324 inhabitants and each of them are given one representative. The three largest districts contain a population of 102,006 and are given only the same number of representatives. Any fair construction of sections 35 and 36, of article 3, of the constitution would give the three larger districts, two representatives each. They contain more than four times the number of inhabitants or 77,482 inhabitants, more than the three smallest. This is not representation according to the inhabitants in each district. One of these three largest districts, which will be deprived of its constitutional number of representatives if this bill becomes a law is Woodbury county, the district that I have the honor to represent, and I protest against such an outrage. I vote no.

Mr. Riley explained his vote as follows:

ME. SPEAKEE—I have hoped for some modification of this measure, that the ratio of representation might be reduced and a more equitable apportionment be made, but circumstances beyond my control impel me to vote "aye."

Mr. Thompson explained his vote as follows:

MR. SPEARER-I am opposed to the violation of the Constitution of this State, which we have all sworn to support. I therefore vote "no."

Mr. Speaker explained his vote as follows: .

I believe this measure to be one contemplated by the provisions of the Constitution, that it is intended to and will promote the welfare of the people of the State.

The yeas were:

Messrs. Agnew, Anderson of Hamilton, Anderson of Warren, Ball, Berryhill, Blythe, Brown, Byers, Calvin, Chantry, Chapman, Crooks, Custer, Darnall, Dobson, Doron, Field, Fillmore, Hall, Hauser, Head, Hobbs, Homrighaus, Hospers, Hunter, Jones, Kennan, Lewis, Lockin, Mahoney, McFarland, Moore, Nelson, Oakman, Parkhurst, Paschal, Riley, Roach, Roberts, Robeson, Schleicher, Shipley, Steele, Slosson, Smith, Thornburg, Thorniley, Tipton, Townsend, Walker, Wilbur, Wilson of Butler, Wilson of Cass, Yergey and Mr. Speaker-55.

The nays were:

Meesrs. Beem, Burgess, Craig, Cummins, Curtis, Davie, Dayton, Duus, Eilers, Foley, Hamilton, Hart, Hipwell, Horton, Hotchkiss, Jolly, Kline, Limback, Mitchell, Owen, Piatt, Rice, Robb, Roe, Roundy, Rowan, Russell, Theophilus, Thompson, Wagner, Woods and Wyman-32.

Absent or not voting:

Messrs. Buell, Clarke, Dietz, Draper, Eckles, Estes, Evans, Larson, Luke, Mack, Nicoll, Teale and Wyckoff-13.

So the bill passed and the title was agreed to.

Mr. Darnall withdrew his motion to reconsider the vote by which substitute for House File No. 360 was engrossed.

Mr. Hall was excused until to-morrow.

Also, Mr. Chantry until Monday.

House File No. 360, a bill for an act to amend title 12, chapter 1, of the Code, providing for the traveling expenses of the Superintendent of Public Instruction.

The question being, shall the bill be read a third time. Carried.

The bill was read a third time.

The question being shall the bill pass?

The yeas were:

Messrs. Agnew, Anderson of Warren, Blythe, Byers, Calvin, Chantry, Craig, Cummins, Curtis, Darnall, Dayton, Dobson, Doron, Eilers, Evans, Field, Fillmore, Foley, Hamilton, Hart, Hauser, Hipwell, Hobbs, Hospers, Hunter, Jones, Kennan, Lewis, Lockin, Mahoney, McFarland, Mitchell, Nelson, Nicoll, Oakman, Owen, Parkhurst, Riley, Roach, Roberts, Robeson, Rowan, Steele, Slosson, Smith, Theophilus, Thompson, Thornburg, Thorniley, Tipton, Townsend, Wagner, Wilbur, Wilson of Butler, Woods, Wyman, Yergy and Mr. Speaker-57.

The nays were:

Messers. Ball, Beem, Burgess, Crooks, Davie, Duus, Hotchkiss, Jolly, Kline, Larson, Limback, Piatt, Robb, Roe, Roundy, Russell, Shipley, Walker and Wyckoff-19.

Absent or not voting:

Messrs. Berryhill, Brown, Buell, Chantry, Chapman, Olarke, Custer, Dietz, Draper, Eckles, Estes, Hall, Head, Homrighaus, Horton, Hunter, Luke, Mack, Moore Paschal, Rice, Schleicher, Teale and Wilson of Cass -24.

So the bill passed and the title was agreed to.

House File No. 403, a bill for an act to encourage meteorological and other scientific researches within the State of Iowa.

The question being shall the bill be read a third time. Carried. The bill was read a third time.

The question being, shall the bill pass?

The yeas were:

Messrs. Ball, Brown, Byers, Curtis, Dobson, Field, Fillmore, Hauser, Hospers, Jones, Lewis, Mack, Mahoney, McFarland, Nelson, Roberts, Slosson, Smith, Thorniley, Tipton, Townsend, Walker, Wilson of Butler, Wyckoff and Yergey-25.

The nays were:

Messrs. Anderson of Warren, Beem, Burgess, Calvin, Chantry, Crooks, Davie, Dayton, Doron, Duus, Eilers, Evans, Foley, Hamilton, Hotchkiss, Jolly, Kennan, Kline, Larson, Limback, Mitchell, Nicoll, Oakman, Owen, Piatt, Roe, Roundy, Russell, Shipley, Thompson, Thornburg, Wilbur, Woods and Wyman-34.

Absent or not voting:

Messrs. Agnew, Anderson of Hamilton, Berryhill, Blythe, Buell, Chapman, Clarke, Craig, Cummins, Custer, Darnall, Deitz, Draper, Eckles, Estes, Hall, Hart, Head, Hipwell, Hobbs, Homrighaus, Horton, Hunter, Lockin, Luke, Moore, Parkhurst, Paschal, Rice, Riley, Roach, Robb, Robeson, Rowan, Schleicher, Steele, Teale, Theophilus, Wagner, Wilson of Cass and Mr. Speaker-41.

So the bill was lost on passage.

Mr. Head in the chair.

House File No. 545, a bill for an act to organize and manage the department for oriminal insane at the penitentiary at Anamosa, and to fix the compensation of the officers.

The question being, shall the bill be read a third time.

Carried.

The bill was read a third time.

The question being, shall the bill pass?

The yeas were:

Messrs. Anderson of Hamilton, Anderson of Warren, Ball, Beem, Berryhill, Blythe, Brown, Burgess, Byers, Calvin, Crooks, Cummins, Curtis, Darnall, Davie, Dayton, Dobson, Doron, Duus, Kilers, Evans, Field, Foley, Hamilton, Hart, Hauser, Head, Hipwell, Hobbs, Horton, Hospers, Hunter, Jolly, Jones, Kennan, Kline, Larson, Lewis, Mack, McFarland, Mitchell, Moore, Nelson, Nicoll, Oakman, Owen, Parkhurst, Piatt, Riley, Roach, Robb, Roberts, Robeson, Roe, Roundy, Rowan, Russell, Shipley, Steele, Theophilus, Thompson, Thorniley, Tipton, Townsend, Walker, Wilbur, Wilson of Butler, Woods, Wyokoff, Wyman and Yergey-71.

The nays were:

Mr. Craig-1.

Absent or not voting:

Messrs. Agnew, Buell, Chantry, Chapman, Clarke, Custer, Dietz, Draper, Eckles, Estes, Fillmore, Hall, Homrighaus, Hospers, Limback, Lockin, Luke, Mahoney, Paschal, Rice, Schleicher, Slosson, Smith, Teale, Thornburg, Wagner, Wilson of Cass and Mr. Speaker -28.

So the bill passed and the title was agreed to.

# [APRIL 6,

# REPORT OF ENBOLLING COMMITEE.

Mr. Hunter, from the Committee on Enrolled Bills, submitted the following report:

Mr. SPEAKER—Your Committee on Enrolled Bills respectfully report that they have examined and find correctly enrolled:

House File No. 184, an act to legalize the ordinances of the town of Grand Junction, State of Iowa.

House File No. 295, an act to authorize certain cities to require the erection and construction of viaducts over or under railroads on public streets, and to provide compensation to owners of property abutting on such streets.

House File No. 621, an act to amend section 35, chapter 211 of the acts of the Sixth General Assembly, relative to publishing ordinances of the city of Comanche.

House File No. 610, an act to legalize certain acts and ordinances of the council of the incorporated town of Dow City, Crawford county, Iowa.

House File No. 577, an act to legalize the incorporation of the town of Manilla, Crawford county, Iowa, the election of its town officers, and all acts done and ordinances passed by the said town officers.

Senate File 251, an act to amend, revise and consolidate the various acts relating to the public printing and binding and the publication and distribution of the public documents and the journals of the two houses, and relating to the election and duties and compensation of State Printer and Binder.

Senate File No. 7, an act requiring railroad companies to fence their tracks within the State of lows and to keep the fences in good repair.

Senate File No. 235, an act to amend section 1058 of the Code, relating to corporations for pecuniary profit.

Senate File No. 146, an act to repeal section 1065 of the Code, relating to changing articles of incorporation and enacting a substitute therefor.

Senate File No. 376, an act to legalize the incorporation of the town of Lohrville and the corporate acts and ordinances thereof.

HUNTER, Chairman.

The Speaker signed the bills in the presence of the House.

# BILLS ON CALENDAR.

On motion of Mr. Roach the rules were suspended and House File No. 541, a bill for an act to amend section 285 of chapter 1, title 4 of the Code of Iowa, taken up.

Amendment by Mr. Russell:

To add to section 1: "This act shall not apply to counties organized previous to the year 1850."

Also, to add as section 2:

"Sec. 2. 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 Des Moines Leader."

Adopted.

Mr. Roach moved that the rules be suspended, the bill considered engrossed and read a third time now.

Carried.

The bill was read a third time.

The question being shall the bill pass?

The yeas were:

Messrs. Agnew, Anderson of Warren, Ball, Blythe, Brown, Burgess, Byers, Calvin, Chantry, Crooks, Cummins, Curtis, Darnall, Davie, Dayton, Dobson, Duus, Eilers, Evans, Field, Fillmore, Foley, Hart, Hauser, Head, Hipwell, Homrighaus, Horton, Hospers, Hotchkiss, Hunter, Jolly, Jones, Kennan, Lewis, Limback, Lockin, Mack, Mahoney, Mitchell, Moore, Nelson, Nicoll, Owen, Parkhurst, Paschal, Piatt, Rice, Roach, Robb, Roberts, Robeson, Roe, Russell, Thompson, Thorniley, Tipton, Walker, Wilson of Butler, Wyman, Yergey and Mr. Speaker-62.

The nays were:

Messrs. Beem, Craig, Doron, Hamilton, Kline, Oakman, Roundy, Rowan, Woods and Theophilus-10.

Absent or not voting:

Messrs. Anderson of Hamilton, Berryhill, Buell, Chapman, Clarke, Custer, Dietz, Draper, Eckles, Estes, Hall, Hobbs, Larson, Luke, Mo-Farland, Riley, Schleicher, Shipley, Steele, Slosson, Smith, Teale, Thornburg, Townsend, Wagner, Wilbur, Wilson of Cass and Wyckoff -28.

So the bill passed and the title was agreed to.

On motion of Mr. Byers the rules were suspended and Senate File No. 367, a bill for an act to amend sections 8, 9, 10 and 14, chapter 21, acts of the Twentieth General Assembly of the State of Iowa, taken up.

The question being shall the bill be read a third time.

Carried.

The bill was read a third time.

The question being shall the bill pass?

The yeas were:

Messrs. Agnew, Anderson of Warren, Beem, Berryhill, Blythe, Brown, Burgess, Byers, Calvin, Chantry, Chapman, Craig, Crooks, Cummins, Curtis, Darnall, Davie, Dayton, Dobson, Doron, Duus, Eilers, Evans, Field, Fillmore, Foley, Hamilton, Hart, Hauser, Head, Hobbs, Homrighaus, Horton, Hospers, Hunter, Jolly, Jones, Kennan, Kline, Lewis, Lockin, Mack, Mahoney, McFarland, Mitchell, Nelson, Nicoll, Oakman, Owen, Paschal, Piatt, Rice, Roach, Roberts, Robeson, Roe, Roundy, Rowan, Schleicher, Shipley, Steele, Smith, Theophilus, Thompson, Thorniley, Tipton, Townsend, Walker, Wilson of Butler, Wilson of Cass, Woods, Wyckoff, Wyman and Yergey -74.

The nays were none.

Absent or not voting:

Messers. Anderson of Hamilton, Ball, Buell, Clarke, Custer, Dietz, Draper, Eckles, Estes, Hall, Hipwell, Hotohkiss, Larson, Limback, Luke, Moore, Parkhurst, Riley, Robb, Russell, Slosson, Teale, Thornburg, Wagner, Wilbur and Mr. Speaker—26.

So the bill passed and the title was agreed to.

On motion of Mr. Calvin the rules were suspended and Senate File No. 288, a bill for an act to amend section 471 of the Code of 1873, relating to the power of establishing water works by cities and towns, and making the powers granted in sections 472, 473, 474 and 475 of the Code of 1873, applicable to establishment of gas works or electric light plants, and providing for the payment for the same by issuing bonds, taken up.

The question being shall the bill be read a third time? Carried.

The bill was read a third time.

The question being shall the bill pass?

The yeas were:

Messrs. Agnew, Anderson of Warren, Ball, Berryhill, Blythe, Brown, Burgess, Byers, Calvin, Chantry, Chapman, Craig, Crooks, Cummins, Curtis, Darnall, Dayton, Dobson, Doron, Duus, Eilers, Evans, Field, Fillmore, Foley, Hall, Hauser, Head, Homrighaus, Hospers, Hotchkiss, Hunter, Jolly, Kennan, Kline, Larson, Lewis, Lookin, Mack, Mahoney, McFarland, Mitchell, Moore, Nicoll, Oakman, Owen, Paschal, Piatt, Rice, Riley, Roach, Robb, Roberts, Robeson, Roe, Roundy, Rowan, Russell, Schleicher, Slosson, Smith, Teale, Theophilus, Thompson, Thornburg, Thorniley, Tipton, Townsend, Wagner, Walker, Wilson of Butler, Wilson of Cass, Woods, Wyckoff, Wyman, Yergey and Mr. Speaker-77.

The nays were:

Messrs. Beem, Jones and Shipley-8.

Absent or not voting:

Messrs. Anderson of Hamilton, Buell, Clarke, Custer, Davie, Diets, Draper, Eckles, Estes, Hamilton, Hart, Hipwell, Hobbs, Horton, Limback, Luke, Nelson, Parkhurst, Steele and Wilbur-20.

So the bill passed and the title was agreed to.

On motion of Mr. Schleicher the rules were suspended and House No. 558, a bill for an act to provide for the organization of subdistricts as independent districts, taken up.

Mr. Schleicher moved that the rules be suspended, the bill considered engrossed and read a third time now.

Carried.

The bill was read a third time.

The question being, shall the bill pass?

The yeas were:

Messrs. Agnew, Anderson of Hamilton, Anderson of Warren, Ball, Beem, Berryhill, Blythe, Brown, Calvin, Chapman, Craig, Crooks, Cummins, Curtis, Darnall, Davie, Dayton, Dobson, Doron, Duus, Eilers, Evans, Field, Fillmore, Foley, Hall, Hamilton, Hart, Hauser, Head, Hipwell, Hobbs, Homrighaus, Horton, Hospers, Hotchkiss, Hunter, Jolly, Jones, Kennan, Kline, Larson, Lewis, Limback, Lockin, Mack, Mahoney, McFarland, Mitchell, Moore, Nelson, Nicoll, Oakman, Owen, Parkhurst, Paschal, Piatt, Rice, Riley, Roach, Robb, Roberts, Robeson, Roe, Roundy, Rowan, Russell, Schleicher, Shipley, Slosson, Smith, Teale, Theophilus, Thompson, Thornburg, Thorniley, Tipton, Townsend, Wagner, Walker, Wilson of Butler, Wilson of Cass, Woods, Wyckoff, Wyman, Yergey and Mr. Speaker-88. The nays were:

Mr. Wilbur-1.

Absent or not voting:

Messrs. Buell, Burgess, Byers, Chantry, Clarke, Custer, Dietz, Draper, Eckles, Estes and Luke-11.

So the bill passed and the title was agreed to.

On motion of Mr. Yergey the rules were suspended and Senate File No. 56, a bill for an act to amend sections 4418 and 4414 of the Code of Iowa, relating to peremptory challenge of jurors in criminal cases, taken up.

Mr. Roberts moved the previous question.

Carried.

The question being, shall the bill be indefinitely postponed?

Messrs. Craig and Yergey demanded the yeas and nays.

Mr. Thompson explained his vote.

The yeas were:

Messers. Beem, Burgess, Craig, Davie, Dayton, Duus, Fillmore, Hart, Horton, Hospers, Hotchkiss, Jolly, Kline, Mitchell, Moore, Owen, Piatt, Rice, Robb, Roe, Roundy, Rowan, Theophilus, Thompson, Wyman and Mr. Speaker—26.

The nays were:

Messrs. Agnew, Anderson of Hamilton, Anderson of Warren, Ball, Berryhill, Blythe, Brown, Byers, Calvin, Chapman, Crooks, Cummins, Curtis, Custer, Darnall, Dobson, Doron, Eilers, Evans, Field, Foley, Hamilton, Head, Hobbs, Homrighaus, Kennan, Larson, Lewis, Lockin, Mack, Mahoney, McFarland, Nelson, Nicoll, Oakman, Parkhurst, Paschal, Riley, Roach, Roberts, Robeson, Russell, Schleicher, Shipley, Steele, Slosson, Smith, Teale, Thornburg, Thorniley, Tipton, Townsend, Wagner, Walker, Wilbur, Wilson of Butler, Wilson of Cass, Wyckoff and Yergey-59.

Absent or not voting:

Messrs. Buell, Chantry, Clarke, Dietz, Draper, Eckles, Estes, Hall, Hauser, Hipwell, Hunter, Jones, Limback, Luke and Woods-15.

So the bill was not indefinitely postponed.

The Speaker in the chair.

Mr. Yergey moved that the bill be read a third time now.

Mr. Custer moved the previous question.

Carried.

The question being shall the bill be read a third time.

Carried.

The bill was read a third time.

The question being shall the bill pass?

Mr. Russell explained his vote as follows:

MR. SPEAKER—The bill under consideration is not framed for or intended to deprive any criminal of a fair trial, or to change the rules of evidence requiring proof of their guilt. It is, as I understand it, an effort in response to the demands of the people for more expeditious and economical administration of trials incident to criminals. The theory that a criminal is entitled to more favor than the law abiding masses of the people whom he has assailed, comes nearer, in my judgment to being a relic of tyrany than this measure, which is much nearer the oivilization of the present age. A criminal that receives the same right as to peremptory challenges as the State is on a sure basis, especially when his burden of proving his guilt beyond doubt is upon the State. Hence I vote I, in the interest of reform and retrenchment of our court expenses.

The yeas were:

Messrs. Agnew, Anderson of Hamilton, Anderson of Warren, Ball, Berryhill, Blythe, Brown, Byers, Calvin, Chantry, Chapman, Crooks, Cummins, Custer, Dobson, Doron, Duus, Evans, Field, Hamilton, Hauser, Head, Hobbs, Homrighaus, Hospers, Hunter, Jones, Kennan, Larson, Lewis, Lockin, Mack, Mahoney, McFarland, Moore, Nelson, Nicoll, Oakman, Parkhurst, Paschal, Riley, Roach, Roberts, Robeson, Russell, Schleicher, Shipley, Steele, Slosson, Smith, Teale, Thornburg, Thorniley, Tipton, Townsend, Walker, Wilbur, Wilson of Butler, Wilson of Cass, Wyckoff and Yergey-60.

The nays were:

Messrs. Beem, Burgess, Craig, Darnall, Davie, Dayton, Duus, Fillmore, Hart, Horton, Jolly, Kline, Limback, Mitchell, Owen, Piatt, Rice, Robb, Roe, Roundy, Theophilus, Thompson, Wagner, Wyman and Mr. Speaker—25.

Absent or not voting:

Messrs. Buell, Clarke, Curtis, Dietz, Draper, Eckles, Eilers, Estes, Foley, Hall, Hipwell, Hotohkiss, Luke, Rowan and Woods-15.

So the bill passed and the title was agreed to.

### REPORTS OF COMMITTEES.

Mr. Berryhill, from the Committee on Appropriations, reported House File No. 346 with substitute, recommending that the substitute do pass.

Also, House File No. 53 with substitute, recommending that the substitute do pass.

Also, House File No. 74, with substitute, recommending that the substitute do pass.

Also, House File No. 13, with substitute, recommending that the substitute do pass.

Also, House File No. 149, recommending passage.

Also, Senate File No. 46, with substitute, recommending that substitute do pass.

Also, House File No. 245, with substitute, recommending that substitute do pass.

Also, House File No. 150, with substitute, recommending that substitute do pass.

Also, House File No. 281, with substitute, recommending that substitute do pass.

Also, House File No. 443, with substitute, recommending that substitute do pass.

Also, House File No. 141, with substitute, recommending that substitute do pass.

Also, House File No. 527, with substitute, recommending that substitute do pass.

Also, House File No. 180, with substitute, recommending that substitute do pass. 1888.]

Also, House File No. 256, with substitute, recommending that substitute do pass.

Also, House File No. 428, with substitute, recommending that substitute do pass.

Also, House File No. 427, with substitute, recommending that substitute do pass.

Also, House File No. 456, with substitute, recommending that substitute do pass.

Also, House File No. 466, with substitute, recommending that substitute do pass.

Also, House File No. 528, with substitute, recommending that substitute do pass.

Also, House File No. 23, recommending indefinite postponement. Also, House File No. 304, with substitute, recommending that sub-

stitute do pass.

Also, House File No. 18, recommending indefinite postponement. Also, House File No. 293, with substitute, recommending that substitute do pass.

Also, House File No. 423, recommending indefinite postponement. Also, House File No. 446, recommending indefinite postponement. Also, House File No. 511, recommending indefinite postponement. Also, House File No. 624, by Committee on Appropriations, recommending passage.

Passed on file.

On motion of Mr. Berryhill, a schedule of the appropriations recommended was ordered printed.

On motion of Mr. Craig the appropriation bills were made a special order for 10 A. M. to-morrow.

### ANNOUNCEMENT.

The Speaker appointed as Conference Committee on House File No. 24, Messrs. Custer, Cummins and Hall.

# REPORT OF COMMITTEE.

Mr. Hunter, from the Committee on Enrolled Bills, submitted the following report:

ME. SPEAKEE-Your Committee on Enrolled Bills respectfully report that they have this day presented to the Governor for his approval the following bills:

House File No. 295, an act to authorize certain cities to require the erection and construction of viaducts over or under railroads on public streets, and to provide compensation to owners of property abutting on such streets.

Also, House File No. 621, an act to amend section 35, chapter 211 of the acts of the Sixteenth General Assembly, relating to publishing ordinances in the city of Comanche.

Also, House File No. 610, an act to legalize certain ordinances of the council of the incorporated town of Dow City, Crawford county, Iowa.

Also, House File No. 577, an act to legalize the incorporation of

[APRIL 6,

the town of Manilla, Crawford county, Iowa, the election of its town officers and all acts done and ordinances passed by said town officers.

Also, House File No. 184, an act to legalize the ordinances of the town of Grand Junction, State of Iowa.

HUNTER, Chairman.

#### MESSAGE FROM THE SENATE.

The following message was received from the Senate:

ME. SPEAKEE—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. 175, a bill for an act to amend chapter 4, title 5 of the Code of 1873, relating to electors of president and vice-president of the United State.

Also, Senate File No. 176, a bill for an act to provide for contesting the election of presidential electors, additional to chapter 6, title 5 of the Code of 1873.

Also, that the Senate has concurred in House File No. 259, a bill for an act to amend section 1365 of the Code, relative to support of the poor with amendments.

House File No. 286, a bill for an act restricting non-resident aliens in their rights to acquire and hold real estate, and repealing sections 1908 and 1909 of the Code.

# C. H. BROCK, Secretary.

On motion of Mr. Berryhill the House adjourned until 9 o'clock tomorrow morning.

# 929

# HALL OF THE HOUSE OF BEPBESENTATIVES, DES MOINES, IOWA, April 7, 1888.

House met in regular session at 9 A. M. The Speaker in the chair. Prayer by Rev. L. F. Litsrodt. Journal of yesterday read and approved. Committee on Enrolled Bills were excused for the day.

#### RESOLUTION.

By Mr. Lewis:

*Resolved*, That when we take up the special order of appropriations, we consider the various bills in the following order, provided appropriations for charitable institutions be considered first in order:

- 1. Prisoners' Aid.
- 2. Library.
- 8. Fish Commission.
- 4. Benedict Home.
- 5. Agricultural Society.
- 6. Soldiers' Home.
- 7. Ft. Madison.
- 8. College for Blind.
- 9. Girls' Industrial School.
- 10. Boys' Industrial School.
- 11. Deaf and Dumb.
- 12. Anamosa.
- 13. Orphans' Home.
- 14. State Normal.
- 15. Asylum, Independence.
- 16. Asylum, Mt. Pleasant.
- 17. Asylum, Clarinda.
- 18. Feeble Minded.
- 19. Agricultural College.
- 20. State University.

Mr. Hamilton moved that the resolution lie on the table.

Upon this motion Messrs. Brown and Darnall demanded the yeas and nays.

The yeas were:

Messrs. Anderson of Hamilton, Beem, Berryhill, Blythe, Buell, Burgess, Byers, Calvin, Chapman, Craig, Cummins, Curtis, Darnall, Davie, Dietz, Duus, Eilers, Evans, Field, Foley, Hall, Hamilton, Hart, Hauser, Hipwell, Hobbs, Horton, Hospers, Hotchkiss, Hunter, Jolly, Jones, Kennan, Kline, Larson, Limback, Mitchell, Nelson, Oakman, Owen, Piatt, Rice, Roach, Robb, Roe, Roundy, Rowan, Schleicher, Steele, Slosson, Smith, Tipton, Townsend, Wagner, Walker and Woods-56. The nays were:

Messrs. Agnew, Anderson of Warren, Brown, Crooks, Caster, Dobson, Doron, Fillmore, Head, Lewis, Lockin, Mack, Mahoney, McFarland, Nicoll, Paschal, Roberts, Robeson, Russell, Shipley, Thornburg, Thorniley, Wilbur, Wilson of Butler, Yergey and Mr. Speaker-27.

Absent or not voting:

Messrs. Chantry, Clarke, Dayton, Draper, Eckles, Estes, Homrighaus, Luke, Moore, Parkhurst, Riley, Teale, Theophilus, Thompson, Wilson of Cass, Wyckoff and Wyman-17.

So the motion prevailed.

Mr. Davie moved to reconsider the vote whereby the House disagreed to the Senate amendments to House File No. 24.

Carried.

#### REPORT OF COMMITTEE.

Mr. McFarland, from the Committee on Retrenchment and Reform, reported the concurrent resolution by Mr. Robb, relative to investigating the State University, recommending the adoption of the following substitute:

WHEREAS, Grave charges have been, and are now being made against the Iowa State University touching its general management, which reflect on the economy and even the integrity with which its appropriations have been used; the moral character of the institution itself; the influences and moral atmosphere by which it is surrounded; the character of the State's buildings and improvements; the conduct of some of its professors; the action of its board of regents in entering into a contract to discharge a part of its professors, in consideration of certain appropriations; and the general efficiency of the University; and,

WHEREAS, Such charges publically made are greatly injuring the usefulness of the University as well as the cause of education in the State; therefore

Be it resolved by the House, the Senate concurring, That the Speaker of the House and the President of the Senate are hereby directed, to appoint a joint committee to be composed of three members from the House and two from the Senate to investigate all charges made against the State University, as set out above and said committee is hereby vested with power to subpœns witnesses, books and papers, and administer oaths, and may employ a clerk, the sittings of said committee shall begin in Iowa City, Iowa, on or before the third Tuesday in May as the committee may decide, notice havir g been previously given by publication in the Iowa City Republican and Des Moines Register at least ten days prior to said sitting. No member of said committee shall be chosen from a county containing a State institution, drawing appropriations from the State, or in which resides any member of the board of regents. The subjects to be investigated, are set out in the preamble to these resolutions, but said board are hereby directed to investigate any and all charges made against said University, that if true, would be reprehensible. The members shall be entitled to five dollars (\$5.00) per day, for each day's service on said board and five cents per mile mileage, and

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actual expenses incurred in said service. Upon the conclusion of the investigation, a full and complete report of the proceedings of the board shall be prepared and transmitted to the Governor, who shall cause to be printed in pamphet form, two thousand copies of the same to be distributed as follows: Ten copies to each member of the Twenty-second General Assembly, two copies to each county superintendent of public instruction, the balance to be distributed by the Governor.

The original report is to become a part of the records of the Governor's office, and in regular form transmitted to the Twenty-third General Assembly when it convenes.

The clerk of said committee shall receive five dollars per day for each day's services rendered, to be certified by the chairman of the board, the same as the salaries and general expenses of the board.

Mr. Head moved that the consideration of the resolution be postponed until 2 o'clock P. м.

Mr. Cummins moved the previous question. Carried. Motion by Mr. Head lost Substitute adopted for original resolution.

Resolution adopted.

## BECONSIDEBATION.

Mr. Buell's motion to reconsider the vote whereby House File No. 327 passed the House, was called up.

Mr. Wilbur, moved to postpone until Monday, at 2 P. M.

Mr. Fillmore moved that the motion to reconsider lie on the table.

Upon this motion Messrs. Wilbur and Custer demanded the yeas and nays.

The yeas were:

Messrs. Agnew, Anderson of Warren, Ball, Beem, Berryhill, Brown, Burgess, Byers, Calvin, Crooks, Cummins, Curtis, Custer, Davie, Dietz, Dobson, Doron, Duus, Eilers, Field, Fillmore, Hamilton, Hart, Hauser, Head, Homrighaus, Horton, Hospers, Hotchkiss, Hunter, Jolly, Jones, Kennan, Kline, Larson, Lewis, Mack, Mahoney, McFarland, Nicoll, Oakman, Owen, Piatt, Roach, Robb, Roberts, Robeson, Roe, Roundy, Russell, Schleicher, Shipley, Slosson, Teale, Theophilus, Thompson, Thornburg, Thorniley, Tipton, Wilson of Butler, Wilson of Cass, Woods, Wyckoff, Wyman, Yergey and Mr. Speaker-66. The nays were:

Messrs. Buell, Chapman, Craig, Darnall, Foley, Nelson, Steele, Smith, Townsend and Wilbur-10.

Absent or not voting:

Messre. Anderson of Hamilton, Blythe, Chantry, Clarke, Dayton, Draper, Eckles, Estes, Evans, Hall, Hipwell, Hobbs, Limback, Lockin, Luke, Mitchell, Moore, Parkhurst, Paschal, Rice, Riley, Smith, Wagner and Walker-24.

So the motion to table prevailed.

#### BEPORTS OF COMMITTEES.

Mr. Anderson of Warren, from the Committee on Claims, reported House File No. 597, recommending indefinite postponement.

Passed on file.

Mr. Robeson, from the Committee on Labor, reported House File No. 95, recommending indefinite postponement.

Also, House File No. 522, recommending indefinite postponement. Passed on file.

## MESSAGE FROM THE GOVERNOR.

The following message was received from the Governor:

ME. SPEAKEE—I am directed by the Governor to report that he has approved, signed and deposited in the office of the Secretary of State, the following bills:

House File No. 85, an act to change the manner of selecting railroad commissioners, and to repeal sections 2 and 8, chapter 77, acts of the Seventeenth General Assembly, and to provide for the election of and to prescribe the qualification of railroad commissioners, and for the appointment of a secretary.

House File No. 334, an act to amend section 260 of the Code of 1873, relating to notaries public.

House File No. 455, an act to amend section 8179 of the Code.

House File No. 113, an act to provide for the payment of wages of workmen employed in mines in the State of Iowa, in lawful money of the United States, and to protect said workmen in the management and control of their own earnings.

House File No. 1, an act to provide for the formation of independent school districts.

House File No. 55, an act to amend chapter 21, of the acts of the Twentieth General Assembly, providing for the weighing of coal at mines.

House File No. 580, an act to amend section five (5) of chapter one hundred and thirty-four (134) of the acts of the Twenty-first General Assembly, and to define the jurisdiction of the district court, held at places other than the county seat.

FREDK. W. HOSSFELD, Private Secretary.

# MESSAGE FROM THE SENATE.

The following message was received from the Senate:

ME. SPEAKEE — 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. 43, a bill for an act making appropriations for the Hospital for the Insane, at Mount Pleasant.

Substitute for Senate File No. 138, a bill for an act making appropriations for the Institution for the Deaf and Dumb, at Council Bluffs. Senate File No. 123, a bill for an act making appropriations for the Penitentiary, at Fort Madison.

Substitute for Senate File No. 152, a bill for an act to appropriate funds to furnish buildings and make improvements for the Soldiers' Orphans' Home, and Home for Indigent Children, at Davenport, Iowa.

Senate File No. 346, a bill for an act to repeal section 1, chapter 85, of the acts of the Twenty-first General Assembly and to enact a substitute therefor, relating to the establishment and change of highways.

Substitute for Senate File No. 110, a bill for an act for an appropriation for the better support of the State University, in the several departments and chairs, and in aid of the income fund, and for the development of the institution.

Substitute for Senate File No. 166, a bill for an act making appropriations for the Iowa Industrial School, Boys' Department, at Eldora, Iowa.

Substitute for Senate File No. 96, a bill for an act making an appropriation for the Hospital for the Insane, at Independence.

Also, that the Senate reconsidered the vote by which they refused to concur in House amendments to Senate File No. 47, a bill for an act to prevent fraud in the sale of grain, seed and other cereals and concurred in said amendments.

Also, that the Senate has concurred in House File No. 623, a bill for an act to legalize the transfer of certain bridge fund to general fund by the board of supervisors of Fayette county, Iowa.

C. H. BROCK, Secretary.

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# RESOLUTION.

By Mr. McFarland, for the appointment of a sifting committee of eleven.

Laid over.

# SPECIAL ORDER.

Appropriation bills:

Substitute for House File No. 346, a bill for an act making appropriations for the State Agricultural College.

Substitute read a first and second times.

Mr. Smith in the chair.

Mr. Burgess moved the previous question.

Carried.

The substitute was adopted for the original bill.

Mr. Berryhill moved that the rules be suspended, the bill considered engrossed and read a third time now.

Carried.

The bill was read a third time.

The question being, shall the bill pass?

The yeas were:

Messrs. Agnew, Anderson of Hamilton, Anderson of Warren, Ball, Beem, Berryhill, Blythe, Brown, Buell, Burgess, Byers, Calvin, Chapman, Craig, Crooks, Cummins, Curtis, Custer, Darnall, Davie, Dayton, Deitz, Dobson, Doron, Duus, Eilers, Evans, Field, Fillmore, Foley, Hall, Hamilton, Hart, Hauser, Head, Hipwell, Hobbs, Homrighaus, Horton, Hospers, Hotchkiss, Hunter, Jolly, Jones, Kennan, Kline, Larson, Lewis, Limback, Lockin, Mack, Mahoney, MoFarland, Mitchell, Moore, Nelson, Nicoll, Oakman, Owen, Parkhurst, Paschal, Piatt, Rice, Riley, Roach, Robb, Roberts, Robeson, Roe, Roundy, Rowan, Russell, Schleicher, Shipley, Steele, Slosson, Smith, Teale, Theophilus, Thompson, Thornburg, Thorniley, Tipton, Townsend, Wagner, Walker, Wilbur, Wilson of Butler, Wilson of Cass, Woods, Wyckoff, Wyman, Yergey and Mr. Speaker-94.

The nays were none.

Absent or not voting:

Messrs. Chantry, Clarke, Draper, Eckles, Estes and Luke-6.

So the bill passed and the title was agreed to.

Mr. Custer moved to reconsider the vote by which substitute for 846 passed, and that the motion lie on the table.

Carried.

Substitute for House File No. 53, a bill for an act making appropriations for the College for the Blind at Vinton.

Substitute read first and second time and adopted for the original bill.

Mr. Berryhill moved that the rules be suspended, the bill be considered engrossed and read a third time now.

Carried.

The bill was read a third time.

The question being shall the bill pass?

The yeas were:

Messrs. Agnew, Anderson of Hamilton, Anderson of Warren, Ball, Beem, Berryhill, Blythe, Brown, Buell, Burgess, Byers, Calvin, Chapman, Craig, Crooks, Cummins, Curtis, Custer, Darnall, Davie, Dayton, Diets, Dobson, Doron, Duus, Eckles, Eilers, Evans, Field, Fillmore, Foley, Hall, Hamilton, Hart, Hauser, Head, Hipwell, Hobbs, Homrighaus, Horton, Hospers, Hotchkiss, Hunter, Jolly, Jones, Kennan, Kline, Larson, Lewis, Limback, Lockin, Mack, Mahoney, McFarland, Mitchell, Moore, Nelson, Nicoll, Oakman, Owen, Parkhurst, Paschal, Piatt, Rice, Riley, Roach, Robb, Roberts, Robeson, Roe, Roundy, Rowan, Russell, Schleicher, Shipley, Steele, Slosson, Smith, Teale, Theophilus, Thompson, Thornburg, Thorniley, Tipton, Townsend, Wagner, Walker, Wilbur, Wilson of Butler, Wilson of Cass, Woods, Wyckoff, Wyman, Yergey and Mr. Speaker-94.

The nays were none.

Absent or not voting:

Messrs. Chantry, Clarke, Draper, Eckles, Estes and Luke-6.

So the bill passed and the title was agreed to.

Senate File No. 43, a bill for an act making appropriations for the Hospital for the Insane at Mt. Pleasant.

The bill was read a first and second time.

Mr. Berryhill moved that the rules be suspended and the bill be read a third time now.

Carried.

The bill was read a third time.

The question being shall the bill pass?

The yeas were:

Messrs. Agnew, Anderson of Hamilton, Anderson of Warren, Ball, Beem, Berryhill, Blythe, Brown, Buell, Burgess, Byers, Calvin, Chapman, Craig, Crooks, Cummins, Curtis, Custer, Darnall, Davie, Dayton, Dietz, Dobson, Doron, Duus, Eilers, Evans, Field, Fillmore, Foley, Hall, Hamilton, Hart, Hauser, Head, Hipwell, Hobbs, Homrig-haus, Horton, Hospers, Hotchkiss, Hunter, Jolly, Jones, Kennan, Kline, Larson, Lewis, Limback, Lockin, Mack, Mahoney, McFarland, Mitchell, Moore, Nelson, Nicoll, Oakman, Owen, Parkhurst, Paschal, Piatt, Rice, Riley, Roach, Robb, Roberts, Robeson, Roe, Roundy, Rowan, Russell, Schleicher, Shipley, Steele, Slosson, Smith, Teale, Theophilus, Thompson, Thornburg, Thorniley, Tipton, Townsend, Wagner, Walker, Wilbur, Wilson of Butler, Wilson of Cass, Woods, Wyokoff, Wyman, Yergey and Mr. Speaker-94.

The nays were none.

Absent or not voting:

Messrs. Chantry, Clarke, Draper, Eckles, Estes and Luke-6.

So the bill passed and the title was agreed to.

Senate File No. 96, a bill for an act making appropriations for the Hospital for the Insane at Independence.

The bill was read a first and second time.

Amendment by Mr. Berryhill:

To strike out of line 23 of the printed bill the word "completing," and to insert the word "continuing" in lieu thereof.

Adopted.

Mr. Berryhill moved that the rules be suspended and the bill read a third time now.

Carried.

The bill was read a third time.

The question being, shall the bill pass?

The yeas were:

Messers. Agnew, Anderson of Hamilton, Anderson of Warren, Ball, Beem, Berryhill, Blythe, Brown, Buell, Burgess, Byers, Calvin, Chapman, Craig, Crooks, Cummins, Curtis, Custer, Darnall, Davie, Dayton, Dietz, Dobson, Doron, Duus, Eilers, Evans, Field, Fillmore, Foley, Hall, Hamilton, Hart, Hauser, Head, Hipwell, Hobbs, Homri-ghaus, Horton, Hospers, Hotchkiss, Hunter, Jolly, Jones, Kennan, Kline, Larson, Lewis, Limback, Lockin, Mack, Mahoney, McFarland, Mitchell, Moore, Nelson, Nicoll, Oakman, Owen, Parkhurst, Paschal, Piatt, Rice, Riley, Roach, Robb, Roberts, Robeson, Roe, Roundy, Rowan, Russell, Schleicher, Shipley, Steele, Slosson, Smith, Teale, Theophilus, Thompson, Thornburg, Thorniley, Tipton, Townsend, Wagner, Walker, Wilbur, Wilson of Butler, Wilson of Cass, Woods, Wyckoff, Wyman, Yergey and Mr. Speaker-94.

The nays were none.

Absent or not voting:

Messrs. Chantry, Clarke, Draper, Eckles, Estes, and Luke-6.

So the bill passed and the title was agreed to.

House File No. 149, a bill for an act authorizing the trustees of the Iowa Hospital for the Insane at Independence to purchase 180 acres of land adjoining the lands now owned by the State.

Mr. Berryhill moved that the rules be suspended, the bill considered engrossed and read a third time now.

Carried.

The bill was read a third time.

The question being, shall the bill pass?

The yeas were:

Messrs. Agnew, Anderson of Hamilton, Anderson of Warren, Ball, Beem, Berryhill, Blythe, Brown, Buell, Burgess, Byers, Calvin, Chapman, Craig, Crooks, Cummins, Curtis, Custer, Darnall, Davie, Dayton, Dietz, Dobson, Doron, Duus, Eilers, Evans, Field, Fillmore, Foley, Hall, Hamilton, Hart, Hauser, Head, Hipwell, Hobbs, Homrighaus, Horton, Hospers, Hotchkiss, Hunter, Jolly, Jones, Kennan, Kline, Larson, Lewis, Limback, Lockin, Mack, Mahoney, McFarland, Mitchell, Moore, Nelson, Nicoll, Oakman, Owen, Parkhurst, Paschal, Piatt, Rice, Riley, Roach, Robb, Roberts, Robeson, Roe, Roundy, Rowan, Russell, Schleicher, Shipley, Steele, Slosson, Smith, Teale, Theophilas, Thompson, Thornburg, Thorniley, Tipton, Townsend, Wagner, Walker, Wilbur, Wilson of Butler, Wilson of Cass, Woods, Wyman, Wyckoff, Yergey and Mr. Speaker-94.

The nays were none.

Absent or not voting:

Messrs. Chantry, Clarke, Draper, Eckles, Estes and Luke-6. So the bill passed and the title was agreed to.

### MESSAGE FROM THE SENATE.

The following message was received from the Senate:

ME. 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:

Relative to the final adjournment of the Twenty-second General Assembly on Tuesday, April 10, 1888, at 12 o'clock m.

Also, that the Senate has passed the following bills, in which the concurrence of the House is asked:

Senate File No. 115, a bill for an act authorizing the trustees of the Iowa Hospital for the Insane at Independence to purchase 180 acres of land adjoining the lands now owned by the State.

Also, substitute for Senate File No. 124, a bill for an act making appropriations for the Institution for Feeble-Minded Children.

Also, Senate File No. 336, a bill for an act making an appropriation for the State Fish Commission.

Also, that the Senate has refused to recede from its amendment to House File No. 37, a bill for an act for the protection of discharged employes and to prevent black-listing, and has appointed a Conference Committee thereon, to wit: Senators Davidson, Seeds and Kent, and asks for a like committee from the House thereon.

C. H. BROCK, Secretary.

Consideration of appropriation bills continued.

Senate File No. 138, a bill for an act making appropriations for the Institution for the Deaf and Dumb at Council Bluffs. The bill was read a first and second time.

Amendment by Mr. Craig:

To insert after "the sum of \$400 for library," the following: "For hospital and furniture for the same, \$1,000."

Mr. Roberts moved the previous question upon the amendment. Carried.

Upon the adoption of the amendment, Messrs. Wyman and Horton demanded the yeas and nays.

The yeas were:

Messrs. Beem, Brown, Buell, Craig, Crooks, Custer, Davie, Dayton, Dietz, Duus, Evans, Field, Foley, Hart, Head, Hipwell, Horton, Jones, Kennan, Kline, Mack, Rice, Riley, Robb, Roberts, Robeson, Roe, Roundy, Rowan, Schleicher, Shipley, Steele, Theophilus, Thompson, Wagner, Walker, Wilson of Butler, Woods and Wyman-39.

The nays were:

Messrs. Agnew, Anderson of Hamilton, Anderson of Warren, Ball, Berryhill, Blythe, Byers, Cummins, Curtis, Darnall, Dobson, Doron, Eilers, Hamilton, Hauser, Hobbs, Homrighaus, Hospers, Hotchkiss, Hunter, Jolly, Larson, Lewis, Limback, Lockin, Mahoney, McFarland, Nelson, Nicoll, Oakman, Owen, Parkhurst, Paschal, Piatt, Slosson, Smith, Teale, Thornburg, Thorniley, Tipton, Townsend, Wyckoff, Yergey and Mr. Speaker-44.

Absent or not voting:

Messrs. Burgess, Calvin, Chantry, Chapman, Clarke, Draper, Eckles, Estes, Fillmore, Hall, Luke, Mitchell, Moore, Roach, Russell, Wilbur and Wilson of Cass-17.

So the amendment was lost.

Mr. Berryhill moved that the rules be suspended and the bill read a third time now.

Carried.

The bill was read a third time.

The question being, shall the bill pass.

The yeas were:

Messrs. Agnew, Anderson of Hamilton, Anderson of Warren, Ball, Beem, Berryhill, Blythe, Brown, Buell, Burgess, Byers, Calvin, Chapman, Craig, Crooks, Cummins, Curtis, Custer, Darnall, Davie, Dayton, Dietz, Dobson, Doron, Duus, Eilers, Evans, Field, Fillmore, Foley, Hall, Hamilton, Hart, Hauser, Head, Hipwell, Hobbs, Homrighaus, Horton, Hospers, Hotchkies, Hunter, Jolly, Jones, Kennan, Kline, Larson, Lewis, Limback, Lockin, Mack, Mahoney, McFarland, Mitchell, Moore, Nelson, Nicoll, Oakman, Owen, Parkhurst, Paschal, Piatt, Rice, Riley, Roach, Robb, Roberts, Robeson, Roe, Roundy, Rowan, Russell, Schleicher, Shipley, Steele, Slosson, Smith, Teale, Theophilas, Thompson, Thornburg, Thorniley, Tipton, Townsend, Wagner, Walker, Wilbur, Wilson of Butler, Wilson of Cass, Woods, Wyckoff, Wyman, Yergey and Mr. Speaker—94.

The nays were none.

Absent or not voting:

Messrs. Chantry, Clarke, Draper, Eckles, Estes and Luke-6.

So the bill passed and the title was agreed to.

On motion of Mr. Hotchkiss, the regular order was passed for ten minutes and the following Senate concurrent resolution taken up. Resolved by the Senate, the House concurring, that the President of the Senate and the Speaker of the House shall each declare their respective houses adjourned sine die on Tuesday, April 10, 1888, at 12 o'clock M.

Upon the concurrence in the resolution Messrs. Jolly and Paschal demanded the yeas and nays.

Mr. Anderson of Warren explained his vote.

Mr. Custer explained his vote.

Mr. Nicoll explained his vote.

Mr. Yergey explained his vote.

Mr. Speaker explained his vote.

Mr. Brown explained his vote as follows:

ME. SPEAKEE—I am mixicus to adjourn, but as I believe that the people of the State demand legislation on the school book question and the two cent bill, and other important measures. I vote no.

Mr. Hall explained his vote as follows:

ME. SPEAKER—Believing that the Senate should act upon either the maximum rate bill or two cent fare bill, and that sufficient time should be given for such action before adjournment. I vote no.

Mr. Smith explained his vote as follows:

ME. SPEAKEE—Knowing that very important legislation demanded by the people on the subject of railroads, school books and other matters, is as yet unfinished, and making it a rule in life never to leave a job half done, I emphatically vote no.

Mr. Ball explained his vote as follows:

ME. SPEAKER—I have opposed every effort to fix a day certain for final adjournment in hope that the business for which we have assembled may be completed and that many of the important measures passed by this House may not be smothered in the Senate under the subterfuge of a lack of time for their consideration, and that if that body fails to enact those measures into law giving the people the relief which they so much demand, they may assume the responsibility of denying the people's request. I vote no.

The yeas were:

Messrs. Anderson of Hamilton, Anderson of Warren, Beem, Berryhill, Blythe, Buell, Calvin, Chapman, Craig, Cummins, Curtis, Custer, Darnall, Davie, Dayton, Dietz, Dobson, Doron, Duus, Eilers, Evans, Field, Fillmore, Foley, Hamilton, Hart, Hauser, Hipwell, Hobbs, Homrighaus, Horton, Hospers, Hotohkiss, Jones, Kennan, Kline, Larson, Lockin, Mack, McFarland, Oakman, Owen, Parkhurst, Paschal, Piatt, Rice, Riley, Roach, Roberts, Roundy, Rowan, Russell, Schleicher, Slosson, Steele, Thompson, Thorniley, Tipton, Townsend, Wagner, Walker, Wilson of Butler, Wyckoff and Wyman-64.

The nays were:

Messrs. Agnew, Ball, Brown, Burgess, Byers, Crooks, Hall, Hunter, Jolly, Lewis, Limback, Mahoney, Nelson, Nicoll, Robb, Robeson, Roe, Shipley, Smith, Teale, Theophilus, Thornburg, Wilbur, Woods, Yergey and Mr. Speaker-26.

Absent or not voting:

Messrs. Chantry, Clarke, Draper, Eckles, Estes, Head, Luke, Mitchell, Moore and Wilson of Cass-10.

So the resolution was concurred in.

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Mr. Berryhill moved to reconsider the vote whereby the concurrent resolution for final adjournment was concurred in.

Mr. Hotohkiss moved that the motion lie on the table.

Mr. Anderson of Warren moved to adjourn.

Lost.

The Speaker in the chair.

Upon the motion of Mr. Hotchkiss, Messrs. Berryhill and Thompson demanded the yeas and nays.

The yeas were:

Messrs. Anderson of Hamilton, Buell, Dietz, Duus, Eilers, Fillmore, Head, Hipwell, Hotchkiss, Jones, Piatt, Roundy, Steele, Slosson, Thorniley, Wilson of Butler and Wyman-17.

The nays were:

Messrs. Agnew, Anderson of Warren, Ball, Beem, Berryhill, Blythe, Brown, Burgess, Byers, Calvin, Chapman, Craig, Crooks, Cummins, Curtis, Darnall, Davie, Dayton, Doron, Evans, Field, Hall, Hamilton, Hart, Hauser, Hobbs, Homrighaus, Horton, Hunter, Jolly, Kennan, Kline, Larson, Lewis, Lockin, Mack, Mahoney, McFarland, Nelson, Nicoll, Oakman, Owen, Parkhurst, Paschal, Rice, Roach, Robb, Roberts, Robeson, Roe, Rowan, Russell, Shipley, Smith, Teale, Theophilus, Thompson, Thornburg, Tipton, Townsend, Wilbur, Wilson of Cass, Woods, Wyckoff, Yergey and Mr. Speaker—66.

Absent or not voting:

Messrs. Chantry, Clarke, Custer, Dobson, Draper, Eckles, Estes, Foley, Hospers, Limback, Luke, Mitchell, Moore, Riley, Schleicher, Wagner and Walker-17.

So the motion was lost.

Mr. Hall moved the appointment of a conference committee of three on House File No. 37.

Carried.

On motion of Mr. Anderson of Warren, the House adjourned.

# AFTERNOON SESSION.

House reconvened at 9 P. M. Speaker in the chair.

## REPORTS OF COMMITTEES.

Mr. Larson from the Committee on Public Lands and Public Buildings, reported resolution by Mr. Yergey, relative to sale of the old capitol building, with a bill. House File No. 625, a bill for an act to authorize and empower the Executive Council of the State of Iowa to sell and convey lots 11 and 12, block 6, Scott's addition to the town of Des Moines.

Read a first and second time and passed on file subject to call.

Mr. Doron, from the Committee on Medicine, Surgery and Pharmacy, reported Senate File No. 405, recommending passage.

Passed on file.

Mr. Wyckoff from the Committee on Military, reported House File No. 489, a bill for an act to commemorate the patriotism of Iowa Union soldiers and sailors by the erection of a monument and work of art on the public ground at the State capitol, with the recommendation that the House insert in any appropriation bill that may pass for the finishing of the capitol building and grounds, an item for the appropriation of \$5,000 for laying the foundation of a monument commemorating the patriotism of Iowa Union soldiers and sailors to be erected upon the capitol grounds; said sum to be expended under the supervision of a commission as provided in said House File No. 489, and that by reason of the above recommendation the bill be indefinitely postponed.

Passed on file.

### LEAVE OF ABSENCE GRANTED.

Mr. Robeson until Monday. Mr. Crooks until Monday. Mr. Woods until 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:

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Substitute for Senate File No. 298, a bill for an act to appropriate funds to carry on the work at the penitentiary at Anamosa and for other purposes connected therewith.

Also, Senate File No. 181, a bill for an act for appropriations for Benedict Home.

Also, Senate File No. 410, a bill for an act to authorize the trustees of the hospital for the insane at Clarinda to employ a superintendent and subordinate force to carry on said hospital and farm connected therewith and to appropriate \$6,000 to pay for the same.

C. H. BROCK, Secretary.

# RESOLUTION LAID OVER.

By Mr. Hall relative to certifying the names of reporters to the Secretary of State.

Referred to Committee on Retrenchment and Reform.

#### SPECIAL ORDER.

Appropriation bills:

House File No. 626, by Committee on Appropriations, a bill for an act making appropriations for the hospital for the insane at Clarinda. The bill was read first and second times.

Mr. Berryhill moved that the rules be suspended, the bill considered engrossed and read a third time now.

Carried.

The bill was read a third time.

The question being shall the bill pass?

The yeas were:

Messrs. Agnew, Anderson of Hamilton, Anderson of Warren, Ball, Beem, Berryhill, Blythe, Brown, Buell, Burgess, Byers, Calvin, Chapman, Craig, Crooks, Cummins, Curtis, Custer, Darnall, Davie, Dayton, Dietz, Dobson, Doron, Duus, Eilers, Evans, Field, Fillmore, Foley, Hall, Hamilton, Hart, Hauser, Head, Hipwell, Hobbs, Homrighaus, Horton, Hospers, Hotchkiss, Hunter, Jolly, Jones, Kennan, Kline, Larson, Lewis, Limback, Lockin, Mack, Mahoney, McFarland, Mitchell, Moore, Nelson, Nicoll, Oakman, Owen, Parkhurst, Paschal, Piatt, Rice, Riley, Roach, Robb, Roberts, Robeson, Roe, Roundy, Rowan, Russell, Schleicher, Shipley, Steele, Slosson, Smith, Teale, Theophilus, Thompson, Thornburg, Thorniley, Tipton, Townsend, Wagner, Walker, Wilbur Wilson of Butler, Wilson of Cass, Woods, Wyckoff, Wyman, Yergey and Mr. Speaker-94.

The nays were none.

Absent or not voting:

Messrs. Chantry, Clarke, Draper, Eckles, Estes and Luke-6.

So the bill passed and the title was agreed to.

Substitute for Senate File No. 124, a bill for an act making appropriations for the institution for feeble minded children.

The bill was read a first and second time.

Mr. Berryhill moved that the rules be suspended and the bill read a third time now.

Carried.

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The bill was read a third time.

The question being shall the bill pass?

The yeas were:

Messrs. Agnew, Anderson of Hamilton, Anderson of Warren, Ball, Beem, Berryhill, Blythe, Brown, Buell, Burgess, Byers, Calvin, Chapman, Craig, Crooks, Cummins, Curtis, Custer, Darnall, Davie, Dietz, Dayton, Dobson, Doron, Duus, Eilers, Evans, Field, Fillmore, Foley, Hall, Hamilton, Hart, Hauser, Head, Hipwell, Hobbs, Homrighaus, Horton, Hospers, Hotchkiss, Hunter, Jolly, Jones, Kennan, Kline, Larson, Lewis, Limback, Lockin, Mack, Mahoney, McFarland, Mitchell, Moore, Nelson, Nicoll, Oakman, Owen, Parkhurst, Paschal, Piatt, Rice, Riley, Roach, Robb, Roberts, Robeson, Soe, Roundy, Rowan, Russell, Schleicher, Shipley, Slosson, Smith, Teale, Theophilus, Thompson, Thornburg, Thorniley, Tipton, Townsend, Wagner, Walker, Wilbur, Wilson of Butler, Wilson of Cass, Woods, Wyckoff, Wyman, Yergey and Mr. Speaker-94.

The nays were none.

Absent or not voting:

Messrs. Chantry, Clarke, Draper, Eckles, Estes and Luke-6.

So the bill passed and the title was agreed to.

Senate File No. 166, a bill for an act making appropriations for the Iowa industrial school, boys' department, at Eldora.

The bill was read a first and second time.

Mr. Berryhill moved that the rules be suspended and the bill read a third time now.

Carried.

The bill was read a third time.

The question being shall the bill pass?

The yeas were:

Messrs. Agnew, Anderson of Hamilton, Anderson of Warren, Ball, Beem, Berryhill, Blythe, Brown, Buell, Burgess, Byers, Calvin, Chapman, Craig, Crooks, Cummins, Curtis, Custer, Darnall, Davie, Dayton, Dietz, Dobson, Doron, Duus, Eilers, Evans, Field, Fillmore, Foley, Hall, Hamilton, Hart, Hauser, Head, Hipwell, Hobbs, Homrighaus, Horton, Hospers, Hotohkiss, Hunter, Jolly, Jones, Kennan, Kline, Larson, Lewis, Limback, Lockin, Mack, Mahoney, McFarland, Mitchell, Moore, Nelson, Nicoll, Oakman, Owen, Parkhurst, Paschal, Piatt, Rice, Riley, Roach, Robb, Roberts, Robeson, Roe, Roundy, Rowan, Russell, Schleicher, Shipley, Steele, Slosson, Smith, Teale, Theophilus, Thompson, Thornburg, Thorniley, Tipton, Townsend, Wagner, Walker, Wilbur, Wilson of Butler, Wilson of Cass, Woods, Wyckoff, Wyman, Yergey and Mr. Speaker-94.

The nays were none.

Absent or not voting:

Messrs. Chantry, Clarke, Draper, Eckles, Estes and Luke-6.

So the bill passed and the title was agreed to.

Substitute for House File No. 443, a bill for an act making appropriations for the Iowa Industrial School, Girls' Department, at Mitchellville.

The substitute was read a first and second time and adopted for the original bill. Mr. Berryhill moved that the rules be suspended, the bill be considered engrossed and read a third time now.

Carried.

The bill was read a third time.

The question being shall the bill pass?

The yeas were:

Messrs. Agnew, Anderson of Hamilton, Anderson of Warren, Ball, Beem, Berryhill, Blythe, Brown, Buell, Burgess, Byers, Calvin, Chapman, Craig, Crooks, Cummins, Curtis, Custer, Darnall, Davie, Dayton, Dietz, Dobson, Doron, Duus, Eilers, Evans, Field, Fillmore, Foley, Hall, Hamilton, Hart, Hauser, Head, Hipwell, Hobbs, Homrighaus, Horton, Hospers, Hotchkiss, Hunter, Jolly, Jones, Kennan, Kline, Larson, Lewis, Limback, Lockin, Mack, Mahoney, McFarland, Mitchell, Moore, Nelson, Nicoll, Oakman, Owen, Parkhurst, Paschal, Piatt, Rice, Riley, Roach, Robb, Roberts, Robeson, Roe, Roundy, Rowan, Russell, Schleicher, Shipley, Steele, Slosson, Smith, Teale, Theophilus, Thomp-son, Thornburg, Thorniley, Tipton, Townsend, Waguer, Walker, Wilbur, Wilson of Butler, Wilson of Cass, Woods, Wyckoff, Wyman, Yergey and Mr. Speaker-94.

The nays were none.

Absent or not voting:

Messrs. Chantry, Clarke, Draper, Eckles, Estes and Luke-6.

So the bill passed and the title was agreed to.

Substitute for House File No. 141, a bill for an act making appropriations for the State Normal School at Cedar Falls.

The bill was read a first and second time.

Amendment by Mr. Berryhill:

To strike out item No, 8 "for root and storage cellar \$300," and by striking out of item No. 2 the figures "\$2,000" and by inserting the figures "\$2,300" in lieu thereof.

Adopted.

Substitute adopted for original bill.

Mr. Berryhill moved that the rules be suspended, the bill considered engrossed and read a third time now.

Carried.

The bill was read a third time.

The question being, shall the bill pass?

Mr. Brown explained his vote.

The yeas were:

Messrs. Agnew, Anderson of Hamilton, Ball, Beem, Berryhill, Blythe, Buell, Burgess, Byers, Calvin, Chapman, Craig, Crooks, Cummins, Curtis, Custer, Darnall, Davie, Dayton, Dietz, Dobson, Doron, Duus, Eilers, Evans, Field, Foley, Fillmore, Hall, Hamilton, Hart, Hauser, Head, Hipwell, Hobbs, Homrighaus, Horton, Hunter, Jolly, Jones, Kennan, Kline, Larson, Lewis, Limback, Lockin, Mahoney, MoFarland, Mitchell, Moore, Nelson, Oakman, Owen, Parkhurst, Piatt, Rice, Riley, Roach, Robb, Roberts, Robeson, Roe, Rowan, Russell, Schleicher, Steele, Slosson, Smith, Theophilus, Thompson, Thornburg, Tipton, Townsend, Wagner, Wilbur, Wilson of Butler, Woods, Wyckoff and Mr. Speaker-79.

The nays were:

Messrs. Anderson of Warren, Brown, Hospers, Hotchkiss, Mack, Nicoll, Paschal, Roundy, Teale, Thorniley, Walker and Yergey-12. Absent or not voting:

Messrs. Chantry, Clarke, Draper, Eckles, Estes, Luke, Shipley, Wilson of Cass and Wyman-9.

So the bill passed and title was agreed to.

# MESSAGE FROM THE SENATE.

The following message was received from the Senate:

ME. SPEAKEE-I am directed to inform your honorable body that the Senate has concurred in the following:

House File No. 65, a bill for an act to amend section 467 of the Code, in relation to repairing sidewalks.

Also, has passed the following Senate files in which the concurrence of the House is asked:

Senate File No. 422, a bill for an act to prevent persons from un lawfully using or wearing the emblems and badges of the Grand Army of the Republic or of the Military Order of the Loyal Legion of the United States.

Also, substitute for Senate File No. 265, a bill for an act making appropriations for the Soldiers' Home at Marshalltown, Iowa.

C. H. BROCK, Secretary.

On motion of Mr. Wyckoff the rules were suspended, and Senate File No. 422, a bill for an act to prevent persons from unlawfully using or wearing the emblems and badges of the Grand Army of the Republic or of the Military Order of the Loyal Legion of the United States, was taken up.

The bill was read a first and second time.

Mr. Wyckoff moved that the rules be suspended and the bill read a third time now.

Carried.

The bill was read a third time.

The question being, shall the bill pass?

The yeas were:

Messrs. Anderson of Hamilton, Anderson of Warren, Ball, Berryhill, Blythe, Brown, Buell, Burgess, Byers, Calvin, Chapman, Craig, Cummins, Curtis, Custer, Darnall, Davie, Dietz, Dobson, Doron, Duus, Eilers, Field, Foley, Hart, Hauser, Hipwell, Hobbs, Homrighaus, Horton, Hospers, Hotohkiss, Jolly, Jones, Kennan, Larson, Limback, Lockin, Lewis, Mack, Mahoney, Mitchell, Nelson, Nicoll, Oakman, Owen, Parkhurst, Paschal, Rice, Riley, Roach, Robb, Roberts, Robeson, Roe, Roundy, Rowan, Russell, Schleicher, Shipley, Steele, Smith, Teale, Thompson, Thornburg, Thorniley, Tipton, Townsend, Wagner, Walker, Wilbur, Wilson of Butler, Wilson of Cass, Woods, Wyckoff, Yergey and Mr. Speaker-77.

The nays were:

Mr. Piatt-1.

Absent or not voting:

Messrs. Agnew, Beem, Chantry, Clarke, Crooks, Dayton, Draper, Eckles, Estes, Evans, Fillmore, Hall, Hamilton, Head, Hunter, Kline, Luke, McFarland, Moore, Slosson, Theophilus and Wyman-22.

So the bill passed and the title was agreed to.

On motion of Mr. Tipton the rules were suspended and House File No. 562, a bill for an act to amend section 4058 of the Code of 1878, relating to the importation of Texas cattle, taken up.

Mr. Tipton moved that the rules be suspended, the bill considered engrossed, and read a third time now.

Carried.

The bill was read a third time.

Mr. Tipton moved that the vote by which the bill was ordered to its third reading be reconsidered.

Carried.

The bill was indefinitely postponed.

## MESSAGE FROM THE GOVERNOR.

MR. SPEAKER—I am directed by the Governor to report that he has approved, signed and deposited in the office of the Secretary of State:

House File No, 295, an act to authorize certain cities to require the erection and construction of viaducts over or under railroads on public streets, and to provide compensation to owners of property abutting on such streets.

House File No. 184, an act to legalize the ordinances of the town of Grand Junction, State of Iowa.

House File No. 577, an act to legalize the incorporation of the town of Manilla, Crawford county, Iowa, the election of its town officers and all acts done and ordinances passed by the said town officers.

House File No. 610, an act to legalize certain acts and ordinances of the council of the incorporated town of Dow City, Crawford county, Iowa.

House File No. 621, an act to amend section 35, chapter 211 of the acts of the Sixth General Assembly, relative to publishing ordinances of the city of Comanche.

# FRED'K W. HOSSFELD, Private Secretary.

Mr. Curtis filed a motion to reconsider the vote by which Senate File No. 139 failed to pass the House.

The hour having arrived for the third reading of Senate File No. 317, a bill for an act supplemental to chapter 143 of the acts of the Twentieth General Assembly, and chapter 66 of the acts of the Twenty first General Assembly, relating to the sale of intoxicating liquors and abatement of nuisances, Mr. Thompson moved that the consideration of the bill be postponed until disposal of the appropriation bills.

Upon this motion Messrs. Smith and Custer demanded the yeas and nays.

The yeas were:

Messrs. Beem, Buell, Burgess, Craig, Cummins, Curtis, Davie, Dayton, Dietz, Duus, Eilers, Evans, Foley, Hamilton, Hart, Hipwell, Horton, Hospers, Hotohkiss, Jolly, Kennan, Kline, Larson, Limback, Mitchell, Moore, Owen, Parkhurst, Piatt, Rice, Riley, Robb, Roundy, Rowan, Russell, Steele, Theophilus, Thompson, Wagner, Wilson of Butler and Wyman-41.

The nays were:

Messrs. Agnew, Anderson of Hamilton, Anderson of Warren, Ball, Berryhill, Blythe, Brown, Byers, Calvin, Chapman, Custer, Darnall, Dobson, Doron, Field, Fillmore, Hauser, Head, Hobbs, Hunter, Jones, Lewis, Lockin, Mack, Mahoney, McFarland, Nelson, Nicoll, Oakman, Paschal, Roberts, Robeson, Roe, Shipley, Smith, Teale, Thornburg, Thorniley, Tipton, Townsend, Walker, Wilbur, Wilson of Cass, Woods, Wyckoff, Yergey and Mr. Speaker-47.

Absent or not voting:

Messrs. Chantry, Clarke, Crooks, Draper, Eckles, Estes, Hall, Homrighaus, Luke, Roach, Schleicher and Slosson-12.

So the motion was lost.

The bill was read a third time.

On the question shall the bill pass?

Messrs. Evans and Riley were paired.

The yeas were:

Messrs. Agnew, Anderson of Hamilton, Anderson of Warren, Ball, Berryhill, Blythe, Brown, Byers, Calvin, Chapman, Crooks, Custer, Darnall, Dobson, Doron, Field, Fillmore, Hall, Hauser, Head, Hobbs, Hunter, Jones, Kennan, Lewis, Lockin, Mack, Mahoney, Mo-Farland, Moore, Nelson, Nicoll, Oakman, Paschal, Roach, Roberts, Robeson, Shipley, Steele, Smith, Teale, Thornburg, Thorniley, Tipton, Townsend, Walker, Wilbur, Wilson of Butler, Wilson of Cass, Wyckoff, Yergey and Mr. Speaker—52.

The nays were:

Messrs. Beem, Buell, Burgess, Cummins, Davie, Dayton, Dietz, Duus, Eilers, Foley, Hamilton, Hart, Hipwell, Homrighaus, Horton, Hotchkiss, Jolly, Kline, Larson, Limback, Mitchell, Owen, Piatt, Rice, Robb, Roe, Roundy, Rowan, Russell, Thompson, Wagner and Wyman-32.

Absent or not voting:

Messrs. Chantry, Clarke, Craig, Curtis, Draper, Eckles, Estes, Evans, Hospers, Luke, Parkhurst, Riley, Schleicher, Slosson, Theophilus and Woods-16.

So the bill passed and the title was agreed to.

# MESSAGE FROM THE SENATE.

The following message was received from the Senate:

ME. 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. 266, a bill for an act for the support of the Soldiers' Home at Marshalltown, Iowa.

Also, that the Senate has concurred in House File No. 547, a bill for an act to legalize the acts and ordinances of the town of Stuart, Guthrie county, Iowa.

Also, House File No. 545, a bill for an act to organize and manage the department for criminal insane at the penitentiary at Anamosa.

C. H. BROCK, Secretary.

Appropriation bills continued.

Mr. Wilbur in the chair.

Substitute for House File No. 527, a bill for an act making appropriations for the purpose of procuring a water supply for the normal school at Cedar Falls.

Substitute read a first and second time.

Amendment by Mr. Berryhill:

To add at end of section 3: "Any surplus remaining in the fund herein appropriated and any surplus remaining in the sewerage and ventilation fund appropriated by law for such institution may be used by the trustees in the payment of water rates."

Adopted.

Substitute adopted for original bill.

Mr. Berryhill moved that the rules be suspended, the bill considered engrossed and read a third time now.

Carried.

The bill was read a third time.

The question being shall the bill pass?

The yeas were:

Messrs. Anderson of Warren, Ball, Beem, Berryhill, Blythe, Brown, Burgess, Byers, Calvin, Chapman, Craig, Crooks, Curtis, Darnall, Dietz, Dobson, Doron, Duus, Eilers, Evans, Field, Fillmore, Foley, Hall, Hamilton, Hart, Hauser, Head, Hipwell, Hobbs, Homrighaus, Horton, Hospers, Hotchkiss, Hunter, Jolly, Jones, Kennan, Kline, Larson, Lewis, Lockin, Mahoney, McFarland, Nelson, Nicoll, Oakman, Owen, Parkhurst, Piatt, Rice, Robb, Roberts, Robeson, Rowan, Russell, Steele, Slosson, Smith, Theophilus, Thompson, Thornburg, Thorniley, Tipton, Townsend, Wagner, Wilbur, Wilson of Butler, Wilson of Cass, Woods, Yergey and Mr. Speaker-72.

The nays were:

Messrs. Davie, Mack, Paschal, Shipley, Walker and Wyckoff—6. Absent or not voting:

Messrs. Agnew, Anderson of Hamilton, Buell, Chantry, Clarke, Cummins, Custer, Dayton, Draper, Eckles, Estes, Limback, Luke, Mitchell, Moore, Riley, Roach, Roe, Roundy, Schleicher, Teale and Wyman-22.

So the bill passed and the title was agreed to.

Substitute for Senate File No. 110, a bill for an act for an appropriation for the better support of the State University in the several departments and chairs, and in aid of the income funds, and for the development of the institution.

The bill was read a first and second time.

Amendments by Mr. Berryhill to section 3, to strike out all after the words "provided that," and insert in lieu thereof the following: "The same shall be drawn in four equal installments as follows: One quarter on or after September 1, 1888; the second quarter on or after February 1, 1889; the third quarter on or after August 1, 1889, and the last quarter on or after January 1, 1890.

Adopted.

Amendments by Mr. Smith to section 1, to strike out the word "twenty" and insert "fifteen" in lieu thereof.

Amendment to the amendment by Mr. Shipley, to strike out "fifteen" and insert "ten."

Mr. Custer filed several amendments.

Mr. Roe moved the previous question.

Carried.

Upon the amendment to the amendment by Mr. Shipley.

Messrs. Brown and Custer demanded the yeas and nays.

Mr. Smith explained his vote.

Mr. Thompson explained his vote.

The yeas were:

Messrs. Agnew, Anderson of Warren, Ball, Brown, Custer, Doron, Fillmore, Hauser, Hobbs, Hunter, Lewis, Lockin, Mack, Nicoll, Paschal, Robeson, Shipley, Slosson, Thornburg, Wilson of Butler and Yergey-21.

The nays were:

Messrs. Beem, Berryhill, Blythe, Buell, Burgess, Byers, Calvin, Chapman, Craig, Cummins, Curtis, Darnall, Davie, Dayton, Dietz, Dobson, Duus, Eilers, Evans, Foley, Hamilton, Hart, Hipwell, Homrighaus, Horton, Hospers, Hotchkiss, Jolly, Kennan, Kline, Larson, Limback, Mahoney, Mitchell, Moore, Nelson, Oakman, Owen, Parkhurst, Piatt, Rice, Riley, Roach, Robb, Roberts, Roe, Roundy, Rowan, Russell, Schleicher, Steele, Smith, Theophilus, Thompson, Thorniley, Tipton, Townsend, Wagner, Walker, Wilbur, Woods, Wyckoff, Wyman and Mr. Speaker—64.

Absent or not voting:

Messrs. Anderson of Hamilton, Chantry, Clarke, Crooks, Draper, Eckles, Estes, Field, Hall, Head, Jones, Luke, McFarland, Teale and Wilson of Cass-15.

So the amendment to the amendment was lost.

The question recurring upon the amendment by Mr. Smith, Messrs. Custer and Smith demanded the yeas and nays

The yeas were:

Messre. Agnew, Anderson of Hamilton, Anderson of Warren, Ball, Brown, Byers, Custer, Dobson, Doron, Fillmore, Hall, Hauser, Hobbs, Hunter, Jones, Lewis, Lockin, Mack, Mahoney, Nicoll, Paschal, Robeson, Shipley, Slosson, Smith, Teale, Thornburg, Thorniley, Tipton, Walker, Wilbur, Wilson of Butler, Wyckoff Yergey and Mr. Speaker -35.

The nays were:

Messrs. Beem, Berryhill, Blythe, Buell, Burgess, Calvin, Chapman, Craig, Cummins, Curtis, Darnall, Davie, Dayton, Deitz, Duus, Eilers, Evans, Foley, Hamilton, Hart, Hipwell, Homrighaus, Horton, Hospers, Hotchkiss, Jolly, Kennan, Kline, Larson, Limback, Mitchell, Moore, Nelson, Oakman, Owen, Parkhurst, Piatt, Rice, Riley, Roach, Robb, Roberts, Roe, Roundy, Rowan, Russell, Schleicher, Steele, Theophilus, Thompson, Townsend, Wagner and Wyman-53.

Absent or not voting:

Messrs. Chantry, Clarke, Crooks, Draper, Eckles, Estes, Field, Head, Luke, McFarland, Wilson of Cass and Woods-12.

So the amendment was lost.

The question recurring upon the amendment by Mr. Custer to strike out "twenty" and insert "sixteen" in section 1. Messrs. Custer and Brown demanded the yeas and nays. The yeas were:

Messrs. Agnew, Anderson of Warren, Ball, Brown, Custer, Dobson, Doron, Fillmore, Hall, Hauser, Hobbs, Hunter, Jones, Lewis, Lockin, Mack, Nicoll, Paschal, Robeson, Shipley, Smith, Teale, Thorniley, Tipton, Walker, Wilbur, Wilson of Butler, Wyckoff and Yergey-29.

The nays were:

Messre. Anderson of Hamilton, Beem, Berryhill, Blythe, Buell, Burgess, Byers, Calvin, Chapman, Craig, Cummins, Curtis, Darnall, Davie, Dayton, Dietz, Duus, Eilers, Evans, Field, Foley, Hamilton, Hart, Hipwell, Homrighaus, Horton, Hospers, Hotchkiss, Jolley, Kennan, Kline, Larson, Limback, Mitchell, Moore, Nelson, Oakman, Owen, Parkhurst, Piatt, Rice, Riley, Roach, Robb, Roberts, Roe, Roundy, Rowan, Russell, Schleicher, Steele, Slosson, Theophilus, Thompson, Townsend, Wagner, Wyman and Mr. Speaker-58.

Absent or not voting:

Messrs. Chantry, Clarke, Crooks, Draper, Eokles, Estes, Head, Luke, Mahoney, McFarland, Thornburg, Wilson of Cass and Woods -13.

So the amendment was lost.

Other amendments by Mr. Custer ruled out of order.

Mr. Berryhill moved that the rules be suspended and the bill read a third time now.

Upon this motion Messrs. Custer and Homrighaus demanded the yeas and nays.

The yeas were:

Messrs. Anderson of Hamilton, Beem, Berryhill, Blythe, Buell, Burgess, Byers, Calvin, Craig, Cummins, Curtis, Darnall, Davie, Dayton, Dietz, Duus, Eilers, Evans, Field, Foley, Hamilton, Hart, Head, Hipwell, Homrighans, Horton, Hospers, Hotchkiss, Jolly, Kennan, Larson, Limback, Mitchell, Moore, Nelson, Oakman, Owen, Parkhurst, Piatt, Rice, Roach, Robb, Roberts, Roe, Roundy, Rowan, Russell, Schleicher, Steele, Slosson, Theophilus, Thompson, Townsend, Wagner, Woods, Wyman and Mr. Speaker-57.

The nays were:

Messers. Agnew, Anderson of Warren, Ball, Brown, Custer, Dobson, Doron, Fillmore, Hall, Hauser, Hobbs, Hunter, Jones, Lewis, Lockin, Mack, McFarland, Nicoll, Paschal, Robeson, Shipley, Smith, Teale, Thorniley, Tipton, Walker, Wilbur, Wilson of Butler, Wyckoff and Yergey-30.

Absent or not voting:

Messrs. Chantry, Chapman, Clarke, Crooks, Draper, Eckles, Estes, Kline, Luke, Mahoney, Riley, Thornburg and Wilson of Cass-18. So the motion not having received a two-thirds vote, was lost.

On motion Mr. Berryhill the bill was ordered to its third reading.

#### REPORT OF COMMITTEE.

Mr. Hunter from the Committee on Enrolled Bills, submitted the following report:

ME. SPEAKEE — Your Committee on Enrolled Bills respectfully report that they have this day presented to the Governor for his approval the following bills: House File No. 65, a bill for an act to amend section 467 of the Code in relation to repairing sidewalks.

And your Committee on Enrolled Bills report that they have examined and find correctly enrolled:

House File No. 286, an act restricting non resident aliens in their right to acquire and hold real estate and repealing sections 1908 and 1909 of the Code.

House File No. 894, an act to provide for the re-assessment and relevy of special taxes and assessments.

House File No. 115, an act authorizing boards of directors to change the boundaries of independent school districts within the same civil township.

House File No. 623, an act to legalize the transfer of certain bridge funds to the general fund by the board of supervisors of Fayette county, Iowa.

Senate File No. 320, an act to repeal section 1623 of the Code and enact a substitute therefor relating to the appointment of trustees of the Soldiers' Orphans' Home and Home for Destitute Children at Davenport, Iowa.

Senate File No. 359, an act designating officers who may take acknowledgment of conveyances of real estate and incumbrances, affecting the same and amending section 1955 of the Code.

Senate File No. 47, an act to punish and prevent fraud in the sale of grain, seed and other cereals.

Senate File No. 422, an act to prevent persons from unlawfully using or wearing the emblems and badges of the Grand Army of the Republic or of the military order of the Loyal Legion of the United States.

Senate File No. 43, an act making appropriations for the hospital for the insane at Mt. Pleasant.

Senate File No. 367, an act to amend sections 8, 9, 10 and 14, chapter 21, acts of the Twentieth General Assembly of the State of Iowa.

Senate File No. 268, an act to repeal chapter 188, laws of the Twentieth (20) General Assembly, and to enact a substitute therefor relating to drainage.

Senate File No. 288, an act to amend section 471 of the Code of 1873 relating to the power of establishing water works by cities and towns and making the powers granted in sections 472, 473, 474 and 475 of the Code of 1873, applicable to establishment of gas works or electric light plants, and providing for the payment for the same by issuing of bonds.

House File No. 46, an act to amend section 1160, chapter 4, title 9, of the Code of Iowa, relating to mutual insurance.

House File No. 381, an act creating in all cities of the first class having a population according to any legally authorized census of more than thirty thousand inhabitants a board of public works and defining the powers and duties of its members.

House File No. 65, an act to amend section 467 of the Code in relation to repairing sidewalks.

HUNTER, Chairman.

The Speaker signed the bills in the presence of the House.

Substitute for Senate File No. 152, a bill for an act to appropriate funds to furnish buildings and make improvements for the Soldiers' Orphans' Home and Home for Indigent Children at Davenport, Iowa.

The bill was read a first and second time.

Mr. Berryhill moved that the rules be suspended and the bill read a third time now.

Carried.

The bill was read a third time.

The question being shall the bill pass?

The yeas were:

Messrs. Agnew, Anderson of Hamilton, Anderson of Warren, Ball, Beem, Berryhill, Blythe, Buell, Burgess, Byers, Calvin, Craig, Cummins, Curtis, Darnall, Davie, Dietz, Dobson, Duus, Eilers, Evans, Field, Foley, Hall, Hamilton, Hart, Hauser, Head, Hipwell, Hobbs, Homrighaus, Horton, Hospers, Hunter, Jolly, Jones, Kennan, Kline, Larson, Lewis, Limback, Lockin, Mack, Mahoney, McFarland, Mitchell, Moore, Nelson, Nicoll, Oakman, Owen, Parkhurst, Paschal, Piatt, Rice, Riley, Roach, Robb, Roberts, Robeson, Roe, Roundy, Rowan, Russell, Schleicher, Steele, Slosson, Smith, Teale, Theophilus, Thompson, Thornburg, Thorniley, Tipton, Townsend, Wagner, Walker, Wilbur, Wilson of Butler, Woods, Wyckoff, Wyman, Yergey and Mr. Speaker—84.

The nays were none.

Absent or not voting:

Messrs. Brown, Chantry, Chapman, Clarke, Crooks, Custer, Dayton, Doron, Draper, Eckles, Estes, Fillmore, Hotchkiss, Luke, Shipley and Wilson of Cass-16

So the bill passed and the title was agreed to.

Substitute for Senate File No. 265, a bill for an act making appropriations for the soldiers' home at Marshalltown, Iowa.

The bill was read a first and second time.

Mr. Berryhill moved that the rules be suspended, the bill considered engrossed and read a third time now.

Carried.

The bill was read a third time.

The question being shall the bill pass?

The yeas were:

Messrs. Anderson of Hamilton, Anderson of Warren, Berryhill, Buell, Burgess, Byers, Calvin, Chapman, Craig, Darnall, Davie, Dietz, Dobson, Doron, Duus, Eilers, Evans, Field, Fillmore, Foley, Hall, Hamilton, Hart, Hauser, Head, Hipwell, Hobbs, Homrighaus, Horton, Hospers, Hotchkiss, Hunter, Jolly, Jones, Kennan, Kline, Larson, Lewis, Limback, Lockin, Mack, Mahoney, McFarland, Moore, Nelson, Nicoll, Oakman, Owen, Parkhurst, Paschal, Piatt, Rice, Riley, Roach, Robb, Roberts, Robeson, Roe, Roundy, Rowan, Russell, Schleicher, Shipley, Steele, Slosson, Smith, Teale, Theophilus, Thompson, Thornburg, Thorniley, Tipton, Townsend, Wagner, Walker, Wilbur, Wilson of Butler, Woods, Wyckoff, Wyman, Yergey and Mr. Speaker -82.

The nays were none.

Absent or not voting:

Messrs. Agnew, Ball, Beem, Blythe, Brown, Chantry, Clarke, Crooks,

Cummins, Curtis, Custer, Dayton, Draper, Eckles, Estes, Luke, Mitchell and Wilson of Cass-18.

So the bill passed and the title was agreed to.

# MESSAGE FROM THE SENATE.

The following message was received from the Senate:

ME. SPEAKEE—I am directed to inform your honorable body that the Senate has concurred in, with amendments, House File No. 397, a bill for an act granting additional powers to certain cities of the first class and to cities organized under special charters.

Also, substitute for House File No. 346, a bill for an act making appropriations for the State Agricultural College.

Also, House File No. 360, a bill for an act to amend title 12, chapter 1 of the Code, providing for the traveling expenses of the superintendent of public instruction.

Also, substitute for House File No. 53, a bill for an act making appropriations for the college for the blind at Vinton, with amendments.

Also, substitute for House File No. 443, a bill for an act making appropriations for the Iowa industrial school, girls' department, at Mitchellville, with amendments.

Also, substitute for House File No. 141, a bill for an act making appropriations for the State normal school at Cedar Falls, with amendments.

Also, House File No. 626, a bill for an act making appropriations for the hospital for the insane at Clarinda, with amendments.

C. H. BROCK, Secretary.

## SENATE MESSAGES CONSIDERED.

House File No. 397, amendment by Senate.

To add to the title "and cities of the second class" having 7,000 inhabitants.

To insert after the word "first" in line 1 of section 1 "and cities of the second class having over 7,000 inhabitants."

To strike out of section 1 the words "and to regulate the slaughter of all animals within the corporate limits of such cities."

The question being shall the House agree to the Senate amendments.

The yeas were:

Messrs. Anderson of Warren, Berryhill, Blythe, Brown, Buell, Burgess, Byers, Calvin, Chapman, Craig, Cummins, Custer, Darnall, Davie, Duus, Eilers, Evans, Field, Foley, Hamilton, Hauser, Head, Horton, Hotohkiss, Hunter, Jolly, Jones, Kennan, Kline, Larson, Lewis, Limback, Lockin, Mack, Mahoney, Mitchell, Moore, Nelson, Nicoll, Oakman, Owen, Parkhurst, Paschal, Piatt, Rice, Riley, Roach, Roberts, Robeson, Roe, Roundy, Rowan, Russell, Schleicher, Shipley, Steele, Slosson, Smith, Teale, Theophilus, Thompson, Thorniley, Tipton, Townsend, Wagner, Walker, Wilbur, Wilson of Butler, Wyckoff, Wyman, Yergey and Mr. Speaker-78. The nays were:

Messrs. Dietz, Doron, Hipwell, Robb, Thornburg, and Woods-6. Absent or not voting:

Messrs. Agnew, Anderson of Hamilton, Ball, Beem, Chantry, Clarke, Crooks, Curtis, Dayton, Dobson, Draper, Eckles, Estes, Fillmore, Hall, Hart, Hobbs, Homrighaus, Hospers, Luke, McFarland and Wilson of Cass-22.

So the amendments were agreed to.

# REPORTS OF COMMITTEES.

Mr. Roach from the Committee on Judiciary reported House File No. 457, recommending indefinite postponement.

Also, substitute for House File No. 457, by Committee on Judiciary, a bill for an act to repeal section 1996 of the Code of 1878, and to enact a substitute therefore establishing the rights of homestead, recommending adoption and passage.

Substitute read a first and second times.

Also, House File No. 242, recommending passage. Passed on file.

# LEAVE OF ABSENCE GRANTED.

Messrs. Teale and Moore until Monday morning. On motion of Mr. Brown the House adjourned.

# EVENING SESSION.

House reconvened at 7:30 P. M. The Speaker in the chair. Mr. Rowan was excused until Monday morning. Mr. Berryhill was excused until Monday morning. Also, conference committee on House File No. 87.

# SENATE MESSAGES CONSIDERED.

Senate File No. 410, read a first and second time and passed on file.

Senate File No. 181, read a first and second time and passed on file. Substitute for Senate File No. 298, read a first and second time and passed on file.

Senate File No. 123, read a first and second time and passed on file. Senate File No. 115, read a first and second time and passed on file. Senate File No. 336, read a first and second time and passed on file. Senate File No. 407, read a first and second time and passed on file. Senate File No. 176, read a first and second time and passed on file. Senate File No. 176, read a first and second time and passed on file. Senate File No. 175, read a first and second time and passed on file. Senate File No. 346, read a first and second time and passed on file.

# BILLS ON CALENDAR.

On motion of Mr. Russell, the rules were suspended and House File No. 405, a bill for an act to amend section 6, chapter 104, acts of the Twenty-first General Assembly, to regulate the practice of medicine and surgery.

The question being, shall the bill be read a third time?

Carried.

The bill was read a third time.

The question being, shall the bill pass?

The yeas were:

Messrs. Agnew, Anderson of Hamilton, Anderson of Warren, Ball, Beem, Blythe, Buell, Burgess, Calvin, Chapman, Cummins, Curtis, Custer, Darnall, Doron, Eilers, Field, Fillmore, Foley, Hamilton, Hart, Hauser, Hobbs, Horton, Hotchkiss, Hunter, Jolly, Jones, Kennan, Kline, Larson, Lewis, Lockin, Mahoney, Nelson, Nicoll, Oakman, Owen, Piatt, Rice, Riley, Robb, Roberts, Robeson, Roe, Roundy, Rowan, Russell, Schleicher, Shipley, Slosson, Smith, Thorniley, Townsend, Wilbur, Woods, Wyckoff, Yergey and Mr. Speaker-59. The nays were none.

Absent or not voting:

Messrs. Berryhill, Brown, Byers, Chantry, Clarke, Craig, Crooks, Davie, Dayton, Deitz, Dobson, Draper, Duus, Eckles, Estes, Evans, Hall, Head, Hipwell, Homrighaus, Hospers, Limbaok, Luke, Mack, McFarland, Mitchell, Moore, Parkhurst, Paschal, Roach, Steele, Teale, Theophilus, Thompson, Thornburg, Tipton, Wagner, Walker, Wilson of Butler, Wilson of Cass and Wyman-41.

So the bill passed and the title was agreed to.

On motion of Mr. Robb the rules were suspended and House File No. 324, a bill for an act defining the meaning of the words "crossing or intersection," as used in chapter 24, laws of 1884 and providing for the erection of railroad station houses, taken up.

Mr. Robb moved that the rules be suspended, the bill considered engrossed and read a third time now.

Carried.

The bill was read a third time.

The question being shall the bill pass?

The yeas were:

Messrs. Anderson of Hamilton, Anderson of Warren, Ball, Beem, Brown, Burgess, Byers, Calvin, Chapman, Cummins, Curtis, Custer, Darnall, Davie, Dobson, Doron, Duus, Eilers, Evans, Field, Fillmore, Foley, Hamilton, Hart, Hauser, Hobbs, Horton, Hotchkiss, Hunter, Jolly, Jones, Kennan, Kline, Larson, Lewis, Lockin, Mahoney, Nelson, Nicoll, Oakman, Owen, Parkhurst, Paschal, Piatt, Rice, Riley, Robb, Roberts, Robeson, Roe, Roundy, Russell, Schleicher, Shipley, Steele, Slosson, Smith, Thorniley, Townsend, Wilbur, Wyckoff, Yergey and Mr. Speaker-62.

The nays were none.

Absent or not voting:

Messrs. Agnew, Berryhill, Blythe, Buell, Byers, Chantry, Clarke, Craig, Crooks, Dayton, Dietz, Draper, Eckles, Estes, Hall, Head, Hipwell, Homrighaus, Hospers, Limback, Luke, Mack, McFarland, Mitchell, Moore, Roach, Rowan, Teale, Theophilus, Thompson, Thornburg, Tipton, Wagner Walker, Wilson of Butler, Wilson of Cass, Woods and Wyman-38.

So the bill passed and the title was agreed to.

On motion of Mr. Hotchkiss the rules were suspended and Senate File No. 407, a bill for an act to provide for the support of the family of insane persons out of their estate, and to amend section 2276 of the Code.

Mr. Hotohkiss moved that the rules be suspended and the bill read a third time now.

Carried.

The bill was read a third time.

The question being, shall the bill pass?

The yeas were:

Messrs. Agnew, Anderson of Hamilton, Anderson of Warren, Ball, Beem, Brown, Buell, Burgess, Byers, Calvin, Chapman, Cummins, Curtis, Custer, Darnall, Davie, Dayton, Dobson, Doron, Duus, Eilers, Evans, Field, Fillmore, Foley, Hall, Hamilton, Hart, Hauser, Head, Hobbs, Homrighaus, Horton, Hotchkiss, Hunter, Jolly, Jones, Kennan, Kline, Larson, Lewis, Lockin, Mack, Mahoney, McFarland, Nelson, Nicoll, Oakman, Owen, Piatt, Riley, Robb, Roberts, Roe, Roundy, Russell, Shipley, Slosson, Smith, Thorniley, Townsend, Walker, Wilbur, Woods, Wyckoff, Yergey and Mr. Speaker-67.

The nays were none.

Absent or not voting:

Messrs. Berryhill, Blythe, Chantry, Clarke, Craig, Crooks, Dietz, Draper, Eckles, Estes, Hipwell, Hospers, Limback, Luke, Mitchell, Moore, Parkhurst, Paschal, Rice, Roach, Robeson, Rowan, Schleicher, Steele, Teale, Theophilus, Thompson, Thornburg, Tipton, Wagner, Wilson of Butler, Wilson of Cass and Wyman-33.

So the bill passed and the title was agreed to.

On motion of Mr. Cummins the rules were suspended and House File No. 379, a bill for an act supplementary to chapter 162 of the acts of the Seventeenth General Assembly, entitled an act to authorize cities of the first class containing, according to any legally authorized census or enumeration, a population of over thirty thousand to provide for the construction of sewers, additional to chapter 10, title 4, concerning cities and towns, and to repeal chapter 166 of the acts of the Twenty-first General Assembly, relating to the construction of sewers, taken up.

Amendments by committee:

To strike out of the title the words "containing according to any legally authorized census or enumeration a population of over thirty thousand."

To add to section 3 the following, "and acts amendatory thereof." To strike out of line 5, of section 4, the word "within," and to strike out of line 6, section 4, the words "ten days from the" and insert in lie thereof the words "as soon as practicable after the".

Amendments by committee adopted.

Amendment by Mr. Cummins:

To insert after the word "act," in first line of title, the words "relating to the construction of sewers in cities having a population of more than thirty thousand according to the census of 1885." Also, to strike out of lines 1 and 2, of section 1, the words "to any legally authorized census or enumeration," and insert the words "to the census of 1885."

Adopted.

Mr. Cummins moved that the rules be suspended, the bill considered engrossed and read a third time now.

Carried.

The bill was read a third time.

The question being, shall the bill pass?

The yeas were:

Messrs. Agnew, Anderson of Hamilton, Anderson of Warren, Ball, Brown, Burgess, Byers, Calvin, Chapman, Cummins, Curtis, Custer, Darnall, Davie, Deitz, Dobson, Doron, Duus, Eilers, Evans, Field, Fillmore, Hamilton, Hart, Hauser, Hipwell, Horton, Hotchkiss, Hunter, Jolly, Jones, Kennan, Kline, Larson, Lewis, Lockin, Mack, McFarland, Mitchell, Moore, Nelson, Nicoll, Oakman, Owen, Parkhurst, Paschal, Piatt, Rice, Riley, Robb, Roberts, Robeson, Roe, Roundy, Russell, Schleicher, Shipley, Slosson, Smith, Teale, Theophilus, Thornburg, Thorniley, Tipton, Townsend, Wagner, Walker, Wilbur, Woods, Wyckoff, Wyman, Yergey and Mr. Speaker -73.

The nays were none.

Absent or not voting:

Messrs. Beem, Berryhill, Blythe, Buell, Chantry, Clarke, Craig, Crooks, Dayton, Draper, Eckles, Estes, Foley, Hall, Head, Hobbs, Homrighaus, Hospers, Limback, Luke, Mahoney, Roach, Rowan, Steele, Thompson, Wilson of Butler and Wilson of Cass-27.

So the bill passed and the title was agreed to.

On motion of Mr. Curtis the rules were suspended and House File No. 552, a bill for an act to amend section 543 of the Code of 1873, in relation to the jurisdiction of police judges was taken up.

Mr. Curtis moved that the rules be suspended, the bill considered engrossed and read a third time now.

Carried.

The bill was read a third time.

The question being, shall the bill pass?

The yeas were:

Messrs. Agnew, Anderson of Hamilton, Ball, Brown, Buell, Burgess, Byers, Calvin, Chapman, Craig, Cummins, Curtis, Custer, Darnall, Davie, Dietz, Dobson, Doron, Duus, Eilers, Evans, Field, Fillmore, Hall, Hamilton, Hart, Hauser, Head, Hipwell, Hobbs, Homrighaus, Horton, Hospers, Hotchkiss, Hunter, Jolly, Jones, Kennan, Kline, Larson, Lewis, Lockin, Mack, Mahoney, McFarlaud, Mitchell, Nelson, Nicoll, Oakman, Owen, Parkhurst, Paschal, Piatt, Rice, Riley, Robb, Roberts, Robeson, Roe, Roundy, Rowan, Russell, Schleicher, Shipley, Steele, Slosson, Smith, Teale, Theophilus, Thornburg, Thorniley, Tipton, Townsend, Wagner, Walker, Wilbur, Woods, Wyckoff, Wyman, Yergey and Mr. Speaker—81.

The yeas were none.

Absent or not voting:

Messrs. Anderson of Warren, Beem, Berryhill, Blythe, Chantry, Clarke, Crooks, Dayton, Draper, Eckles, Estes, Foley, Limbaok, Luke, Moore, Roach, Thompson, Wilson of Butler and Wilson of Cass-19. So the bill passed and the title was agreed to.

On motion of Mr. Evans the rules were suspended and House File No. 470, a bill for an act to amend section 3865 of the Code of 1873, in relation to the crime of enticing females under fifteen years of age, and to provide additional penalties therefor, taken up.

Amendments by committee:

Strike out the words "impure conversation or reading or" in the 5th line of printed bill, and insert in lieu thereof the word "the".

Also, to strike out the words "and immodest" in the 6th line.

Also, to strike out the words "for life or any term of years not less than five" in the 7th line, and substitute therefor the words "in the penitentiary for not less than one year and not more than five years, and by fine not less than one hundred dollars and not more than one thousand dollars."

Amendment to the amendments, by Mr. Evans:

To strike out "five" and insert "ten".

Adopted.

Amendments as amended adopted.

Mr. Cummins in the chair.

Mr. Evans moved that the rules be suspended, the bill considered engrossed, and read a third time now.

Carried.

The bill was read a third time.

The question being, shall the bill pass?

The yeas were:

Messrs. Agnew, Ball, Brown, Buell, Burgess, Byers, Calvin, Chapman, Craig, Cummins, Curtis, Custer, Darnall, Davie, Dayton, Dietz, Dobson, Doron, Duus, Evans, Field, Fillmore, Hall, Hamilton, Hart, Hauser, Head, Hipwell, Hobbs, Homrighaus, Horton, Hospers, Hunter, Jolly, Jones, Kennan, Kline, Lockin, Mitchell, Nelson, Nicoll, Oakman, Piatt, Rice, Riley, Robb, Roberts, Robeson, Roe, Shipley, Thorniley, Tipton, Townsend, Wagner, Walker, Wilbur, Woods, Yergey and Mr. Speaker-59.

The nays were:

Messrs. Anderson of Hamilton, Eilers, Hotchkiss, Larson, Owen, Roundy and Wyckoff-7.

Absent or not voting:

Messrs. Anderson of Warren, Beem, Berryhill, Blythe, Chantry, Clarke, Crooks, Draper, Eckles, Estes, Foley, Lewis, Limback, Luke, Mack, Mahoney, McFarland, Moore, Parkhurst, Paschal, Roach, Rowan, Russell, Schleicher, Steele, Slosson, Smith, Teale, Theophilus, Thompson, Thornburg, Wilson of Butler, Wilson of Cass and Wyman-34.

So the bill passed and the title was agreed to.

Mr. Custer, by unanimous consent, called up Senate File No. 357, a bill for an act to legalize certain acts of the board of supervisors of Jasper county, Iowa.

The question being, shall the bill be read a third time? Carried.

The bill was read a third time.

The question being shall the bill pass?

The yeas were:

Messrs. Agnew, Anderson of Hamilton, Anderson of Warren, Ball, Beem, Blythe, Brown, Buell, Burgess, Byers, Calvin, Chapman, Craig, Crooks, Cummins, Curtis, Custer, Darnall, Davie, Dayton, Dietz, Dobson, Doron, Duus, Eilers, Evans, Field, Fillmore, Foley, Hall, Hamilton, Hart, Hauser, Head, Hipwell, Hobbs, Homrighaus, Horton, Hospers, Hotchkiss, Hunter, Jolly, Jones, Kennan, Kline, Larson, Lewis, Lockin, Mack, Mahoney, McFarland, Mitchell, Moore, Nelson, Nicoll, Oakman, Owen, Parkhurst, Piatt, Rice, Riley, Robb, Roberts, Robeson, Roe, Roundy, Rowan, Russell, Schleicher, Shipley, Steele, Slosson, Smith, Teale, Thornburg, Thorniley, Tipton, Townsend, Wagner, Walker, Wilbur, Woods, Wyckoff, Wyman, Yergey and Mr. Speaker—86.

The nays were none.

Absent or not voting:

Messrs. Berryhill, Chantry, Clarke, Draper, Eckles, Estes, Limback,

Luke, Pasehal, Roach, Theophilus, Thompson, Wilson of Butler and Wilson of Cass-14.

So the bill passed and the title was agreed to.

# MESSAGE FROM THE SENATE.

The following message was received from the Senate:

ME. SPEAKEE—I am directed to inform your honorable body that the Senate has concurred in House File No. 149, a bill for an act authorizing the trustees of the Iowa Hospital for the Insane at Independence to purchase 180 acres of land adjoining the lands now owned by the State.

The Senate asks for the return of Senate File No. 115, embodying the same matters.

Also, the Senate has concurred in substitute for House File No. 527, a bill for an act making an appropriation for the purpose of procuring a water supply for the normal school at Cedar Falls.

Also, Senate File No. 423, a bill for an act to legalize the actions of certain independent school districts, in which the concurrence of the House is asked.

C. H. BROCK, Secretary.

### SENATE MESSAGES CONSIDERED.

Mr. Lewis, by unanimous consent called up House File No. 259. Amendment by Senate:

To add at end of section 1: "Provided, that this act shall apply to acts of overseers of poor in cities as well as to township overseers."

The question being, shall the amendment be agreed to?

The yeas were:

Messrs. Agnew, Anderson of Hamilton, Anderson of Warren, Ball, Beem, Blythe, Brown, Buell, Burgess, Byers, Calvin, Chapman, Craig, Crooks, Cummins, Curtis, Custer, Darnall, Davie, Dayton, Dietz, Dobson, Doron, Duus, Eilers, Evans, Field, Fillmore, Foley, Hall, Hamilton, Hart, Hauser, Head, Hipwell, Hobbs, Horton, Hospers, Hotchkiss, Hunter, Jolly, Jones, Kennan, Kline, Larson, Lewis, Limback, Lockin, Mack, Mahoney, McFarland, Mitchell, Moore, Nelson, Nicoll, Oakman, Owen, Parkhurst, Paschal, Piatt, Rice, Riley, Robb, Roberts, Robeson, Roe, Roundy, Rowan, Russell, Schleicher, Shipley, Steele, Slosson, Smith, Teale, Theophilus, Thornburg, Thorniley, Tipton, Townsend, Wagner, Walker, Wilbur, Woods, Wyckoff, Wyman, Yergey and Mr. Speaker—89.

The nays were none.

Absent or not voting:

Messrs. Berryhill, Chantry, Clarke, Draper, Eckles, Estes, Luke, Roach, Thompson, Wilson of Butler and Wilson of Cass-11. So the amendment was agreed to.

# BILLS ON CALENDAR.

Mr. Kline by unanimous consent called up Senate File No. 12, a bill for an act for the relief of William H. Birkhead, of Des Moines

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county, son of John S. Birkhead, late private in Company H First Iowa Cavalry.

The question being shall the bill be read a third time. Carried.

The bill was read a third time.

The question being shall the bill be pass?

The yeas were:

Messrs. Agnew, Anderson of Hamilton, Anderson of Warren, Ball, Blythe, Brown, Buell, Burgess, Byers, Calvin, Chapman, Craig, Cummins, Curtis, Custer, Darnall, Davie, Dobson, Doron, Duus, Eilers, Evans, Field, Fillmore, Foley, Hall, Hamilton, Hart, Hauser, Head, Hipwell, Hobbs, Homrighaus, Horton, Hospers, Hotchkiss, Hunter, Jolly, Jones, Kennan, Kline, Larson, Lewis, Lockin, Mack, Mahoney, McFarland, Mitchell, Moore, Nelson, Nicoll, Oakman, Owen, Parkhurst, Paschal, Piatt, Rice, Riley, Robb, Roberts, Robeson, Roe, Roundy, ¡Rowan, Russell, Schleicher, Shipley, Steele, Slosson, Smith, Teale, Theophilus, Thornburg, Thorniley, Tipton, Townsend, Wagner, Walker, Wilbur, Woods, Wyckoff, Wyman, Yergey and Mr. Speaker --84. 5

The nays were none.

Absent or not voting:

Messrs. Beem, Berryhill, Chantry, Clarke, Crooks, Dayton, Dietz, Eckles, Estes, Limback, Luke, Roach, Thompson, Wilson of Butler and Wilson of Cass-16.

So the bill passed and the title was agreed to.

Messrs. Roach and Wilson of Butler were excused.

### SENATE MESSAGES CONSIDERED.

Senate concurrent resolution:

WHEREAS, There is no provisions of law for the publication of the proceedings of the State Dairyman Association, the reports of which if made would be of interest and profit to the people of the State; therefore

Resolved by the Senate, the House concurring, That the Executive Council of the State of Iowa, be and are hereby empowered and authorized to audit and allow a sum not exceeding three hundred dollars to be paid out of the fund appropriated in chapter 52, acts of the Twenty-first General Assembly and amended by act of the Twentysecond General Assembly for the purpose of publishing the proceedings of the Iowa State Dairyman Association.

Resolution concurred in.

House File No. 626, amendment by the Senate to strike out the last six lines of section 2.

The question being shall the House agree to the Senate amendment. The yeas were:

Messrs. Agnew, Anderson of Hamilton, Anderson of Warren, Ball, Beem, Blythe, Brown, Buell, Burgess, Byers, Calvin, Chapman, Craig, Crooks, Cummins, Curtis, Custer, Darnall, Davie, Dayton, Dietz, Dobson, Doron, Duus, Eilers, Evans, Field, Hall, Hamilton, Hart, Hauser, Hipwell, Hobbs, Homrighaus, Horton, Hospers, Hotchkiss, Hunter, Jolly, Jones, Kennan, Kline, Larson, Lewis, Limback, 1888.]

Lockin, Mack, Mahoney, McFarland, Mitchell, Moore, Nelson, Nicoll, Oakman, Owen, Parkhurst, Paschal, Piatt, Rice, Riley, Robb, Roberts, Robeson, Roe, Roundy, Rowan, Russell Schleicher, Shipley, Steele, Slosson, Smith, Teale, Theophilus, Thornburg, Thorniley, Tipton, Townsend, Wagner, Walker, Wilbur, Woods, Wyckoff, Wyman, Yergey and Mr. Speaker—86.

The nays were:

Mr. Fillmore-1.

Absent not voting:

Messrs. Berryhill, Chantry, Clarke, Draper, Eckles, Estes, Foley, Head, Luke, Roach, Thompson, Wilson of Butler and Wilson of Cass -13.

So the amendment was agreed to.

# BILLS ON CALENDAR.

Mr. Riley, by unanimous consent, called up Senate File No. 133, a bill for an act to repeal chapter 189, acts of the Twentieth General Assembly, relating to the appointment of a State Veterinary Surgeon and providing a substitute for same.

The question being, shall the bill be read a third time.

Carried.

The bill was read a third time.

The question being shall the bill pass.

The yeas were:

Messrs. Anderson of Warren, Craig, Cummins, Custer, Dobson, Duus, Eilers, Field, Fillmore, Hart, Hauser, Horton, Hotchkiss, Jolly, Lockin, Mack, Mahoney, McFarland, Nelson, Nicoll, Oakman, Parkhurst, Paschal, Riley, Roberts, Robeson, Roe, Schleicher, Steele, Theophilus, Tipton, Townsend and Mr. Speaker-32.

The nays were:

Messrs. Brown, Burgess, Darnall, Davie, Doron, Hall, Hamilton, Hobbs, Homrighaus, Kennan, Larson, Lewis, Owen, Piatt, Robb, Roundy, Russell, Slosson, Smith, Teale, Thornburg, Thorniley, Woods, Wyckoff and Yergey-25.

Absent or not voting:

Messrs. Agnew, Anderson of Hamilton, Ball, Beem, Berryhill, Blythe, Buell, Byers, Calvin, Chantry, Chapman, Clarke, Crooks, Curtis, Dayton, Dietz, Draper, Eckles, Estes, Evans, Foley, Head, Hipwell, Hospers, Hunter, Jones, Kline, Limback, Luke, Mitchell, Moore, Rice, Roach, Rowan, Shipley, Thompson, Wagner, Walker, Wilbur, Wilson of Butler and Wilson of Cass-43.

So the bill was lost on passage.

Mr. Riley filed a motion to reconsider the vote whereby Senate File No. 133 was lost on passage.

Mr. Hunter, by unanimous consent, called up House File No. 300, a bill for an act to provide for the levy of a street or road tax in municipal corporations.

Amendments by the committee:

To strike out of line one of section 1 the words "city or."

Also, to strike out of line three, section 1 (printed bill) the word "two" and insert in lieu thereof the word "five." Amendments adopted.

Mr. Hunter moved that the rules be suspended, the bill considered engrossed and read a third time now.

Carried.

The bill was read a third time.

The question being shall the bill pass?

The yeas were:

Messrs. Agnew, Anderson of Hamilton, Anderson of Warren, Ball, Beem, Blythe, Brown, Buell, Burgess, Byers, Calvin, Chapman, Clarke, Craig, Cummins, Curtis, Custer, Darnall, Davie, Dayton, Dietz, Dobson, Duus, Eilers, Evans, Field, Fillmore, Hall, Hart, Hauser, Head, Hipwell, Hobbs, Homrighaus, Horton, Hotchkiss, Hunter, Jones, Lewis, Lockin, Mack, Mahoney, McFarland, Mitchell, Nelson, Nicoll, Oakman, Paschal, Piatt, Rice, Riley, Robb, Roberts, Robeson, Roe, Schleicher, Steele, Slosson, Smith, Theophilus, Thorniley, Tipton, Townsend, Walker, Wilbur, Woods, Wyckoff, Yergey and Mr. Speaker-69.

The nays were:

Messrs. Doron, Jolly, Kennan, Larson, Roundy and Russell-6. Absent or not voting:

Messrs. Berryhill, Chantry, Crooks, Draper, Eckles, Estes, Foley, Hamilton, Hospers, Kline, Limback, Luke, Moore, Owen, Parkhurst, Roach, Rowan, Shipley, Teale, Thompson, Thornburg, Wagner, Wilson of Butler, Wilson of Cass and Wyman-25.

So the bill passed and the title was agreed to.

Mr. Nicoll, by unanimous consent, called up House File No. 479, a bill for an act relating to applications for insurance.

Amendments by committee:

To section 1, striking out the word "the" in line 2 of printed bill and insert in lieu thereof the words "any insurance."

Also, in line 2, after the word "business" strike out the words "of fire insurance, life insurance or insurance of live stock."

To section 2, striking out the word "the" in line 4, printed bill, and insert in lieu thereof the words "any insurance."

Also, in same line, after the word "business" strike out the words "of fire insurance, life insurance or insurance of live stock"

Adopted.

Amendment by Mr. Robb, to strike out word "nonpareil" in line 6 of section 1, and insert "long primer or small pica."

Adopted.

Mr. Nicoll moved that the rules be suspended and the bill considered engrossed and read a third time now.

Upon this motion Messrs. Craig and Davie demanded the yeas and nays.

The yeas were:

Messrs. Agnew, Anderson of Hamilton, Anderson of Warren, Ball, Brown, Burgess, Byers, Calvin, Custer, Darnall, Dobson, Doron, Eilers, Field, Fillmore, Hall, Hamilton, Hauser, Head, Horton, Hunter, Jolly, Jones, Kennan, Larson, Lewis, Lockin, Mack, Mahoney, McFarland, Mitchell, Nelson, Nicoll, Oakman, Owen, Parkhurst, Paschal, Riley, Robb, Roberts, Robeson, Roe, Roundy, Russell, Schleioher, Shipley, Slosson, Smith, Theophilus, Thornburg, Thorniley, Tipton, Walker, Wilbur, Wyckoff, Yergey and Mr. Speaker-58. The nays were:

Messrs. Buell, Craig, Cummins, Curtis, Duus, Evans, Hart, Kline, Piatt, Townsend and Woods-11.

Absent or not voting:

Messrs. Beem, Berryhill, Blythe, Chantry, Clarke, Crooks, Davie, Dayton, Dietz, Draper, Eckles, Estes, Foley, Hipwell, Hobbs, Homrighaus, Hospers, Hotchkiss, Limback, Luke, Moore, Rice, Rowan, Roach, Steele, Teale, Thompson, Wagner, Wilson of Butler, Wilson of Cass and Wyman-31.

So the motion prevailed, and the bill was read a third time.

The question being, shall the bill pass?

The yeas were:

Messrs. Agnew, Anderson of Hamilton, Anderson of Warren, Ball, Brown, Burgess, Byers, Calvin, Chapman, Cummins, Custer, Darnall, Davie, Dobson, Doron, Eilers, Field, Hall, Hart, Hauser, Head, Hobbs, Homrighaus, Horton, Hospers, Hunter, Jolly, Jones, Kennan, Larson, Lewis, Lockin, Mack, McFarland, Mitchell, Nelson, Nicoll, Oakman, Owen, Paschal, Robb, Roberts, Robeson, Roe, Roundy, Russell, Schleicher, Shipley, Slosson, Smith, Theophilus, Thornburg, Thorniley, Tipton, Walker, Wilbur, Woods, Wyckoff, Yergey and Mr. Speaker-60.

The nays were:

Messrs. Buell, Craig, Curtis, Duus, Hipwell and Townsend-6.

Absent or not voting:

Messrs. Beem, Berryhill, Blythe, Chantry, Clarke, Crooks, Dayton, Dietz, Draper, Eckles, Estes, Evans, Fillmore, Foley, Hamilton, Hotchkiss, Kline, Limback, Luke, Mahoney, Moore, Parkhurst, Piatt, Rice, Riley, Roach, Rowan, Steele, Teale, Thompson, Wagner, Wilson of Butler, Wilson of Cass and Wyman-34.

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

# MESSAGE FROM THE SENATE.

The following message was received from the Senate:

ME. SPEAKEE-I am directed to request your honorable body to return to the Senate, Senate File No. 393.

W. R. COCHBANE, First Ass't Secretary.

On motion Senate File No. 393 was returned to the Senate. Bills on callender continued:

Mr. Paschal moved that the rules be suspended and that House File

No. 424, a bill for an act relieving real estate from double taxation in certain cases, and taxing mortgages to a certain extent as real estate, taken up.

Upon this motion Messrs. Craig and Wilbur demanded the yeas and nays.

Mr. Jolly moved the previous question.

Carried.

Upon the motion by Mr. Paschal.

Mr. Brown explained his vote.

Mr. Nelson explained his vote.

Mr. Nicoll explained his vote.

The yeas were:

Messrs. Agnew, Anderson of Hamilton, Anderson of Warren, Ball, Brown Burgess, Byers, Calvin, Custer, Darnall, Davie, Eilers, Field, Hobbs, Hunter, Jolly, Kennan, Larson, Lewis, Lockin, Maok, Nelson, Nicoll, Oakman, Paschal, Riley, Robb, Robeson, Roe, Roundy, Russell, Schleicher, Shipley, Smith, Thornburg, Thorniley, Walker, Wilbur, Woods, Wyckoff and Yergey-41.

The nays were:

Messrs. Buell, Chapman, Craig, Cummins, Curtis, Dobson, Doron, Duns, Evans, Fillmore, Hall, Hamilton, Hauser, Head, Hipwell, Homrighaus, Jones, Kline, McFarland, Mitchell, Piatt, Steele, Slosson, Tipton, Townsend, Wagner and Mr. Speaker-27.

Absent or not voting:

Messrs. Beem, Berryhill, Blythe, Chantry, Clarke, Crooks, Dayton, Dietz, Draper, Eckles, Estes, Foley, Hart, Horton, Hospers, Hotchkiss, Limback, Luke, Mahoney, Moore, Owen, Parkhurst, Rice, Roach, Roberts, Rowan, Teale, Theophilus, Thompson, Wilson of Butler, Wilson of Cass and Wyman-32.

So the motion not having received a two-thirds vote was lost.

'Mr. Robb moved that House File No. 424 be a special order for Monday at 10 o'clock A. M.

Upon this motion Messrs. Robb and Head demanded the yeas and nays.

Mr. Field explained his vote.

Mr. Riley explained his vote as follows:

MR. SPRAKEE—If this measure be set specially for consideration on Monday next it will result in defeating the passage of bills which must necessarily be passed to carry on the State government. I therefore vote nay.

The yeas were:

Messers. Agnew, Anderson of Warren, Ball, Brown, Burgess, Calvin, Custer, Darnall, Davie, Field, Hall, Homrighaus, Hunter, Jolly, Lewis, Lockin, Mack, Nicoll, Oakman, Paschal, Robb, Robeson, Roe, Russell, Schleicher, Smith, Theophilus, Thornburg, Thorniley, Walker, Wilbur, Wyckoff and Yergey-33.

The nays were:

Messrs. Anderson of Hamilton, Buell, Chapman, Cummins, Curtis, Dobson, Doron, Duus, Eilers, Evans, Fillmore, Hamilton, Hauser, Head, Hipwell, Hobbs, Jones, Kennan, Larson, McFarland, Nelson, Piatt, Riley, Roberts, Roundy, Steele, Slosson, Tipton, Townsend, Woods and Mr. Speaker-31.

Absent or not voting:

Messrs. Beem, Berryhill, Biythe, Byers, Chantry, Clarke, Craig, Crooks, Dayton, Dietz, Draper, Eckles, Estes, Foley, Hart, Horton, Hospers, Hotchkiss, Kline, Limback, Luke, Mahoney, Mitchell, Moore, Owen, Parkhurst, Rice, Roach, Rowan, Shipley, Teale, Thompson, Wagner, Wilson of Butler, Wilson of Cass and Wyman-36.

So the motion not having received a two thirds vote was lost.

Mr. Rice by unanimous consent called up House File No. 573, a bill for an act regulating and confirming the formation of real estate title insurance companies.

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Amendments by committee: To strike out all of section 2 after the word "property" in the 4th line (original bill); also to strike out the word "ten" in 4th line of section 6, (original bill) and insert "eight" in lieu thereof. Adopted.

On motion of Mr. Wyckoff the House adjourned.

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# HALL OF THE HOUSE OF BEPBESENTATIVES, DES MOINES, IOWA, April 9, 1888. }

House met in regular session at 9 A. M. The Speaker in the chair. Prayer by Rev. H. H. O'Neil. Journal of Saturday read and approved. Enrolling Committee excused for the day.

## BUSINESS PENDING.

House File No. 578 laid over until the consideration of the appropriation bills.

## SPECIAL ORDER.

Appropriation bills.

Substitute for House File No. 53; amendment by Senate to add the word "dollars" after the amount of each item in the bill.

The question being shall the House agree to the Senate amendments?

The yeas were:

Messrs. Agnew, Anderson of Hamilton, Anderson of Warren, Ball, Beem, Berryhill, Blythe, Brown, Buell, Burgess, Byers, Calvin, Chantry, Craig, Crooks, Cummins, Curtis, Custer, Darnall, Davie, Dayton, Dietz, Dobson, Doron, Duus, Eilers, Evans, Field, Fillmore, Foley, Hall, Hamilton, Hart, Hauser, Head, Hipwell, Hobbs, Homrighaus, Horton, Hospers, Hotchkiss, Hunter, Jolly, Jones, Kennan, Kline, Larson, Lewis, Limback, Lockin, Mack, Mahoney, McFarland, Mitchell, Moore, Nelson, Nicoll, Oakman, Owen, Parkhurst, Paschal, Piatt, Rice, Riley, Roach, Robb, Roberts, Robeston, Roe, Roundy, Rowan, Russell, Schleicher, Shipley, Steele, Slosson, Smith, Teale, Theophilus, Thompson, Thornburg, Thorniley, Tipton, Townsend, Wagner, Walker, Wilbur, Wilson of Butler, Wilson of Cass, Woods, Wyckoff, Wyman, Yergey and Mr. Speaker-95.

The nays were none.

Absent or not voting:

Messrs. Clarke, Draper, Eckles, Estes and Luke-5.

So the amendment was agreed to.

Substitute for House File No. 443.

Amendment by Senate to insert the word "dollars" after each item in the bill.

The question being shall the House agree to the Senate amendment? The yeas were:

Messrs. Agnew, Anderson of Hamilton, Anderson of Warren, Ball, Beem, Berryhill, Blythe, Brown, Buell, Burgess, Byers, Calvin, Chantry, Craig, Crooks, Cummins, Curtis, Custer, Darnall, Davie, Dayton, Dietz, Dobson, Doron, Duus, Eilers, Evans, Field, Fillmore, Foley, Hall, Hamilton, Hart, Hauser, Head, Hipwell, Hobbs, Homrighaus, Horton, Hospers, Hotchkiss, Hunter, Jolly, Jones, Kennan, Kline, Larson, Lewis, Limback, Lockin, Mack, Mahoney, McFarland, Mitchell, Moore, Nelson, Nicoll, Oakman, Owen, Parkhurst, Paschal, Piatt, Rice, Riley, Roach, Robb, Roberts, Robeson, Roe, Roundy, Rowan, Russell, Schleicher, Shipley, Steele, Slosson, Smith, Teale, Theophilus, Thompson, Thornburg, Thorniley, Tipton, Townsend, Wagner, Walker, Wilbur, Wilson of Butler, Wilson of Cass, Woods, Wyckoff, Wyman, Yergey and Mr. Speaker-94.

The nays were none.

Absent or not voting:

Messrs. Chapman, Clarke, Draper, Eckles, Estes and Luke-6.

So the amendment was agreed to.

Substitute for House File No. 141.

Amendment by Senate to insert the word "dollars" after the amount of each item.

The question being shall the House agree to the Senate amendment?

The yeas were:

Messrs. Agnew, Anderson of Hamilton, Anderson of Warren, Ball, Beem, Berryhill, Blythe, Brown, Buell, Burgess, Byers, Calvin, Chantry, Chapman, Craig, Crooks, Cummins, Curtis, Custer, Darnall, Davie, Dayton, Dietz, Dobson, Doron, Duus, Eilers, Evans, Field, Fillmore, Foley, Hall, Hamilton, Hart, Hauser, Head, Hipwell, Hobbs, Homrighaus, Horton, Hospers, Hotchkiss, Hunter, Jolly, Jones, Kennan, Kline, Larson, Lewis, Limback, Lockin, Mack, Mahoney, McFarland, Mitchell, Moore, Nelson, Nicoll, Oakman, Owen, Parkhurst, Paschal, Piatt, Rice, Riley, Roach, Robb, Roberts, Robeson, Roe, Roundy, Rowan, Russell, Schleicher, Shipley, Steele, Slosson, Smith, Teale, Theophilus, Thompson, Thornburg, Thorniley, Tipton, Townsend, Wagner, Walker, Wilbur, Wilson of Butler, Wilson of Cass, Woods, Wyckoff, Wyman, Yergey and Mr. Speaker—95.

The nays were none.

Absent or not voting:

Messrs. Clarke, Draper, Eckles, Estes and Luke-5.

So the amendment was agreed to.

Senate File No. 266, a bill for an act for the support of the Soldiers' Home at Marshalltown Iowa.

Amendment by Mr. Berryhill:

To strike out of line 4 of section 2, the words and figures "thirty (30) dollars per quarter" and insert in lieu thereof the words "ten dollars per month."

Also, to strike out of line 2 of section 3 the word "quarterly" and insert the word "monthly" in lieu thereof.

Adopted.

The question being shall the bill be read a third time. Carried. The bill was read a third time.

The question being, shall the bill pass?

The yeas were:

Messrs. Agnew, Anderson of Hamilton, Anderson of Warren, Ball, Beem, Berryhill, Blythe, Brown, Buell, Burgess, Byers, Calvin, Chantry, Chapman, Craig, Crooks, Cummins, Curtis, Custer, Darnall, Davie, Dayton, Dietz, Dobson, Doron, Duus, Eilers, Evans, Field, Fillmore, Foley, Hall, Hamilton, Hart, Hauser, Head, Hipwell, Hobbs, Homrighaus, Horton, Hospers, Hotchkiss, Hunter, Jolly, Jones, Kennan, Kline, Larson, Lewis, Limback, Lockin, Mack, Mahoney, McFarland, Mitchell, Moore, Nelson, Nicoll, Oakman, Owen, Parkhurst, Paschal, Piatt, Rice, Riley, Roach, Robb, Roberts, Robeson, Roe, Roundy, Rowan, Russell, Schleicher, Shipley, Steele, Slosson, Smith, Teale, Theophilus, Thompson, Thornburg, Thorniley, Tipton, Townsend, Wagner, Walker, Wilbur, Wilson of Butler, Wilson of Cass, Woods, Wyckoff, Wyman, Yergey and Mr. Speaker-95.

The nays were none.

Absent or not voting:

Messrs. Clarke, Draper, Eckles, Estes, and Luke-5.

So the bill passed and the title was agreed to.

Senate File No. 123, a bill for an act making appropriations for the penitentiary at Ft. Madison, taken up by unanimous consent.

The question being shall the bill be read a third time.

Carried.

The bill was read a third time.

The question being, shall the bill pass.

The yeas were:

Messrs. Agnew, Anderson of Hamilton, Anderson of Warren, Ball, Beem, Berryhill, Blythe, Brown, Buell, Burgess, Byers, Calvin, Chantry, Chapman, Craig, Crooks, Cummins, Curtis, Custer, Darnall, Davie, Dayton, Dietz, Dobson, Doron, Duus, Eilers, Evans, Field, Fillmore, Foley, Hall, Hamilton, Hart, Hauser, Head, Hipwell, Hobbs, Homrighaus, Horton, Hospers, Hotchkiss, Hunter, Jolly, Jenes, Kennan, Kline, Larson, Lewis, Limback, Lockin, Maok, Mahoney, McFarland, Mitchell, Moore, Nelson, Nicoll, Oakman, Owen, Parkhurst, Paschal, Piatt, Rice, Riley, Roach, Robb, Roberts, Robeson, Roe, Roundy, Rowan, Russell, Schleicher, Shipley, Steele, Slosson, Smith, Teale, Theophilus, Thompson, Thornburg, Thorniley, Tipton, Townsend, Wagner, Walker, Wilbur, Wilson of Butler, Wilson of Cass, Woods, Wyckoff, Wyman, Yergey and Mr. Speaker—95.

The nays were none.

Absent or not voting:

Messrs. Clarke, Draper, Eckles, Estes and Luke-5.

So the bill passed and the title was agreed to.

Senate File No. 298, a bill for an act to appropriate funds to carry on the work at the penitentiary at Anamosa, and for other purposes connected therewith.

The question being shall the bill be read a third time.

Carried.

The bill was read a third time.

The question being shall the bill pass?

The yeas were:

Messrs. Agnew, Anderson of Hamilton, Anderson of Warren, Ball, Beem, Berryhill, Blythe, Brown, Buell, Burgess, Byers, Calvin, Chantry, Chapman, Craig, Crooks, Cummins, Curtis, Custer, Darnall, Davie, Dayton, Dietz, Dobson, Doron, Duus, Eilers, Evans, Field, Fillmore, Foley, Hall, Hamilton, Hart, Hauser, Head, Hipwell, Hobbs, Homrighaus, Horton, Hospers, Hotchkiss, Hanter, Jolly, Jones, Kennan, Kline, Larson, Lewis, Limback, Lockin, Mack, Mahoney, MoFarland, Mitchell, Moore, Nelson, Nicoll, Oakman, Owen, Parkhurst, Paschal, Piatt, Rice, Riley, Roach, Robb, Roberts, Robeson, Roe, Roundy, Rowan, Russell, Schleicher, Shipley, Steele, Slosson, Smith, Teale, Theophilus, Thompson, Thornburg, Thorniley, Tipton, Townsend, Wagner, Walker, Wilbur, Wilson of Butler, Wilson of Cass, Woods, Wyckoff, Wyman, Yergey and Mr. Speaker-95.

The nays were none.

Absent or not voting:

Messrs. Clarke, Draper, Eckles, Estes and Luke-5.

So the bill passed and the title was agreed to.

Substitute for House File No. 528, a bill for an act making appropriations for the State Library.

The bill was read a first and second time.

Mr. Berryhill moved that the rules be suspended, the bill considered engrossed and read a third time now.

Carried.

The bill was read a third time.

The question being, shall the bill pass?

The yeas were:

Messrs. Agnew, Anderson of Hamilton, Anderson of Warren, Ball, Beem, Berryhill, Blythe, Brown, Buell, Burgess, Byers, Calvin, Chantry, Chapman, Craig, Crooks, Cummins, Curtis, Custer, Darnall, Davie, Dayton, Deitz, Dobson, Doron, Duus, Eilers, Evans, Field, Fillmore, Foley, Hall, Hamilton, Hart, Hauser, Head, Hipwell, Hobbs, Homrighaus, Horton, Hospers, Hotchkiss, Hunter, Jolly, Jones, Kennan, Kline, Larson, Lewis, Limback, Lockin, Mack, Mahoney, McFarland, Mitchell, Moore, Nelson, Nicoll, Oakman, Owen, Parkhurst, Paschal, Piatt, Rice, Riley, Roach, Robb, Roberts, Robeson, Roe, Roundy, Rowan, Russell, Schleicher, Shipley, Steele, Slosson, Smith, Teale, Theophilus, Thompson, Thornburg, Thorniley, Tipton, Townsend, Wagner, Walker, Wilbur, Wilson of Butler, Wilson of Cass, Woods, Wyckoff, Wyman, Yergey'and Mr. Speaker-95.

The nays were none.

Absent or not voting:

Messrs. Clarke, Draper, Eckles, Estes and Luke-5. So the bill passed and the title was agreed to.

#### MESSAGE FROM THE SENATE.

The following message was received from the Senate:

ME. SPEAKEE—I am directed to inform your honorable body that the Senate has appointed the following second Conference Committee to consider amendment to House File No. 37: Senators David1

son, Woolson and Bolter, and that a like committee is requested on the part of the House.

Also, that the Senate has passed the following bill, in which the concurrence of the House is asked:

Senate File No. 424, a bill for an act to amend section 1, chapter 63, acts of the Twenty-first General Assembly, relative to the maintenance of fish dams across the outlets of meandered lakes.

E. D. CHASSELL, Second Asst. Secretary.

# REPORT OF COMMITTEE.

ME. SPEAKEE—Your Committee on Conference, to whom was referred the amendment to House File No. 37, respectfully report that they have had the same under consideration and that they are unable to agree with the committee on the part of the Senate.

J. C. BEEM, J. W. MAHONEY, C. M. PASCHAL, Committee on part of the House. D. B. DAVIDSON, ED. P. SEEDS, Committee on part of the Senate.

Passed on file.

Mr. Hall moved that another Conference Committee be appointed. Carried.

# 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. 148, a bill for an act to repeal chapter 59 of the acts of the Seventeenth General Assembly, in relation to taxation of telegraph and telephone lines, and to enact the following in lieu thereof.

E. D. CHASSELL, Second Asst. Secretary.

## SPECIAL ORDER.

Appropriation bills continued.

Substitute for House File No. 304, a bill for an act\_making appropriations for Benedict Home.

Read a first and second time and adopted for original bill.

Mr. Berryhill moved that the rules be suspended, the bill considered engrossed, and read a third time now.

Carried.

The bill was read a third time.

The question being, shall the bill pass?

The yeas were:

Messrs. Agnew, Anderson of Hamilton, Anderson of Warren, Beem, Berryhill, Blythe, Brown, Buell, Burgess, Byers, Calvin, Chan-

try, Chapman, Craig, Cummins, Curtis, Custer, Darnall, Davie, Dayton, Dietz, Dobson, Doron, Duus, Eckles, Eilers, Evans, Field, Fill-more, Foley, Hall, Hamilton, Hart, Hauser, Head, Hipwell, Hobbs, Homrighaus, Horton, Hospers, Hotchkiss, Hunter, Jolly, Jones, Kennan, Kline, Larson, Lewis, Limback, Lockin, Mack, Mahoney, McFarland, Mitchell, Moore, Nelson, Nicoll, Oakman, Owen, Parkhurst. Paschal, Piatt, Rice, Riley, Roach, Robb, Roberts, Robeson, Roe, Roundy, Rowan, Russell, Schleicher, Shipley, Steele, Slosson, Smith, Teale, Theophilus, Thompson, Thornburg, Thorniley, Tipton, Townsend, Wagner, Walker, Wilbur, Wilson of Butler, Wilson of Cass, Woods, Wyckoff, Wyman, Yergey and Mr. Speaker-94.

The yeas were none.

Absent or not voting:

Messrs. Ball, Clarke, Crooks, Draper, Estes and Luke-6.

So the bill passed and the title was agreed to.

Substitute for House File No. 293, a bill for an act making an appropriation to reimburse the Iowa State Agricultural Society for money expended by said Society in the permanent improvements of the State Fair Grounds, and to pay the indebtedness of said Society.

Read a first and second time and adopted for the original bill.

Mr. Berryhill moved that the rules be suspended, the bill considered engrossed and read a third time now.

Carried.

The bill was read a third time.

The question being shall the bill pass?

The yeas were:

Messrs. Agnew, Anderson of Hamilton, Anderson of Warren, Ball, Beem, Berryhill, Blythe, Brown, Buell, Burgess, Byers, Calvin, Chantry, Chapman, Craig, Crooks, Cummins, Curtis, Custer, Darnall, Davie, Dayton, Dietz, Dobson, Doron, Duus, Eilers, Evans, Field, Fillmore, Foley, Hall, Hamilton, Hart, Hauser, Head, Hipwell, Hobbs, Homrighaus, Horton, Hospers, Hotchkiss, Hunter, Jolly, Jones, Kennan, Kline, Larson, Lewis, Limback, Lockin, Mack, Mahoney, McFarland, Mitchell, Moore, Nelson, Nicoll, Oakman, Owen, Parkhurst, Paschal, Piatt, Rice, Riley, Roach, Robb, Roberts, Robeson, Roe, Roundy, Rowan, Russell, Schleicher, Shipley, Steele, Slosson, Smith, Teale, Theophilus, Thompson, Thornburg, Thorniley, Tipton, Townsend, Walker, Wagner, Wilbur, Wilson of Butler, Wilson of Cass, Woods, Wyckoff, Yergey and Mr. Speaker--94.

The nays were: Mr. Wyman-1.

Absent or not voting:

Messrs. Clarke, Draper, Eckles, Estes and Luke-5.

So the bill passed and the title was agreed to.

House File No. 624, a bill for an act making an appropriation to help discharged convicts to an honest life.

Read a first and second time.

Mr. Berryhill moved that the rules be suspended, the bill considered engrossed and read a third time now.

Carried.

The bill was read a third time.

The question being shall the bill pass?

The yeas were:

Messrs. Agnew, Anderson of Hamilton, Anderson of Warren, Ball, Berryhill, Blythe, Brown, Burgess, Byers, Calvin, Chantry, Chapman, Craig, Crooks, Cummins, Curtis, Custer, Darnall, Davie, Dayton, Diets, Dobson, Duus, Eilers, Evans, Field, Fillmore, Foley, Hall, Hart, Hauser, Head, Hobbs, Homrighaus, Horton, Hospers, Hotchkiss, Hunter, Jolly, Jones, Kennan, Larson, Lockin, Mack, Mahoney, McFarland, Mitchell, Moore, Nelson, Nicoll, Oakman, Owen, Parkhurst, Paschal, Rice, Riley, Roach, Robb, Roberts, Robeson, Roe, Roundy, Rowan, Russell, Schleicher, Shipley, Steele, Slosson, Smith, Teale, Thornburg, Thorniley, Tipton, Townsend, Wagner, Walker, Wilbur, Wilson of Butler, Wilson of Cass, Woods, Wyckoff, Wyman, Yergey and Mr. Speaker-84.

The nays were none.

Absent or not voting:

Messrs. Beem, Buell, Clarke, Doron, Draper, Eckles, Estes, Hamilton, Hipwell, Kline, Lewis, Limback, Luke, Piatt, Theophilus and Thompson-16.

So the bill passed and the title was agreed to.

# MESSAGE FROM THE SENATE.

The following message was received from the Senate:

ME. SPEAKEE-I am directed to inform your honorable body that the Senate has concurred in the following bill:

Substitute for House File No. 92, a bill for an act to apportion the State into representative districts and declaring the ratio of representation.

Also, House File No. 30, a bill for an act to amend chapter 154, laws of the Eighteenth General Assembly, regulating the good time of prisoners in our penitentiaries (with amendments).

Also, has passed and asks the concurrence of Senate File No. 389, a bill for an act to amend chapter 92, laws of the Seventeenth General Assembly, and fix the per diem and expenses of Trustees of State Institutions, members of visiting committees to the Hospitals for the Insane and Regents of the State University.

C. H. BROCK, Secretary.

Appropriation bills continued.

Senate File No. 336, a bill for an act making an appropriation for the State Fish Commission.

The question being shall the bill be read a third time? Carried.

The bill was read a third time.

The question being shall the bill pass? Mr. Anderson of Warren explained his vote.

The yeas were:

Messrs. Beem, Berryhill, Blythe, Brown, Buell, Byers, Calvin, Chantry, Chapman, Craig, Cummins, Curtis, Custer, Darnall, Dietz, Dobson, Duus, Evans, Field, Fillmore, Foley, Hall, Hauser, Hobbs, Homrighaus, Horton, Hospers, Hunter, Kennan, Kline, Larson, Lewis, Lockin, Mahoney, McFarland, Moore, Nelson, Oakman, Parkhurst, Paschal, Piatt, Rice, Riley, Roach, Roberts, Robeson, Rowan, Russell, Schleicher, Steele, Smith, Theophilus, Thompson, Thornburg, Thorniley, Tipton, Townsend, Wagner, Wilbur, Wilson of Butler, Wilson of Cass, Woods, Wyckoff, Yergey and Mr. Speaker-65.

The nays were:

Messrs. Anderson of Warren, Ball, Dayton, Doron, Eilers, Hart, Hotchkiss, Jolly, Jones, Limback, Mack, Mitchell, Nicoll, Owen, Robb, Roe, Shipley, Slosson, Teale, Walker and Wyman-21.

Absent or not voting:

Messrs. Agnew, Anderson of Hamilton, Burgess, Clarke, Crooks, Davie, Draper, Eckles, Estes, Hamilton, Head, Hipwell, Luke and Roundy-14.

So the bill passed and the title was agreed to.

Senate File No. 410, a bill for an act to authorize the Trustees of the Hospital for the Insane at Clarinda, to employ a superintendent and subordinate force to carry on said hospital and farm connected therewith, and to appropriate six thousand dollars to pay for the same.

The question being shall the bill be read a third time.

Carried.

The bill was read a third time.

The question being shall the bill pass?

The yeas were:

Messrs. Agnew, Anderson of Hamilton, Ball, Beem, Berryhill, Blythe, Brown, Buell, Burgess, Byers, Calvin, Chantry, Craig, Cummins, Curtis, Darnall, Davie, Dietz, Dobson, Duus, Eilers, Evans, Field, Hall, Hart, Hauser, Head, Horton, Hospers, Hotchkiss, Jolly, Jones, Kennan, Kline, Larson, Lewis, Limback, Mack, Mahoney, Moore, Nelson, Oakman, Owen, Parkhurst, Paschal, Riley, Roach, Robb, Roberts, Robeson, Roe, Rowan, Russell, Schleicher, Shipley, Steele, Theophilus, Thornburg, Tipton, Townsend, Wagner, Wilson of Butler, Wilson of Cass, Wyckoff, Yergey and Mr. Speaker-66.

The nays were:

Messrs. Anderson of Warren, Chapman, Doron, Fillmore, Homrighaus, Lockin, Nicoll, Piatt, Roundy, Slosson, Smith, Teale, Thompson, Thorniley and Woods-15.

Absent or not voting:

Messrs. Clarke, Crooks, Custer, Dayton, Draper, Eckles, Estes, Foley, Hamilton, Hipwell, Hobbs, Hunter, Luke, McFarland, Mitchell, Rice, Walker, Wilbur and Wyman-19.

So the bill passed and the title was agreed to.

The Speaker announced as second conference committee on House File No. 37, Messrs. Roach, Teale and Roe.

Substitute for Senate File No. 110, a bill for an act for an appropriation for the better support of the State University in the several departments and chairs, and in aid of the income fund, and for the development of the University.

The bill was read a third time.

The question being shall the bill pass?

Mr. Brown explained his vote as follows:

ME. SPEAKEE. When I take into consideration the fact that the wealth producing classes of our State, the agriculturists are burdened

with debt, many of them on the eve of being turned from their homes, and that the burden of taxation rests upon this class, and believing as I do that to impose a tax on them to furnish an education to members of the legal, medical and dental professions, which is their capital, is to take from one class of citizens for the benefit of another class, which, to say the best of, it is unjust, and, as I believe, legal robbery. I, therefore, in the interest of the intelligent laboring men whom I represent, protest against this measure with an emphatic no.

Mr. Ball explained his vote as follows:

ME. SPEAKEE—In view of the fact that the University receives from interest on endowment fund, tuition and permanent appropriation the sum of \$123,000, which if economically expended is quite sufficient for the support of the institution, and in opposition to the action of the Regents in raising the salary of the President of the University to two thousand dollars more than the salary of the Governor of the State, and having no sympathy with the principle of taxing honest toil for the maintenance of a pampered aristocracy on an aggregate salary of \$81,000 per annum, and recognizing the injustice of giving the State University \$52,000 and the Agricultural College but \$7,000, I vote no.

Mr. Lockin explained his vote as follows:

ME. SPEAKEE-Believing that the State University is run on a very extravagant scale, and knowing that the people are demanding a change in the management, and as giving this appropriation would sanction thier proceeding, I therefore vote no.

Mr. Anderson of Warren explained his vote as follows:

ME. SPEAKEE-Believing that the benefits derived from the Institution, as conducted, are above the reach of that class of citizens of Iowa who are in the most need of assistance, but rather for the benefit of a class seeking the professions, and who in my opinion in a great majority of cases are able to pay for their own education, I vote no.

Mr. Robb explained his vote as follows:

ME. SPEAKEE — I am opposed to the principle of the State educating its citizens in the professions. I do not believe it is the function of the State to educate school teachers, doctors, lawyers, druggists, or dentists. As a member of the Appropriation Committee I did all that was possible to carry out my views. The present appropriations are compromises in which those who favored economy succeeded in scaling down the appropriations asked, from \$1,300,000 to less than \$500,000. Having worked to secure this result on the committee I now feel that this House should sustain the committee, believing this is the best that can now be done under the circumstances. This reason, and this alone, has induced me to vote for the appropriations for the State Normal School and State University. I therefore vote aye.

Mr. Nicoll explained his vote as follows:

ME. SPEAKER—The first section of this bill is so indefinite in its provisions that I am unable to determine for what particular purposes the appropriation is made, and also because I consider the salary paid the President of the State University too high for the amount of work done and because serious charges against the management of the institution have been made and are as yet unrefuted, I am constrained therefore to vote no.

Mr. Smith explained his vote as follows:

ME. SPEAKEE-I greatly regret that an amendment offered by myself reducing the amount of this appropriation was not adopted. As in that case I should have cheerfully voted aye on this bill, but as the House has seen fit to reject it I am left to chose between endorsing the action of the board of regents in unnecessarily increasing the burden of taxation or voting no on the whole bill, I therefore vote no.

Mr. Thompson explained his vote as follows:

ME. SPEAKEE—I believe the public school system of Iowa, of which the State University is the head, is the crowning glory of this great common wealth; I believe every dollar of this appropriation, recommended by the committee, is necessary for the support of the University for thenext biennial period, and I therefore vote aye.

The yeas were:

Messrs. Anderson of Warren, Beem, Berryhill, Blythe, Buell, Burgess, Byers, Calvin, Chapman, Craig, Cummins, Curtis, Darnall, Davie, Dayton, Dietz, Duus, Eilers, Evans, Field, Foley, Hall, Hamilton, Hart, Hauser, Head, Hipwell, Homrighaus, Horton, Hospers, Hotchkiss, Jolly, Jones, Kennan, Kline, Larson, Limback, Mahoney, Mitchell, Moore, Nelson, Nicoll, Oakman, Owen, Parkhurst, Piatt, Rice, Roach, Robb, Roberts, Roe, Roundy, Rowan, Russell, Steele, Theophilus, Thompson, Tipton, Townsend, Wagner, Walker, Wilbur, Woods, Wyckoff, Wyman and Mr. Speaker-65.

The nays were:

Messrs. Agnew, Anderson of Hamilton, Ball, Brown, Chantry, Custer, Dobson, Doron, Fillmore, Hobbs, Hunter, Lewis, Lockin, Nicoll, Robeson, Paschal, Schleicher, Shipley, Slosson, Smith, Teale, Thornburg, Thorniley, Wilson of Butler, Wilson of Cass and Yergey— 26.

Absent or not voting:

Messrs. Clarke, Crooks, Draper, Eckles, Estes, Luke, Mack, McFarland and Riley-9.

So the bill passed and the title was agreed to.

MESSAGE FROM THE SENATE.

The following message was received from the Senate:

MR. SPEAKEE—I am directed to inform your honorable body that the Senate has concurred in the following bills:

House File No. 571, a bill for an act to amend chapter 193, laws of the Twentieth General Assembly, in relation to the management and investment of the endowment fund of the Iowa Agricultural College.

House File No. 534, a bill for an act to legalize the acknowledgements of conveyances by power of attorney made by Hazen Wilson, attorney in fact for Joseph Webster.

C. H. BROCK, Secretary.

### REPORT OF COMMITTEE.

Mr. Berryhill, from the Committee on Appropriations, reported House File No. 385, a bill for an act to provide an emergency fund for the suppression and extermination of pleuro-pneumonia among cattle, recommending amendment and passage.

By unanimous consent the bill was considered.

Amendments by Committee on Animal Industry:

Striking out the words "as an," in second line, after the word "necessary," and inserting the words "to be used in".

To section 3, line 4: Striking out the following, "not less than three disinterested persons to be appointed by the Governor," and insert in lieu thereof the following, "the township trustees of the township where said disease exists." Also, strike out all of section 8 after the word "pneumonia," in seventh line.

To section 4: Striking out the word "may," in fourth line, and insert the word "shall."

Amendments adopted.

Amendment by Committee on Appropriations:

To strike out in section 1 the word "twenty five," after the words "sum of," in line 3, and insert "ten" in lieu thereof.

Adopted.

Mr. Berryhill moved that the rules be suspended, the bill considered engrossed and read a third time now.

Carried.

The bill was read a third time.

The question being shall the bill pass?

The yeas were:

Messrs. Agnew, Anderson of Hamilton. Anderson of Warren, Ball, Beem, Berryhill, Blythe, Brown, Burgess, Byers, Calvin, Chantry, Chapman, Curtis, Cuater, Darnall, Davie, Dayton, Dobson, Doron, Duus, Eilers, Evans, Field, Fillmore, Foley, Hamilton, Hart, Hauser, Head, Hobbs, Homrighaus, Horton, Hospers, Hotchkiss, Hunter, Jolly, Jones, Kennan, Kline, Larson, Limback, Lockin, Mack, Mahoney, McFarland, Mitchell, Moore, Nelson, Nicoll, Oakman, Owen, Parkhurst, Paschal, Piatt, Rice, Riley, Roach, Roberts, Robeson, Roe, Roundy, Rowan, Russell, Schleicher, Shipley, Slosson, Smith, Teale, Theophilus, Thompson, Thornburg, Thorniley, Tipton, Townsend, Wagner, Walker, Wilbur, Wilson of Butler, Wilson of Cass, Woods, Wyckoff, Wyman, Yergey and Mr. Speaker-86.

The nays were none.

Absent or not voting:

Messrs. Buell, Clarke, Craig, Crooks, Cummins, Dietz, Draper, Eckles, Estes, Hall, Hipwell, Lewis, Luke and Robb-14.

So the bill passed and the title was agreed to.

### SENATE MESSAGES CONSIDERED.

Senate File No. 423, a bill for an act to legalize the action of certain independent school districts.

The bill was read a first and second time.

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Mr. Wilbur moved that the rules be suspended and the bill read a third time now.

Carried.

The bill was read a third time.

The question being shall the bill pass?

The yeas were:

Messrs. Agnew, Anderson of Hamilton, Anderson of Warren, Ball, Beem, Berryhill, Blytne, Brown, Buell, Burgess, Byers, Chantry, Calvin, Chapman, Craig, Crooks, Cummins, Curtis, Custer, Darnall, Davie, Dayton, Dietz, Dobson, Doron, Duus, Eckles, Eilers, Evans, Field, Fillmore, Foley, Hall, Hamilton, Hart, Hauser, Head, Hipwell, Hobbs, Homrighaus, Horton, Hospers, Hotchkiss, Hunter, Jolly, Jones, Kennan, Kline, Larson, Lewis, Limback, Lockin, Mack, Mahoney, McFar-land, Mitchell, Moore, Nelson, Nicoll, Oakman, Owen, Parkhurst, Paschal, Piatt, Rice, Riley, Roach, Robb, Roberts, Robeson, Roe, Roundy, Rowan, Russell, Schleicher, Shipley, Steele, Slosson, Smith, Teale, Theophilus, Thompson, Thornburg, Thorniley, Tipton, Townsend, Wagner, Walker, Wilbur, Wilson of Butler, Wilson of Cass, Woods, Wyckoff, Wyman, Yergey and Mr. Speaker-95.

The nays were none.

Absent or not voting:

Messrs. Clarke, Draper, Eckles, Estes and Luke-5.

So the bill passed and the title was agreed to.

### INTRODUCTION OF BILLS.

By Mr. Nelson, House File No. 627, a bill for an act to legalize the proceedings of the town council of Maxwell, Story county, Iowa.

Read a first and second time.

Mr. Nelson moved that the rules be suspended, the bill considered engrossed and read a third time now.

Carried.

The bill was read a third time.

The question being, shall the bill pass?

The yeas were:

Messrs. Agnew, Anderson of Hamilton, Anderson of Warren, Ball, Beem, Berryhill, Blythe, Brown, Buell, Burgess, Byers, Calvin, Chantry, Chapman, Craig, Cummins, Curtis, Custer, Darnall, Davie, Dayton, Deitz, Dobson, Doron, Duus, Eilers, Evans, Field, Fillmore, Foley, Hall, Hamilton, Hart, Hauser, Head, Hipwell, Hobbs, Homrighaus, Hall, Hamilton, Halt, Hauser, Houer, Hopker, Jones, Kennan, Kline, Horton, Hospers, Hotchkiss, Hunter, Jolly, Jones, Kennan, Kline, Larson, Lewis, Limback, Lockin, Mack, Mahoney, McFarland, Mitchell, Moore, Nelson, Nicoll, Oakman, Owen, Parkhurst, Paschal, Piatt, Rice, Riley, Roach, Robb, Roberts, Robeson, Roe, Roundy, Rowan, Russell, Schleicher, Shipley, Steele, Slosson, Smith, Teale, Theophilus, Thompson, Thornburg, Thorniley, Tipton, Townsend, Wagner, Walker, Wilbur, Wilson of Butler, Wilson of Cass, Woods, Wyckoff, Wyman, Yergey and Mr. Speaker-94.

The nays were none.

Absent or not voting:

Messrs. Clarke, Crooks, Draper, Eckles, Estes and Luke-6.

So the bill passed and the title was agreed to.

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### BILLS ON CALENDAR.

By unanimous consent Mr. Cummins called up Senate File No. 175, a bill for an act to amend chapter 4, title 5, of the Code of 1873, relating to electors of President and Vice-President of the United States.

The question being shall the bill be read a third time.

Carried.

The hill was read a third time.

The question being shall the bill pass?

The yeas were:

Messrs. Agnew, Anderson of Hamilton, Anderson of Warren, Ball, Beem, Berryhill, Blythe, Brown, Calvin, Chantry, Chapman, Craig, Cummins, Curtis, Custer, Darnall, Davie, Dobson, Doron, Duus, Eilers, Evans, Field, Fillmore, Foley, IIall, Hamilton, Hauser, Head, Hobbs, Horton, Hospers, Hunter, Jolly, Jones, Kennan, Kline, Larson, Limback, Mack, Mahoney, McFarland, Nelson, Nicoll, Oakman, Parkhurst, Piatt, Riley, Roach, Robb, Roberts, Robeson, Roe, Roundy, Rowan, Russell, Schleicher, Shipley, Steele, Slosson, Smith, Teale, Theophilus, Thompson, Thornburg, Thorniley, Tipton, Townsend, Wagner, Walker, Wilbur, Wilson of Butler, Wilson of Cass, Woods, Wyckoff, Wyman, Yergey and Mr. Speaker-78.

The nays were:

Mr. Burgess-1.

Absent or not voting:

Messrs. Buell, Byers, Clarke, Crooks, Dayton, Dietz, Draper, Eckles, Estes, Hart, Hipwell, Homrighaus, Hotohkiss, Lewis, Lockin, Luke, Mitchell, Moore, Owen, Paschal and Rice-91.

So the bill passed and the title was agreed to.

Mr. Custer by unanimous consent called up Senate File No. 176, a bill for an act providing for contesting the election of Presidential electors, additional to chapter 6, title 5 of the Code.

The question being shall the bill be read a third time. Carried.

The bill was read a third time.

The question being shall the bill pass?

The yeas were:

Messrs. Agnew, Anderson of Hamilton, Anderson of Warren, Ball, Beem, Berryhill, Blythe, Brown, Buell, Burgess, Byers, Calvin, Chantry, Chapman, Craig, Cummins, Curtis, Custer, Darnall, Davie, Dayton, Dietz, Dobson, Doron, Duus, Eilers, Evans, Field, Fillmore, Foley, Hall, Hamilton, Hart, Hauser, Head, Hipwell, Hobbs, Homrighaus, Horton, Hospers, Hotchkiss, Hunter, Jolly, Jones, Kennan, Kline, Larson, Lewis, Limback, Lockin, Mack, Mahoney, McFarland, Mitchell, Moore, Nelson, Nicoll, Oakman, Owen, Parkhurst, Paschal, Piatt, Rice, Riley, Roach, Robb, Roberts, Robeson, Roe, Boundy, Bowan, Russell, Schleicher, Shipley, Steele, Slosson, Smith, Teale, Theophilus, Thompson, Thornburg, Thorniley, Tipton, Townsend, Wagner, Walker, Wilbur, Wilson of Butler, Wilson of Cass, Woods, Wyckoff, Wyman, Yergey and Mr. Speaker-94.

The nays were none.

Absent or not voting:

Messrs. Clarke, Crooks, Draper, Eckles, Estes and Luke-6.

So the bill passed and the title was agreed to.

Mr. Fillmore moved that the rules be suspended and Senate File No. 354 be taken up.

The bill was lost on third reading.

Mr. Mitchell, by unanimous consent, called up Senate File No. 148, a bill for an act to repeal chapter 59, of the Seventeenth General Assembly, in relation to the taxation of telegraph and telephone lines and to enact the following in lieu thereof.

The bill was read a first and second time.

Mr. Mitchell moved that the rules be suspended and the bill read a third time now.

Carried.

The bill was read a third time.

The question being shall the bill pass?

The yeas were:

Messrs. Agnew, Anderson of Hamilton, Anderson of Warren, Ball, Beem, Berryhill, Blythe, Brown, Buell, Burgess, Byers, Calvin, Chantry, Chapman, Craig, Cummins, Curtis, Custer, Darnall, Davie, Dayton, Dietz, Dobson, Doron, Duus, Eilers, Evans, Field, Fillmore, Foley, Hall, Hamilton, Hart, Hauser, Head, Hipwell, Hobbs, Homrighaus, Horton, Hospers, Hotchkiss, Hunter, Jolly, Jones, Kennan, Kline, Larson, Lewis, Limback, Mack, Mahoney, McFarland, Mitchell, Moore, Nelson, Nicoll, Oakman, Owen, Parkhurst, Paschal, Piatt, Rice, Riley, Roach, Robb, Roberts, Robeson, Roe, Roundy, Rowan, Russell, Schleicher, Shipley, Steele, Slosson, Smith, Teale, Theophilus, Thompson, Thornburg, Thorniley, Tipton, Townsend, Wagner, Walker, Wilbur, Wilson of Butler, Wilson of Cass, Woods, Wyman, Yergey and Mr. Speaker—92.

The nays were:

Mr. Wyckoff-1.

Absent or not voting:

Messrs. Clarke, Crooks, Draper, Eckles, Estes, Lockin and Luke -7.

So the bill passed and the title was agreed to.

# MESSAGE FROM THE SENATE.

The following message was received from the Senate:

ME. SPEAKEE—I am directed to inform your honorable body that the Senate has concurred in the following bills:

House File No. 605, a bill for an act to release certain penalties for failure to make and file reports of sales of intoxicating liquors by holders of permits.

Also, House File No. 379, a bill for an act relating to the construction of sewers in cities having a population of more than thirty thousand according to the census of 1885, supplementary to chapter 162 of the acts of the Seventeenth General Assembly, entitled an act to authorize cities of the first class containing, according to any legally authorized census or enumeration, a population of over thirty thousand, to provide for the construction of sewers, etc.

C. H. BROCK, Secretary.

# INTRODUCTION OF BILLS.

By Mr. Custer, House File No. 628, a bill for an act to legalize the incorporation and official proceedings of the town of Lynnville, Jasper county, State of Iowa.

Bead a first and second time.

Mr. Custer moved that the rules be suspended, the bill considered engrossed and read a third time now.

Carried.

The bill was read a third time.

The question being, shall the bill pass?

The yeas were:

Messrs. Agnew, Anderson of Hamilton, Anderson of Warren, Ball, Beem, Berryhill, Blythe, Brown, Buell, Burgess, Byers, Calvin, Chantry, Chapman, Craig, Cummins, Curtis, Custer, Darnall, Davie, Dayton, Dietz, Dobson, Doron, Duus, Eilers, Evans, Field, Fillmore, Foley, Hall, Hamilton, Hart, Hauser, Head, Hipwell, Hobbs, Homrighaus, Horton, Hospers, Hotohkiss, Hunter, Jolly, Jones, Kennan, Kline, Larson, Lewis, Limback, Lockin, Mack, Mahoney, McFarland, Mitchell, Moore, Nelson, Nicoll, Oakman, Owen, Parkhurst, Paschal, Piatt, Rice, Riley, Roach, Robb, Roberts, Robeson, Roe, Roundy, Rowan, Russell, Schleicher, Shipley, Steele, Slosson, Smith, Teale, Theophilus, Thompson, Thornburg, Thorniley, Tipton, Townsend, Wagner, Walker, Wilbur, Wilson of Butler, Wilson of Cass, Woods, Wyckoff, Wyman, Yergey and Mr. Speaker-94.

The nays were none.

Absent or not voting:

Messrs. Clarke, Crooks, Draper, Eckles, Estes and Luke-6. So the bill passed and the title was agreed to.

### MESSAGE FROM THE SENATE.

The following message was received from the Senate:

ME. SPEAKEE—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. 402, a bill for an act to empower cities of the first class, organized as such since January 1, 1888, to levy taxes additional to section 461, Code.

Also, the Senate has concurred in the following:

House File No. 517, a bill for an act to repeal sections 2, 3, 5, 6, 10, 11 and 12, chapter 168 of the Twenty first General Assembly, and enacting a substitute therefor relative to making contracts by cities of the first class containing a population of over thirty thousand, for paving and curbing streets and construction of sewers and the making and collection of assessments and issuance of bonds or certificates to pay for the same, with amendment.

C. H. BROCK, Secretary.

### SENATE MESSAGE CONSIDERED.

House File No. 30 was taken up by unanimous consent, and amendments by Senate, striking out of line 4, section 1, the words "in an orderly and peaceful manner."

Also, insert in line 7 of section 2, after the word "power" the words "with the approval of the Governor," and after the word "him," same line, strike out the words "at his discretion."

Also, amend section 2, by striking out all after the word "offense" in line 9.

The question being shall the amendments be agreed to?

The yeas were:

Messrs. Agnew, Anderson of Hamilton, Anderson of Warren, Ball, Beem, Berryhill, Blythe, Brown, Buell, Burgess, Byers, Calvin, Chantry, Chapman, Craig, Crooks, Cummins, Curtis, Custer, Darnall, Davie, Dayton, Dietz, Dobson, Doron, Duus, Eilers, Evans, Field, Fillmore, Foley, Hall, Hamilton, Hart, Hauser, Head, Hipwell, Hobbs, Homrighaus, Horton, Hospers, Hotchkiss, Hunter, Jolly, Jones, Kennan, Kline, Larson, Lewis, Limback, Lockin, Mack, Mahoney, McFarland, Mitchell, Moore, Nelson, Nicoll, Oakman, Owen, Parkhurst, Paschal, Piatt, Rice, Riley, Rosch, Robb, Roberts, Robeson, Roe, Roundy, Rowan, Russell, Schleicher, Shipley, Steele, Slosson, Smith, Teale, Theophilus, Thompson, Thornburg, Thorniley, Tipton, Townsend, Wagner, Walker, Wilbur, Wilson of Butler, Wilson of Cass, Woods, Wyckoff, Wyman, Yergey and Mr. Speaker-95.

The nays were none.

Absent or not voting:

Messrs. Clarke, Draper, Eckles, Estes and Luke-5.

So the amendments were agreed to.

#### BILLS ON CALENDAR.

Mr. Roe moved that the rules be suspended and Senate File No. 890, a bill for an act to amend section 3 of chapter 187, of the Twentieth General Assembly, in relation to drains, ditches, etc., taken up.

Carried.

The question being upon adopting the report of the conference committee and indefinitely postponing the bill, Messrs. Roe and Schleicher demanded the yeas and nays.

The yeas were:

Messrs. Anderson of Hamilton, Anderson of Warren, Blythe, Calvin, Cummins, Curtis, Custer, Dobson, Doron, Evans, Fillmore, Hauser, Hobbs, Hunter, Kennan, Larson, MoFarland, Oakman, Parkhurst, Riley, Roach, Schleicher, Steele, Theophilus, Thornburg, Thorniley, Walker, Wilbur, Wilson of Cass, Yergey and Mr. Speaker -31.

The nays were:

Messrs. Agnew, Beem, Berryhill, Brown, Burgess, Byers, Chantry, Craig, Darnall, Davie, Dietz, Duus, Eilers, Field, Hamilton, Head, Horton, Hotohkiss, Jolly, Jones, Kline, Limback, Lockin, Mahoney, Moore, Nelson, Nicoll, Owen, Paschal, Piatt, Rice, Robb, Roberts, Robeson, Roe, Roundy, Rowan, Russell, Shipley, Teale, Thompson, Tipton, Wagner, Woods, Wyckoff and Wyman-46.

Absent or not voting:

Messrs. Ball, Buell, Chapman, Clarke, Crooks, Dayton, Draper, Eckles, Estes, Foley, Hall, Hart, Hipwell, Homrighaus, Hospers, Lewis, Luke, Mack, Mitchell, Slosson, Smith, Townsend and Wilbur -23.

So the bill was not indefinitely postponed.

The question being, shall the bill be read a third time.

Carried.

The bill was read a third time.

The question being, shall the bill pass?

The yeas were:

Messrs. Agnew, Andcrson of Hamilton, Anderson of Warren, Beem, Berryhill, Burgess, Byers, Chantry, Craig, Custer, Davie, Dietz, Duus, Kilers, Hall, Hamilton, Hart, Head, Homrighaus, Horton, Hotohkiss, Jolly, Kline, Limback, Lockin, Mahoney, Mitchell, Nelson, Nicoll, Oakman, Owen, Paschal, Piatt, Rice, Robb, Roberts, Robeson, Roe, Roundy, Russell, Schleicher, Shipley, Teale, Theophilus, Thompson, Thornburg, Tipton, Wilson of Butler, Woods, Wyckoff, Wyman and Yergey -51.

The nays were:

Messrs. Calvin, Cummins, Darnall, Doron, Evans, Fillmore, Hauser, Hobbs, Kennan, Larson, McFarland, Moore, Parkhurst, Riley, Roach, Thorniley, Wilbur, Wilson of Cass, and Mr. Speaker—19.

Absent or not voting:

Messrs. Ball, Blythe, Brown, Buell, Chapman, Clarke, Crooks, Curtis, Dayton, Dobson, Draper, Eckles, Estes, Field, Foley, Hipwell, Homrighaus, Hospers, Hunter, Jones, Lewis, Luke, Mack, Rowan, Steele, Slosson, Smith, Townsend, Wagner and Walker-30.

So the bill passed and the title was agreed to.

Mr. Berryhill filed a motion to reconsider the vote whereby Senate File No. 390 passed the House.

# REPORTS OF COMMITTEES.

Mr. Wilson of Cass reported House File No. 551, recommending passage.

Passed on file.

Mr. McFarland, from the Committee on Retrenchment and Reform, submitted the following report:

ME. SPEAKEE—Your Committee on Retrenchment and Reform to whom was referred a resolution by Mr. Hall in regard to newspaper reporters reporting the proceedings of the House, beg leave to report that they have had the same under consideration and have instructed me to report:

That the following named reporters not certified have complied with a report of this committee adopted by the House, and should be certified as entitled to stationery allowance: Rose Ankeny, Tom Cox, Morgan Bates, Fred Benginer, J. W. Witham, J. R. Sage, E. F. Nesbit.

Further the committee is unable to report.

# W. M. McFABLAND, Chairman.

Adopted.

Mr. Lockin filed a motion to reconsider the vote whereby the report was adopted.

### MESSAGE FROM THE SEMATE.

The following message was received from the Senate:

ME. SPEAKEE—I am directed to inform your honorable body that the Senate has concurred in the following:

Substitute for House File No. 6, a bill for an act to regulate the manner of issuing or paying city warrants in cities of the first and second class and cities organized under special charters.

Also, House File No. 44, a bill for an act granting additional powers to cities, organized under special charters, with reference to the improvements of streets, highways, avenues or alleys, and to provide a system of payment therefor, with amendment. Also, House File No. 395, a bill for an act to repeal section 9 of

Also, House File No. 395, a bill for an act to repeal section 9 of chapter 116 of the laws of the Twenty-first General Assembly and to enact a substitute in lieu thereof.

C. H. BROCK, Secretary.

On motion of Mr. Wyckoff the House adjourned.

# AFTERNOON SESSION.

House reconvened at 2 P. M. Speaker in the chair.

### RESOLUTION.

By Mr. Robb:

WHEREAS, It has heretofore been customary for the members of the General Assemblies of the State of Iowa to retain the Code furnished them at the commencement of the session; therefore,

Resolved by the House, the Senate concurring, That the members of the Twenty second General Assembly be permitted to retain the Code which they have used during the present session.

Adopted.

#### REPORT OF ENBOLLING COMMITEE.

Mr. Hunter from the Committee on Enrolled Bills, submitted the following report:

ME. SPEAKEE - Your Committee on Enrolled Bills respectfully report that they have examined and find correctly enrolled:

Substitute for House File No. 501, an act to provide for and regulate the sale of intoxicating liquors for necessary purposes, and to make more efficient the laws for the suppression of intemperance and to repeal' sections 1524, 1526, 1527, 1528, 1529, 1530, 1531, 1532, 1533, 1534, 1535, 1536, 1537 and 1538 of the Code of 1873 as amended by chapter 148 of the acts of the Twentieth General Assembly, and all that part of section 2, chapter 83, acts of the Twenty-first General Assembly, after the words "medicines and poisons" in the fifth line thereof, and to amend sections 1 and 4, chapter 75, acts of the Eighteenth General Assembly, and to provide penalties and proceedings for violations of the provisions of the same.

House File No. 381, an act creating in all cities of the first class having a population according to any legally authorized census thirty thousand inhabitants a board of public works and defining the powers and duties of its members.

House File No. 547, an act to legalize the acts and ordinances of Stuart in Guthrie and Adair counties, Iowa. House File No. 259, an act to amend section 1365 of the Code relative to the support of the poor.

House File No. 545, an act to organize and manage the department for oriminal insane at the penitentiary at Anamosa and to fix the compensation of the officers.

Substitute for House File No. 346, an act making appropriations for the State Agricultural College.

House File No. 397, an act granting additional powers to certain cities of the first class and to cities organized under special charters and to cities of the second class having over 7,000 inhabitants.

House File No. 149, an act authorizing the trustees of the Iowa Hospital for the Insane at Independence to purchase 180 acres of land adjoining the lands now owned by the State.

House File No. 360, an act to amend title 12, chapter 1 of the Code providing for the traveling expenses of the State Superintendent of Public Instruction.

House File No. 626, an act making appropriations for the Hospital for the Insane at Clarinda.

# HUNTER, Chairman.

The Speaker signed the bills in the presence of the House. Also:

ME. SPEAKEE-Your Committee on Enrolled Bills respectfully report that they have this day presented to the Governor for his approval the following bills:

House File No. 46, an act to amend section 1160 of the Code, chapter 4, title 9, of the Code of Iowa, relating to mutual insurance companies.

House File No. 65, a bill for an act to amend section 467 of the Code in relation to repairing sidewalks.

House File No. 286, an act restricting non resident aliens in their right to acquire and hold real estate, and repealing sections 1908 and 1909 of the Code.

House File No. 394, an act to provide for the re-assessment and re-levy of special taxes and assessments.

House File No. 115, an act authorizing boards of directors to change the boundaries of independent school districts within the same civil townships.

House File No. 623, an act to legalize the transfer of certain bridge funds to general fund by the board of supervisors of Fayette county, Iowa.

# HUNTER, Chairman.

### SENATE MESSAGES CONSIDERED.

House File No. 517. Amendment by Senate: To strike out in section 10, lines 10 and 11, the words, "than is provided by chapter 166, laws of Twenty first General Assembly," and insert after the word "amount," line 10, of same section, the words, "than three dollars."

The question being, shall the amendment be agreed to?

The yeas were:

Messrs. Agnew, Anderson of Hamilton, Anderson of Warren, Ball, Beem, Berryhill, Blythe, Brown, Buell, Burgess, Byers, Calvin, Chantry, Chapman, Craig, Crooks, Cummins, Curtis, Custer, Darnall, Davie, Dayton, Dietz, Dobson, Doron, Duus, Eilers, Evans, Field, Fillmore, Foley, Hall, Hamilton, Hart, Hauser, Head, Hipwell, Hobbs, Homrighaus, Horton, Hospers, Hotchkiss, Hunter, Jolly, Jones, Kennan, Kline, Larson, Lewis, Limback, Lookin, Luke, Mack, Mahoney, McFarland, Mitchell, Moore, Nelson, Nicoll, Oakman, Owen, Parkhurst, Paschal, Piatt, Rice, Riley, Roach, Robb, Roberts, Robeson, Roe, Roundy, Rowan, Russell, Schleicher, Shipley, Steele, Slosson, Smith, Teale, Theophilus, Thompson, Thornburg, Thorniley, Tipton, Townsend, Wagner, Walker, Wilbur, Wilson of Butler, Wilson of Cass, Woods, Wyckoff, Wyman, Yergey and Mr. Speaker-96.

The nays were none.

Absent or not voting:

Messrs. Clarke, Draper, Eckles and Estes--4.

So the amendment was agreed to.

Substitute for House File No. 527.

Amendment by Senate, to strike out all of section 2 after the word "necessary" in line 5 thereof.

The question being shall the House agree to the amendment? The yeas were:

Messrs. Agnew, Anderson of Hamilton, Anderson of Warren, Ball, Beem, Berryhill, Blythe, Brown, Buell, Burgess, Byers, Calvin, Chantry, Chapman, Craig, Crooks, Cummins, Curtis, Custer, Darnall, Davie, Dayton, Deitz, Dobson, Doron, Duus, Eckles, Eilers, Estes, Evans, Field, Fillmore, Foley, Hall, Hamilton, Hart, Hauser, Head, Hipwell, Hobbs, Homrighaus, Horton, Hospers, Hotchkiss, Hunter, Jolly, Jones, Kennan, Kline, Larson, Lewis, Limback, Lookin, Luke, Mack, Mahoney, McFarland, Mitchell, Moore, Nelson, Nicoll, Oakman, Owen, Parkhurst, Paschal, Piatt, Rice, Riley, Roach, Robb, Roberts, Robeson, Roe, Roundy, Rowan, Russell, Schleicher, Shipley, Steele, Slosson, Smith, Teale, Theophilus, Thompson, Thornburg, Thorniley, Tipton, Townsend, Wagner, Walker, Wilbur, Wilson of Butler, Wilson of Cass, Woods, Wyckoff, Wyman, Yergey and Mr. Speaker-98.

The nays were none.

Absent or not voting:

Messrs. Clarke and Draper-2.

So the amendment was agreed to.

House File No. 44.

Amendment by Senate, to strike out the words "of the first and second class" in lines one and 2 of section 1.

The question being shall the amendment be agreed to?

The yeas were:

Messrs. Agnew, Anderson of Hamilton, Anderson of Warren, Berryhill, Blythe, Brown, Buell, Burgess, Calvin, Chantry, Chapman, Craig, Crooks, Cummins, Custer, Darnall, Davie, Doron, Duus, Eilers, Evans, Field, Fillmore, Foley, Hall, Hamilton, Hart, Hauser, Head, Hipwell, Hobbs, Homrighaus, Horton, Hospers, Hotchkiss, Hunter, Jolly, Jones, Kennan, Kline, Larson, Lewis, Limback, Lockin, Luke, Mack, Mahoney, McFarland, Mitchell, Moore, Nelson, Nicoll, Oakman, Owen, Parkhurst, Paschal, Piatt, Rice, Riley, Roach, Robb, Roberts, Robeson, Roe, Roundy, Rowan, Russell, Schleicher, Shipley, Steele, Slosson, Smith, Teale, Theophilus, Thompson, Thornburg, Thorniley, Tipton, Townsend, Wagner, Walker, Wilbur, Wilson of Butler, Wilson of Cass, Woods, Wyckoff, Wyman, Yergey and Mr. Speaker-89.

The nays were none.

Absent or not voting:

Messrs. Ball, Beem, Byers, Clarke, Curtis, Dayton, Dietz, Dobson, Draper, Eckles and Estes-11.

So the amendment was agreed to.

Senate File No. 402, a bill for an act to empower cities of the first class, organized as such since January 1, 1885, to levy taxes additional to section 461 of Code.

Read a first and second time.

Mr. Rice moved that the rules be suspended and the bill read a third time now.

Carried.

The bill was read a third time.

The question being, shall the bill pass?

The yeas were:

Messrs. Agnew, Anderson of Warren, Beem, Berryhill, Brown, Buell, Burgess, Byers, Chantry, Chapman, Craig, Crooks, Cummins, Curtis, Custer, Darnall, Davie, Dayton, Dietz, Dobson, Doron, Duus, Eilers, Evans, Field, Fillmore, Foley, Hall, Hamilton, Hart, Hauser, Head, Hipwell, Hobbs, Homrighaus, Horton, Hospers, Hotchkiss, Hunter, Jolly, Jones, Kennan, Kline, Larson, Lewis, Limback, Lockin, Luke, Mack, Mahoney, McFarland, Mitchell, Moore, Nelson, Nicoll, Oakman, Owen, Parkhurst, Paschal, Piatt, Rice, Riley, Roach, Robb, Roberts, Robeson, Roe, Roundy, Rowan, Russell, Schleicher, Shipley, Steele, Slosson, Smith, Teale, Theophilus, Thompson, Thornburg, Thorniley, Tipton, Townsend, Wagner, Walker, Wilbur, Wilson of Butler, Wilson of Cass, Woods, Wyckoff, Wyman, Yergey and Mr. Speaker-92.

The nays were none.

Absent or not voting:

Messrs. Anderson of Hamilton, Ball, Blythe, Calvin, Clarke, Draper, Eckles and Estes-8.

So the bill passed and the title was agreed to.

Senate File No. 389.

Read a first and second time and passed on file.

Senate File No. 424, a bill for an act to amend section 1, chapter 63, acts of the Twenty first General Assembly, relative to the maintenance of fish dams across the outlets of meandered lakes.

Read a first and second time.

Mr. Dobson moved that the rules be suspended, the bill considered engrossed and read a third time now.

Carried.

The bill was read a third time.

The question being, shall the bill pass?

The yeas were:

Messrs. Anderson of Hamilton, Anderson of Warren, Beem, Berry-

hill, Blythe, Brown, Buell, Burgess, Byers, Calvin, Chantry, Chapman, Craig, Crooks, Cummins, Curtis, Custer, Darnall, Davie, Dayton, Dietz, Dobson, Doron, Duus, Eilers, Evans, Field, Fillmore, Foley, Hall, Hamilton, Hart, Hauser, Head, Hobbs, Homrighaus, Horton, Hospers, Hotohkise, Hunter, Kennan, Kline, Larson, Lewis, Lockin, Mack, McFarland, Mitchell, Moore, Nelson, Nicoll, Oakman, Owen, Riley, Robb, Roberts, Robeson, Roe, Roundy, Rowan, Bussell, Schleicher, Shipley, Steele, Slosson, Theophilus, Thompson, Thornburg, Thorniley, Tipton, Townsend, Walker, Wilbur, Wilson of Butlar. Wilson of Case, Woods, Wyckoff, Wyman, Yergey and Mr.

ler, Wilson of Cass, Woods, Wyckoff, Wyman, Yergey and Mr. Speaker-80. The nays were:

Mr. Jolly-1.

Absent or not voting:

Messrs. Agnew, Ball, Clarke, Draper, Eckles, Estes, Hipwell, Jones, Limback, Luke, Mahoney, Parkhurst, Paschal, Piatt, Rice, Roach, Smith, Teale and Wagner-19.

So the bill passed and the title was agreed to.

Senate File No. 42 indefinitely postponed.

#### SPECIAL ORDER-APPROPRIATION BILLS.

House File No. 599, a bill for an act to create and organize a Board of State Charities.

Amendment by Mr. Berryhill:

To add to section 2 the following: Said board shall be provided with a suitable room in the capitol building, and with all necessary furniture, stationery and blanks.

Adopted.

Amendment by Mr. Burgess:

To strike out of lines 1 and 2, of section 5, beginning with the word "no," in line 1, and including the word "provided," in line 2, and insert the following: As compensation a sum not exceeding \$3.00 per day for time actually employed; provided that no member of said board shall receive more than one hundred dollars in any one year.

Lost.

Amendment by Mr. Redman:

To insert in section 1, after the word "person," in line 2, the words "two of whom shall be women."

Adopted.

Amendment by Mr. Brown to section 3:

To strike out all of line 2, after the word "each," lines 3, 4 and 5, all of 6, to and including the word "each."

Amendment by Mr. Head:

To strike out the enacting clause.

Mr. Thompson moved the previous question.

Carried.

Upon the amendment by Mr. Head, Messrs. Darnall and Smith demanded the yeas and nays. 1888.]

Mr. Anderson of Warren explained his vote. The yeas were:

Messrs. Anderson of Hamilton, Anderson of Warren, Beem, Blythe, Buell, Chantry, Chapman, Craig, Crooks, Custer, Davie, Dayton, Dietz, Doron, Duus, Eilers, Evans, Foley, Hall, Hamilton, Hart, Hauser, Head, Homrighaus, Horton, Hotohkiss, Jolly, Jones, Kennan, Kline, Larson, Mack, Mahoney, MoFarland, Mitchell, Moore, Nicoll, Owen, Parkhurst, Riley, Robb, Robeson, Roe, Roundy, Rowan, Russell, Slosson, Steele, Thornburg, Thorniley, Walker, Wagner, Wilson of Butler, Wilson of Cass, Wyckoff, Wyman and Yergey -57.

The nays were:

Messers. Agnew, Berryhill, Brown, Burgess, Byers, Calvin, Cummins, Curtis, Darnall, Dobson, Field, Fillmore, Lewis, Limback, Lockin, Luke, Oakman, Rice, Roach, Roberts, Schleicher, Shipley, Smith, Teale, Theophilus, Thompson, Tipton, Townsend, Wilbur, Woods and Mr. Speaker—31.

Absent or not voting:

Messrs. Ball, Clarke, Draper, Eckles, Estes, Hipwell, Hobbs, Hospers, Hunter, Nelson, Paschal and Piatt-12.

So the amendment was adopted.

### MESSAGE FROM THE SENATE.

The following message was received from the Senate:

MR. SPEAKEE—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. 222, a bill for an act to repeal section 1452 of the Code, as amended by chapter 70 of the acts of the Fifteenth General Assembly, and by chapter 188 of the acts of the Eighteenth General Assembly, and enacting a substitute therefor.

Also:

I herewith return House File 24, a bill for an act to establish a uniform system of weighing coal at the mines of this State and to punish certain irregularities connected therewith.

C. H. BROCK, Secretary.

### REPORT OF CONFERENCE COMNITTEE.

Mr. Roach, from the conference committee on House File No. 37, submitted the following report:

ME. SPEAKEE—Your Conference Committee to whom was referred amendment to House File No. 37, beg leave to report that they have had the same under consideration and recommend that the Senate recede from its amendment and that the following amendment be adopted in lieu thereof: Add to section one: "But this section shall not be construed as prohibiting any person or agent of any company or corporation from informing in writing any other person, company or corporation setting forth a truthful statement of the reasons for such discharge."

D. B. DAVIDSON, JOHN S. WOOLSON, L. R. BOLTEE, Committee for Senate. E. C. ROACH, THOS. TEALE, F. F. ROE, Committee for House.

Passed on file.

### RECONSIDERATION.

Mr. Davie's motion to reconsider the vote by which the House refused to agree to the Senate amendments was called up and carried.

The question being, shall the House agree to the Senate amendments.

Messrs. Burgess, Robb and Hotchkiss filed the following explanations of their votes.

MR. SPEAKER-I desire to explain my vote:

For the past five years I have been an advocate of what is known as the "Cassatt mining bill." I have labored with what little ability I possessed to have this bill enacted into law, conscientiously believing that the measure was a just one, and if enacted into law would largely settle the vexed question of mining legislation. Both political parties have recognized for the past four years at least the necessity of a law looking to the protection of miners in the weighing and screening of coal which they dig. So strong has been this sentiment that the House of the Twenty-first General Assembly passed the Cassatt bill by an overwhelming majority, but the Senate killed it by a direct vote.

The same promises have been renewed by both parties, and the Cassatt bill, with a few slight modifications, passed this House by a unanimous vote. But when this bill is sent to the Senate the enemies of the miners, or enemies to their legislation, imprint upon its face the kiss of death, and ask the House to concur. I cannot in justice to my conscience, in justice to the 12,000 miners of Iowa who have pleaded for the measure, be a party to this infamous compromise as proposed by the Senate. The bill as amended is as worthless as its enemies intended to make it; and I do not believe in putting a law upon the statute books that contains nothing but trash, and go back to the miners of my county and say "we have kept the promise to the ear but broke it to the hope." In my judgment when this bill becomes a law and the mine owners ask the miners to sign an "ironclad" contract, that strikes will follow such a demand all over the State.

Believing that the miners will be better satisfied with no law at all on this subject as the enactment of the worthless one now proposed. And knowing my own conscience is clear in the course I have taken, I vote nay.

BURGESS.

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We, the undersigned, join in offering the above as our reason for voting against House File No. 24.

W. H. ROBB. L. D. HOTCHKISS.

Mr. Berryhill explained his vote as follows:

ME. SPEAKEE—I now vote to concur in Senate amendments to House File No. 24, for the reason that the friends and representatives of the miners consented to the amendments in question and upon the basis thereof secured the passage of House File No. 55 and House File No. 113, and they request that this compromise be carried out in good faith.

Mr. Lewis explained his vote as follows:

ME. SPEAKEE—As the friends and opponents of the mining bills in the Senate made a compromise by which the friends of the mining bills secured the passage of several mining and labor bills and as this amendment by the Senate was a condition which secured the passage of the other bills, I believe that good faith requires the friends of these measures to concur in the Senate amendments; therefore, I vote aye.

Mr. Byers explained his vote as follows:

ME. SPEAKEE—The Conference Committee appointed by the House having failed to secure a satisfactory result with a like committee of the Senate, and desiring to gain all necessary legislation possible on this subject, I therefore vote aye.

Mr. Speaker explained his vote as follows:

I vote yea because I am informed that these amendments offered by the Senate have been agreed to by the representatives of the miners and because they are supported by the gentlemen representing the mining districts of the State.

Mr. Cummins explained his vote as follows:

MR. SPEAKER-For reasons heretofore given I vote aye.

Mr. Darnall explained his vote.

Mr. Robeson explained his vote.

Mr. Russell explained his vote.

The yeas were:

Messrs. Anderson of Hamilton, Anderson of Warren, Berryhill, Blythe, Brown, Byers, Calvin, Chantry, Chapman, Craig, Crooks, Cummins, Curtis, Custer, Darnall, Dayton, Dobson, Doron, Duus, Eilers, Field, Fillmore, Foley, Hall, Hamilton, Hart, Hauser, Head, Hobbs, Homrighaus, Horton, Hospers, Jolly, Jones, Kennan, Kline, Larson, Lewis, Limback, Lockin, Luke, Mahoney, McFarland, Nelson, Oakman, Owen, Parkhurst, Paschal, Rice, Riley, Robeson, Roe, Rowan, Russell, Schleicher, Shipley, Steele, Theophilus, Thompson, Thorniley, Tipton, Townsend, Walker, Wilson of Cass, Wyckoff, Wyman, Yergey and Mr. Speaker—68.

The nays were:

Messrs. Ball, Beem, Buell, Burgess, Hotchkiss, Mack, Mitchell, Robb, Roberts, Roundy and Woods-11.

Absent or not voting:

Messrs. Agnew, Clarke, Davie, Draper, Eckles, Estes, Evans, Hip-

well, Hunter, Moore, Nicoll, Piatt, Roach, Slosson, Smith, Teale, Thornburg, Wagner, Wilbur and Wilson of Butler-21.

So the amendments were agreed to.

### BILLS ON CALENDAR.

Mr. Larson, by unanimous consent, called up House File No. 625, a bill for an act to authorize and empower the Executive Council of the State of Iowa to sell and convey lots 11 and 12, block 6, Scott's addition to the town of Des Moines, Iowa.

Mr. Larson moved that the rules be suspended, the bill considered engrossed, and read a third time now.

Carried.

The bill was read a third time.

The question being, shall the bill pass?

The yeas were:

Messrs. Agnew, Anderson of Hamilton, Anderson of Warren, Ball, Beem, Berryhill, Blythe, Brown, Buell, Burgess, Byers, Calvin, Chantry, Chapman, Craig, Crooks, Cummins, Curtis, Custer, Darnall, Davie, Dayton, Dietz, Dobson, Doron, Duus, Eilers, Evans, Field, Fillmore, Foley, Hall, Hamilton, Hart, Hauser, Head, Hobbs, Horton, Hospers, Hotchkiss, Jolly, Kennan, Kline, Larson, Limback, Lockin, Luke, Mack, Mahoney, McFarland, Mitchell, Moore, Nelson, Nicoll, Oakman, Owen, Parkhurst, Paschal, Piatt, Rice, Riley, Robb, Roberts, Robeson, Roe, Roundy, Rowan, Russell, Schleicher, Shipley, Steele, Slosson, Theophilus, Thornburg, Thorniley, Tipton, Townsend, Walker, Wilson of Butler, Wilson of Cass, Woods, Wyman, Yergey and Mr. Speaker—84.

The nays were:

Messrs. Homrighaus and Lewis-2.

Absent or not voting:

Messrs. Clarke, Draper, Eckles, Estes, Hipwell, Hunter, Jones, Roach, Smith, Teale, Thompson, Wagner, Wilbur and Wyckoff-14. So the bill passed and the title was agreed to.

On motion of Mr. Curtis the rules were suspended and House File No. 485, a bill for an act to provide for the custody and safe keeping of wills prior to the death of the testator, taken up.

Amendments by committee:

To strike from the eighth line of section 4, printed bill, the words, "and to proceed with the probate thereof;" strike out all after the word "liable" in the twelfth line of section 4.

Strike out all of section 5.

Adopted.

The question being, shall the bill be read a third time?

Carried.

The bill was read a third time.

The question being, shall the bill pass?

The yeas were:

Messrs. Agnew, Anderson of Hamilton, Anderson of Warren, Beem, Berryhill, Blythe, Brown, Buell, Burgess, Byers, Calvin, Chantry, Chapman, Craig, Crooks, Cummins, Curtis, Custer, Darnall, Davie, Dayton, Dietz, Dobson, Doron, Duus, Eilers, Evans, Field, Fillmore, Foley, Hall, Hamilton, Hart, Hauser, Head, Hipwell, Hobbs, Homrig haus, Horton, Hospers, Hotchkiss, Hunter, Jolly, Jones, Kennan, Kline, Larson, Lewis, Limback, Lockin, Luke, Mahoney, McFarland, Mitchell, Moore, Nelson, Nicoll, Oakman, Owen, Parkhurst, Paschal, Piatt, Rice, Riley, Roach, Robb, Roberts, Robeson, Roe, Roundy, Rowan, Russell, Schleicher, Shipley, Steele, Slosson, Smith, Teale, Theophilus, Thompson, Thornburg, Thorniley, Tipton, Townsend, Wagner, Walker, Wilson of Butler, Wilson of Cass, Woods, Wyckoff, Wyman, Yergey and Mr. Speaker-93.

The nays were none.

Absent or not voting:

Messrs. Ball, Clarke, Draper, Eckles, Estes, Mack and Wilbur-7. So the bill passed and the title was agreed to.

#### MESSAGE FROM THE SENATE.

The following message was received from the Senate:

ME. SPEAKEE-I am directed to inform your honorable body that the Senate has concurred in the following House bills:

House File No. 10, a bill for an act to amend section 4, chapter 140, of the laws of the Twenty-first General Assembly, and to amend chapter 21, of the laws of the Twentieth General Assembly, relative to State Mine Inspectors, their duties and manner of appointment, with amendments.

Also, House File No. 591, a bill for an act to authorize incorporated towns to refund outstanding bonded debt.

Also, that the Senate has concurred in House amendments to substitute for Senate File No. 110, a bill for an appropriation for the better support of the State University in the several departments and chairs, and in aid of the income fund and for the development of the Institution.

Also, that the Senate has concurred ip House amendment to Senate File No. 226, for the support of the Soldiers' Home at Marshalltown, Iowa.

Also, asks the concurrence of the House in Senate File No. 161, a bill for an an act providing for the proper interment of the remains of victims of the Spirit Lake massacre, and the erection of a commemorative monument.

C. H. BROCK, Secretary.

#### INTRODUCTION OF BILLS.

By Mr Berryhill, for Committee on Appropriations, House File No. 629, a bill for an act to make appropriations for the payment of State officers and other bills and State expenses.

Read a first and second time.

Amendment by Mr. Ball to strike out the item of \$3,000 for the repair of arsenal and improvement of grounds.

Lost.

Mr. Berryhill moved that the rules be suspended, the bill considered engrossed and read a third time now.

Carried.

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The bill was read a third time.

The question being shall the bill pass?

The yeas were:

Messrs. Agnew, Anderson of Hamilton, Anderson of Warren, Berryhill, Blythe, Buell, Byers, Calvin, Chantry, Chapman, Crooks, Cummins, Curtis, Darnall, Davie, Dayton, Dietz, Dobson, Doron, Duus, Eilers, Evans, Field, Fillmore, Foley, Hall, Hauser, Head, Hobbs, Homrighaus, Hospers, Hunter, Jolley, Jones, Kennan, Larson, Lewis, Lockin, Luke, Msck, Mahoney, McFarland, Mitchell, Moore, Nelson, Nicoll, Oakman, Owen, Parkhurst, Paschal, Riley, Roberts, Robeson, Roe, Rowan, Russell, Schleicher, Steele, Slosson, Smith, Teale, Theophilus, Thornburg, Thorniley, Tipton, Townsend, Wagner, Walker, Wilbur, Wilson of Butler, Wilson of Cass, Wyckoff, Yergey and Mr. Speaker-74.

The nays were:

Messrs. Beem, Hotohkiss, Piatt, Roundy, Robb, Shipley and Thompson-7.

Absent or not voting:

Messre. Ball, Brown, Burgess, Clarke, Craig, Custer, Draper, Eckles, Estes, Hamilton, Hart, Hipwell, Horton, Kline, Limback, Rice, Roach, Woods and Wyman-19.

So the bill passed and the title was agreed to.

### REPORT OF ENBOLLING COMMITTEE.

Mr. Hunter, from the Committee on Enrolled Bills, submitted the following report:

ME. SPEAKEE-Your Committee on Enrolled Bills respectfully report that they have examined and find correctly enrolled:

House File No. 448, an act making appropriations for the Iowa Industrial School, Girls' Department at Mitchellville.

House File No. 53, an act making appropriations for the College for the Blind at Vinton.

House File No. 605, an act to release certain penalties for failure to make and file reports of sales of intoxicating liquors by holders of permits within the time required by law and dismiss suits.

Senate File No. 56, an act amending sections 4413 and 4414 of the Code of Iowa, relating to peremptory challenges of jurors in criminal cases.

Senate File No. 218, an act granting additional powers to certain cities of the first class in the construction of sewers, and to provide for the payment of the costs of the same and to repeal a part of section 10 of chapter 25 of the acts of the Twentieth General Assembly.

Senate File No. 166, an act making appropriations for the Iowa Industrial School, boys' department, at Eldora.

Senate File No. 317, an act supplemental to chapter 148 of the acts of the Twentieth General Assembly and chapter 66 of the acts of the Twenty first General Assembly, relating to the sale of intoxicating liquors and the abatement of nuisances.

Senate File No. 258, an act to amend section 1, chapter 137, laws of the Nineteenth General Assembly, relating to registered pharmacists. Senate File No. 405, an act to amend section 6, chapter 104, acts of the Twenty-first General Assembly, to regulate the practice of medicine and surgery.

Senate File No. 390, an act to amend section 3 of chapter 186 of the Twentieth General Assembly in relation to drains, ditches, etc.

Also, Senate File No. 176, an act providing for contesting the election of the presidential electors, additional to chapter 6, title 5 of the Code of 1873.

Senate File No. 290, an act to provide for the levy of one half  $(\frac{1}{2})$  mill State tax for the years 1888 and 1889, to pay the outstanding indebtedness of the State.

Also, Senate File No. 96, an act making an appropriation for the Hospital for the Insane at Independence.

Also, Senate File No. 194, an act to provide for the greater safety of passengers on board all sail and steamboats on the inland waters of the State of Iowa.

Senate File No. 357, an act to legalize certain proceedings of the board of supervisors of Jasper county, Iowa.

Senate File No. 152, an act to appropriate funds to furnish buildings and make improvements for the Soldiers' Orphans' Home and Home for Indigent Children at Davenport, Iowa.

Senate File No. 188, an act making appropriations for the Institution for the Deaf and Dumb at Council Bluffs.

Senate File No. 265, an act making appropriations for the Soldiers' Home at Marshalltown, Iowa.

Senate File No. 407, an act to provide for the support of insane persons out of their estate and to amend section 2276 of the Code.

HUNTER, Chairman.

The Speaker signed the bills in the presence of the House.

# MESSAGE FROM THE SENATE.

The following message was received from the Senate:

ME. SPEAKEE—I am directed to inform your honorable body that the Senate has concurred in the following House bills:

House File No. 304, a bill for an act making appropriation for Benedict Home.

Substitute for House File No. 81, a bill for an act to legalize the incorporation of the town of Audubon in Audubon county, Iowa; to legalize the election of the officers of said town; to legalize the official acts of the officers of said town; to legalize the ordinances of said town, and to legalize the assessments and taxes levied, etc.

Also, House File No. 627, a bill for an act to legalize the proceedings of the town council of Maxwell, Story county, Iowa.

C. H. BROCK, Secretary.

#### BILLS ON CALENDAR.

Mr. Custer moved that the rules be suspended and Senate File No. 35, a bill for an act for the punishment of pools, trusts and conspiracies, and as to evidence in such cases taken up.

Upon this motion Messrs. Custer and Paschal demanded the yeas and nays.

The yeas were:

Messrs. Agnew, Anderson of Hamilton, Anderson of Warren, Ball, Beem, Berryhill, Brown, Burgess, Byers, Calvin, Chantry, Chapman, Crooks, Custer, Darnall, Davie, Dayton, Dobson, Field, Fillmore, Hauser, Head, Hobbs, Horton, Hotchkiss, Hunter, Jolly, Jones, Kennan, Lewis, Lockin, Mack, Mahoney, McFarland, Nelson, Nicoll, Oakman, Owen, Paschal, Robb, Robeson, Roe, Roundy, Rowan, Russell, Schleicher, Shipley, Slosson, Smith, Theophilus, Thompson, Thornburg, Thorniley, Tipton, Walker, Wilson of Butler, Wilson of Cass, Woods, Wyckoff, Yergey and Mr. Speaker-61.

The nays were:

Messre. Blythe, Buell, Craig, Cummins, Curtis, Deitz, Doron, Duus, Evans, Foley, Hamilton, Hart, Homrighaus, Hospers, Kline, Larson, Mitchell, Parkhurst, Piatt, Roberts, Steele, Teale, Townsend, Wagner, Wilbur and Wyman-26.

Absent or not voting:

Messrs. Clarke, Draper, Eckles, Eilers, Estes, Hall, Hipwell, Limback, Luke, Moore, Rice, Riley and Roach-13.

So the motion prevailed.

Amendment by Mr. Cummins:

To strike out of section 1 all after the word "that" in line 1 to and including the first word "or" in line 8.

Adopted.

Amendment by Mr. Curtis:

To add after the words "professional work" in section 1 of engrossed bill the words "or for any services of any character."

Upon this amendment Messrs. Custer and Dietz demanded the yeas and nays.

The yeas were:

Messers. Berryhill, Blythe, Buell, Calvin, Chantry, Cummins, Curtis, Darnall, Dietz, Evans, Foley, Hall, Hamilton, Hauser, Hobbs, Hospers, Larson, Mahoney, Moore, Nelson, Parkhurst, Steele, Teale, Theophilus and Townsend—25.

The nays were:

Messrs. Anderson of Hamilton, Beem, Brown, Craig, Crook s, Custer, Davie, Dayton, Dobson, Doron, Eilers, Field, Fillmore, Head' Horton, Hotchkiss, Hunter, Jolly, Jones, Kline, Lewis, Lockin, Luke, Mack, McFarland, Nicoll, Oakman, Owen, Paschal, Piatt, Roach, Robeson, Roe, Roundy, Rowan, Russell, Shipley, Slosson, Smith, Thompson, Thornburg, Thorniley, Tipton, Wilbur, Wilson of Butler, Wilson of Cass, Woods, Yergey and Mr. Speaker-49.

Absent or not voting:

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Messrs. Agnew, Anderson of Warren, Ball, Burgess, Byers, Chapman, Clarke, Draper, Duus, Eckles, Estes, Hart, Hipwell, Homrighaus, Kennan, Limback, Mitchell, Rice, Riley, Robb, Roberts, Schleicher, Wagner, Walker, Wyckoff and Wyman-26.

So the amendment was lost.

#### REPORT OF ENROLLING COMMITTEE.

Mr. Hunter, from the Committee on Eurolled Bills submitted the following report:

ME. SPEAKEE — Your Committee on Enrolled Bills respectfull report that they have this day presented to the Governor for his approval the following bills:

Substitute for House File No. 501, a bill for an act to provide for and regulate the sale of intoxicating liquors for necessary purposes, and to make more efficient the laws for the suppression of intemperance and to repeal sections 1524, 1526, 1527, 1528, 1529, 1530, 1531, 1532, 1533, 1534, 1535, 1536, 1537, and 1538 of the Code of 1873, as amended by chapter 143 of the acts of the Twentieth General Assembly, and all that part of section two (2,) chapter eighty-three (83,) acts of the Twenty first General Assembly, after the words "medicines and poisons" in the fifth line thereof and to amend sections 1 and 4, chapter 75, acts of the Eighteenth General Assembly, and to provide penalties and proceedings for the violation of the provisions thereof.

Also, House File No. 381, an act creating in all cities of the first class having a population according to any legally authorized census of more than thirty thousand inhabitants, a board of public works and defining the powers and duties of its members.

House File No. 259, an act to amend section 1365 of the Code, relative to the support of the poor.

House File No. 547, an act to legalize the acts and ordinances of Stuart, in Guthrie and Adair counties, Iowa.

House File No. 545, an act to organize and manage the department for criminal insane at the penitentiary at Anamosa, and to fix the compensation of the officers.

Substitute for House File No. 346, an act making appropriations for the Agricultural College.

House File No. 360, an act to amend title 12, chapter 1 of the Code, providing for the traveling expenses of the Superintendent of Public Instruction.

House File No. 149, an act authorizing the trustees of the Iowa Hospital for the Insane at Independence, to purchase 180 acres of land adjoining the lands now owned by the State.

House File No. 626, an act granting additional powers to certain cities of the first class, and to cities organized under special charters and cities of the second class, having 7,000 inhabitants.

HUNTER, Chairman.

Consideration of Senate File No. 35 continued.

Amendment by Mr. Thompson:

To strike out of section 1, the words "for any professional work." Upon this Messrs. Smith and Cummins demanded the yeas and nays.

The yeas were:

Messrs. Agnew, Anderson of Warren, Beem, Berryhill, Blythe, Brown, Buell, Byers, Calvin, Chantry, Craig, Cummins, Custer, Darnall, Davie, Dayton, Doron, Duus, Evans, Field, Fillmore, Hall, Hauser, Horton, Hotchkiss, Jolly, Lewis, Lockin, Luke, Mahoney, McFarland, Mitchell, Moore, Nelson, Oakman, Owen, Piatt, Robb, Roberts, Robeson, Roe, Roundy, Rowan, Schleicher, Slosson, Thomp1

son, Thornburg, Thorniley, Tipton, Wilbur, Wilson of Butler, Wilson of Cass, Woods, Wyman and Yergey-54.

The nays were:

Messrs. Anderson of Hamilton, Ball, Crooks, Curtis, Dietz, Eilers, Foley, Head, Hobbs, Hospers, Jones, Kennan, Larson, Limback, Mack, Nicoll, Parkhurst, Paschal, Shipley, Steele, Smith, Teale, Theophilus, Thornburg, Townsend, Walker, Wyckoff and Mr. Speaker—28.

Absent or not voting:

Messrs. Burgess, Chapman, Clarke, Dobson, Draper, Eckles, Estes, Hamilton, Hart, Hipwell, Homrighaus, Hunter, Kline, Rice, Riley, Roach, Russell and Wagner-18.

So the amendment was adopted.

Amendment by Mr. Cummins:

To strike out of section 1 of engrossed bill the words "regulate or fix," and insert the word "increase." Also, to strike out the word "fix" where it next occurs and substitute the word "increase." Also, to strike out the word "fix" where it next occurs and substitute the word "increase." Also, to strike out the word "fix" where it next occurs and substitute "increase."

Upon this motion, Messrs. Smith and ——— demanded the yeas nays.

Mr. Luke explained his vote.

Mr. Smith explained his vote.

The yeas were:

Messrs. Berryhill, Blythe, Buell, Craig, Cummins, Curtis, Doron, Evans, Foley, Hauser, Horton, Hospers, Kennan, Larson, Limback, Parkhurst, Rowan, Steele and Mr. Speaker—19.

The nays were:

Messrs. Anderson of Hamilton, Anderson of Warren, Ball, Beem, Brown Burgess, Calvin, Chantry, Chapman, Crooks, Custer, Darnall, Davie, Dayton, Dobson, Duus, Eilers, Field, Fillmore, Hall, Hamilton, Hart, Head, Hobbs, Hotohkiss, Hunter, Jolly, Jones, Lewis, Lockin, Luke, Mack, Mahoney, McFarland, Mitchell, Moore, Nelson, Nicoll, Oakman, Owen, Paschal, Piatt, Robb, Roberts, Robeson, Roe, Roundy, Russell, Schleicher, Shipley, Slosson, Smith, Teale, Theophilus, Thompson, Thornburg, Thorniley, Tipton, Townsend, Walker, Wilbur, Wilson of Butler, Wilson of Cass, Woods, Wyckoff, Wyman and Yergey-67.

Absent or not voting:

Messrs. Agnew, Byers, Clarke, Diets, Draper, Eckles, Estes, Hipwell, Homrighaus, Kline, Rice, Riley, Roach and Wagner-14.

So the amendment was lost.

Amendment by Mr. Smith:

To insert in section 1, of engrossed bill, after the words "manufactured articles," the words "or to fix the price of advertising or of subscriptions to newspapers or of any other publications."

Upon this Messrs. Smith and McFarland demanded the yeas and nays.

Mr. Russell explained his vote.

The yeas were:

Messrs. Anderson of Hamilton, Ball, Berryhill, Burgess, Craig, Cummins, Curtis, Darnall, Duus, Evans, Hamilton, Hart, Hobbs,

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Larson, Limback, Moore, Piatt, Steele, Smith, Teale, Theophilus, Townsend, Wilson of Butler, Wyckoff and Mr. Speaker-25.

The nays were:

Messrs. Agnew, Anderson of Warren, Beem, Blythe, Brown, Chantry, Chapman, Crooks, Custer, Davie, Dayton, Dobson, Doron, Eilers, Field, Hall, Hauser, Head, Homrighaus, Horton, Hotohkiss, Jolly, Jones, Kennan, Kline, Lewis, Lockin, Luke, Mack, Mahoney, McFarland, Mitchell, Nelson, Nicoll, Oakman, Owen, Parkhurst, Paschal, Robb, Roberts, Robeson, Roe, Roundy, Rowan, Russell, Schleicher, Shipley, Thompson, Thornburg, Thorniley, Tipton, Wagner, Walker, Wilbur, Wilson of Cass, Woods, Wyman and Yergey—58.

Absent or not voting:

Messrs. Buell, Byers, Calvin, Clarke, Dietz, Draper, Eckles, Estes, Fillmore, Foley, Hipwell, Hospers, Hunter, Rice, Riley, Roach and Slosson-17.

So the amendment was lost.

### BILLS ON THIRD READING.

Mr. Hall, by unanimous consent, called up House File No. 87.

The question being, shall the report of the conference committee be adopted and the amendment recommended agreed to?

The yeas were:

Messrs. Agnew, Anderson of Hamilton, Anderson of Warren, Ball, Beem, Berryhill, Blythe, Brown, Buell, Byers, Calvin, Chantry, Chapman, Craig, Crooks, Cummins, Curtis, Custer, Darnall, Davie, Dayton, Dobson, Doron, Duus, Eilers, Evans, Field, Fillmore, Foley, Hall, Hamilton, Hart, Hauser, Head, Hobbs, Homrighaus, Horton, Hospers, Hotchkiss, Hunter, Jolly, Jones, Kennan, Kline, Larson, Lewis, Limback, Lockin, Luke, Mack, Mahoney, Mo-Farland, Mitchell, Moore, Nelson, Nicoll, Oakman, Owen, Parkhurst, Paschal, Piatt, Rice, Riley, Roach, Robb, Roberts, Robeson, Roe, Roundy, Rowan, Russell, Schleicher, Shipley, Steele, Slosson, Smith, Teale, Theophilus, Thompson, Thornburg, Thorniley, Tipton, Townsend, Wagner, Walker, Wilbur, Wilson of Butler, Wilson of Cass, Woods, Wyckoff, Wyman, Yergey and Mr. Speaker-93.

The yeas were none.

Absent or not voting:

Messrs. Burgess, Clarke, Dietz, Draper, Eckles, Estes and Hipwell -7.

So the report was adopted and the amendment agreed to.

#### MESSAGE FROM THE SENATE.

The following message was received from the Senate:

ME. SPEAKEE—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. 239, a bill for an act to appropriate and refund money to George Bennett, wrongfully confined in the penitentiary.

Senate File No. 271, a bill for an act to amend the military code.

C. H. BROCK, Secretary.

Mr. Wyman moved that when the House adjourn it be until 9 A. M. to-morrow.

Amendment by Mr. Custer, to fix the time at 8 p. m. to-night.

Carried, and the motion as amended was carried.

Mr. Wyckoff called up the motion to reconsider the resolution for final adjournment at 12 m. to-morrow, and moved that the motion be laid upon the table.

Upon this motion Messrs. Ball and Smith demanded the yeas and nays.

The yeas were:

Messrs. Agnew, Anderson of Hamilton, Anderson of Warren, Beem, Berryhill, Blythe, Brown, Buell, Calvin, Chapman, Craig, Cummins, Curtis, Custer, Darnall, Davie, Dobson, Doron, Duus, Eilers, Evans, Field, Fillmore, Foley, Hall, Hamilton, Hart, Hauser, Head, Hobbs, Homrighaus, Horton, Hotchkiss, Jolly, Jones, Kennan, Kline, Larson, Lewis, Limback, Luke, Mack, Mahoney, Mitchell, Moore, Nelson, Oakman, Owen, Parkhurst, Paschal, Piatt, Riley, Roach, Robb, Roberts, Roe, Roundy, Rowan, Russell, Schleicher, Shipley, Steele, Slosson, Thompson, Thorniley, Tipton, Townsend, Wagner, Walker, Wilbur, Wilson of Cass, Wyckoff, Wyman, Yergey and Mr. Speaker-75.

The nays were:

Messrs. Ball, Byers, Chantry, Crooks, Lockin, Robeson, Smith, Thornburg, Nicoll, Wilson of Butler and Woods-11.

Absent or not voting:

Messrs. Burgess, Clarke, Dayton, Diets, Draper, Eckles, Estes, Hipwell, Hospers, Hunter, McFarland, Rice, Teale, and Theophilus--14. So the motion prevailed.

On motion of Mr. Hotchkiss the House adjourned.

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# EVENING SESSION.

House reconvened at 8 P. M. The Speaker in the chair.

#### BUSINESS PENDING.

Consideration of Senate File No. 35 continued.

Amendment by Mr. Craig:

To add to end of section 1: "Provided, that this act shall not apply to any agreement made between persons or corporations of this State with persons or corporations of other States not engaged in business in this State otherwise than by sales of merchandise."

Lost.

Amendment by Mr. Teale:

To add to section 2 the following: "Any officer, manager, agent or employe of any fire or life insurance company who in any manner violates the provisions of this act shall be punished by a fine of not less than one thousand dollars nor more than five thousand, or by imprisonment in the penitentiary not less than one year nor more than five years."

Adopted.

Amendment by Mr. Head, to strike out all after the enacting clause and insert the following in lieu thereof:

Section 1. If any corporation organized under the laws of this State or any other State or country for transacting or conducting any kind of business in this State, or if any partnership or individual shall create, enter into, become a member of or a party to any pool, trust, agreement, combination or confederation with any other corporation, partnership or individual to regulate or fix the price of oil, lumber, coal, grain, flour, provisions or any other commodity or article whatever; or shall create, enter into, become a member of or a party to any pool, trust, agreement, combination or confederation, to fix or limit the amount or quantity of any commodity or article to be manufactured, mined, produced, or sold in this State, shall be deemed guilty of a conspiracy to defraud, and be subject to indictment and punishment as provided in the next section.

Sec. 2. Any person or corporation found guilty of a violation of this act shall be punished by a fine of not less than five hundred dollars, nor to exceed five thousand dollars, and stand committed until such fine is paid.

Sec. 3. Upon the trial of an indictment against a corporation or a

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co-partnership for a violation of the first section of this act, all officers and agents of such corporation or co-partnership shall be competent witnesses against the defendant on trial and such officers and agents may be compelled to testify against such defendant and produce all books and papers in his custody or under his control pertinent to the issue in such trial, and shall not be excused from answering any such question, or from producing any books and papers because the same might tend to criminate such witness; but nothing which such witness shall testify to, and no books or papers produced by him shall in any manner be used against him in any suit, civil or criminal, to which he is a party.

Sec. 4. That all acts and parts of acts in conflict with this act be and the same are hereby repealed.

Substitute by Mr. Cummins for section 1 of the amendment:

Sec. 1. It shall be unlawful for any person, firm or corporation to enter into any pool, trust, combination or agreement with any other person, firm or corporation for the purpose of unreasonably increasing or diminishing the price of any article, commodity or production, or of unreasonably limiting the manufacture of any article or commodity.

Upon this Messrs. McFarland and Paschal demanded the yeas and nays.

The yeas were:

Messrs. Agnew, Blythe, Craig, Cummins, Curtis, Dietz, Duus, Foley, Hamilton, Hart, Hauser, Hipwell, Hobbs, Horton, Kline, Larson, Lewis, Parkhurst, Piatt, Riley, Roberts, Rowan, Steele, Teale, Tipton, Townsend, Wyckoff, Wyman, and Mr. Speaker-29.

The nays were:

Messrs. Anderson of Hamilton, Ball Beem, Brown, Burgess, Byers, Calvin, Chantry, Chapman, Clarke, Crooks, Custer, Darnall, Dayton, Dobson, Duus, Eilers, Field, Fillmore, Head, Hotchkiss, Hunter, Jolly, Jones, Kennan, Limback, Lockin, Luke, Mack, Mahoney, McFarland, Moore, Nicoll, Oakman, Owen, Paschal, Roach, Robb, Robeson, Roe, Roundy, Russell, Schleicher, Shipley, Smith, Thornburg, Wilbur, Wilson of Cass and Woods-48.

Absent or not voting:

Messers. Berryhill, Davie, Doron, Draper, Eckles, Estes, Evans, Hall, Homrighaus, Hospers, Mitchell, Nelson, Rice, Slosson, Theophilus, Thompson, Thorniley, Wagner, Walker, Wilson of Butler and Yergev-23.

So the amendment to the amendment was lost.

Amendment by Mr. Head adopted.

Mr. Roach excused until 9 P. M.

The question being upon the third reading of the bill as amended. Upon this Messrs. Cummins and Teale demanded the yeas and nays.

The yeas were:

Messrs. Agnew, Anderson of Hamilton, Anderson of Warren, Ball, Beem, Brown, Calvin, Chantry, Clarke, Crooks, Custer, Darnall, Davie, Dayton, Dobson, Duus, Eilers, Field, Fillmore, Hamilton, Hart, Head, Hobbs, Homrighaus, Horton, Hotohkiss, Hunter, Jolly, Jones, Kennan, Lewis, Lockin, Luke, Mack, Mahoney, McFarland, Moore, Nelson, Nicoll, Oakman, Owen, Paschal, Piatt, Riley, Robb, Roberts, Robeson, Roe, Rowan, Russell, Sebleicher, Shipley, Steele, Smith, Thorn-burg, Tipton, Townsend, Wilbur, Wilson of Cass, Woods, Wyman, Yergey and Mr. Speaker-68.

The navs were:

Messrs. Blythe, Buell, Burgess, Byers, Craig, Cummins, Curtis, Diets, Foley, Hauser, Hipwell, Kline, Larson, Limback, Mitchell, Parkhurst, Roundy, Teale and Wyckoff-19.

Absent or not voting: Messrs. Berryhill, Chapman, Doron, Draper, Eckles, Estes, Evans, Hall, Hospers, Rice, Roach, Slosson, Theophilus, Thompson, Thorni-ley, Wagner, Walker, and Wilson of Butler-18.

So the bill was ordered to its third reading and was read a third time.

The question being shall the bill pass?

The yeas were:

Messrs. Agnew, Anderson of Hamilton, Anderson of Warren, Ball, Beem, Blythe, Brown, Burgess, Byers, Chantry, Chapman, Clarke, Craig, Crooks, Custer, Darnall, Davie, Dayton, Dobson, Doron, Eilers, Field, Fillmore, Hall, Hamilton, Hart, Head, Hobbs, Homrighaus, Horton, Hotchkiss, Hunter, Jolly, Jones, Kennan, Kline, Lewis, Lockin, Luke, Mack, Mahoney, McFarland, Moore, Nelson, Nicoll, Owen, Paschal, Piatt, Robb, Roberts, Robeson, Roe, Roundy, Rowan, Russell, Schleicher, Shipley, Steele, Smith, Thompson, Thorn-burg, Thorniley, Tipton, Townsend, Wilbur, Wilson of Cass, Woods, Wyman, Yergey and Mr. Speaker-70.

The nays were:

Messrs. Buell, Calvin, Cummins, Curtis, Dietz, Hauser, Larson, Limback, Oakman, Parkhurst, Teale and Wyckoff-12.

Absent or not voting:

Messrs. Berryhill, Draper, Duus, Eckles, Estes, Evans, Foley, Hipwell, Hospers, Mitchell, Rice, Riley, Roach, Slosson, Theophilus, Wagner, Walker and Wilson of Butler-18.

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

### BILLS ON CALENDAR.

Mr. Mahoney, by unanimous consent, called up Senate File No. 122, a bill for an act to repeal section 1452 of the Code, as amended by chapter 70 of the acts of the Fifteenth General Assembly.

Read a first and second time.

Mr. Mahoney moved that the rules be suspended and the bill read a third time now.

Lost.

On motion of Mr. Paschal, the rules were suspended and Senate File No. 39, a bill for an act to amend chapter 150, laws of the Eighteenth General Assembly, relating to the publication and distribution

the school laws taken up.

The question being shall the bill be read a third time. Carried.

The bill was read a third time.

The question being shall the bill pass?

The yeas were:

Messrs. Agnew, Anderson of Hamilton, Anderson of Warren, Ball, Beem, Berryhill, Buell, Burgess, Byers, Calvin, Chantry, Chapman, Clarke, Crooks, Custer, Darnall, Dobson, Doron, Kilers, Field, Fillmore, Hall, Hamilton, Hart, Hauser, Horton, Hunter, Jolly, Jones, Kennan, Kline, Larson, Lewis, Lockin, Luke, Mack, Mahoney, McFarland, Moore, Nelson, Nicoll, Oakman, Owen, Paschal, Riley, Robb, Schleicher, Shipley, Steele, Thompson, Thorniley, Tipton, Townsend, Wilson of Butler, Wilson of Cass, Woods, Wyckoff, Wyman, Yergey and Mr. Speaker-60.

The nays were:

Messrs. Craig, Dayton, Dietz, Duus, Foley, Roberts and Roundy -7.

Absent or not voting:

Messrs. Blythe, Brown, Cummins, Curtis, Davie, Draper, Eckles, Estes, Evans, Head, Hipwell, Hobbs, Homrighaus, Hosper<sup>\*</sup>, Hotchkiss, Limback, Mitchell, Parkhurst, Piatt, Rice, Roach, Robeson, Roe, Rowan, Russell, Slosson, Smith, Teale, Theophilus, Thornburg, Wagner, Walker and Wilbur-38.

So the bill passed and the title was agreed to.

### MESSAGE FROM THE SENATE.

The following message was received from the Senate.

ME. SPEAKEE—I am directed to inform your honorable body that the Senate has passed the following House bill:

House File No. 376, a bill for an act to punish bribe taking by State, county, township, city, school or municipal officers, and to punish bribery, or attempt to bribe, or conspiracy to bribe said officers.

E. D. CHASSELL, Second Asst. Secretary.

# BILLS ON CALENDAR.

Mr. Craig filed on motion to reconsider the vote whereby Senate File No. 35 passed on File.

Mr. Riley moved the recall of Senate File No. 390, from the Senate.

Upon this Messrs. Roe and Roberts demanded the yeas and nays. The yeas were:

Messrs. Anderson of Hamilton, Anderson of Warren, Berryhill, Blythe, Brown, Byers, Calvin, Chantry, Chapman, Clarke, Crooks, Cummins, Dobson, Doron, Field, Fillmore, Hall, Head, Hobbs, Homrighaus, Hunter, Jolly, Jones, Kennan, Larson, Lewis, Lockin, Luke, Mack, Mahoney, McFarland, Mitchell, Moore, Nelson, Nicoll, Oakman, Piatt, Riley, Robeson, Shipley, Steele, Thorniley, Townsend, Wilbur, Wilson of Butler, Wilson of Cass, Woods, Wyckoff and Mr. Speaker-49.

The nays were:

Messrs. Agnew, Ball, Beem, Buell, Burgess, Craig, Custer, Darnall, Davie, Dietz, Duus, Eilers, Foley, Hamilton, Hauser, Horton, Kline, Owen, Parkhurst, Paschal, Robb, Roberts, Roe, Roundy, Russell, Thompson, Thornburg, Tipton and Wyman-29. Absent or not voting:

Messrs. Curtis, Dayton, Draper, Eckles, Estes, Evans, Hart, Hipwell, Hospers, Hotchkiss, Limback, Rice, Roach, Rowan, Schlecher, Slosson, Smith, Teale, Theophilus, Wagner, Walker, and Yergey. -22.

So the motion prevailed.

### REPORT OF ENROLLING COMMITTEE.

Mr. Hunter, from the Committee on Enrolled Bills, submitted the following report:

MR. SPEAKEE-Your Committee on Enrolled Bills, respectfully report that they have examined and find correctly enrolled:

House File No. 591, an act authorizing incorporpted towns to refund outstanding bonded debt.

Substitute for House File No. 527, an act making an appropriation for the purpose of procuring water supply at the normal school at Cedar Falls.

House File No. 571, an act to amend chapter 193, of the laws of the Twentieth General Assembly, in relation to the management and investment of the endowment fund of the Iowa Agricultural College.

House File No. 379, an act relating to the construction of sewers in cities having a population of more than 30,000, according to the census of 1873, supplementary to chapter 162, of the acts of the Seventeenth General Assembly, entitled an act to authorize cities of the first class, containing according any enumeration a population of over 39,000 to provide for construction of sewers, additional to the Code, chapter 10, title 4, concerning cities and towns, and repeal chapter 166 of the acts of the Twenty first General Assembly, relating to the construction of sewers.

House File No. 141, an act making appropriations for the State normal school at Cedar Falls.

House File No. 24, an act to establish a uniform system of weighing coal at the mines of this State, and to punish certain irregularities connected therewith.

House File No. 92, an act apportioning the State into representative districts, and declaring the ratio of representation.

Senate File No. 175, an act to amend chapter 4, title 5 of the Code of 1873, relating to election of President and Vice-President of the United States.

Senate File No. 123, an act making appropriation for the penitentiary at Fort Madison, Iowa.

Senate File No. 424, an act to amend section 1, chapter 63, acts of the Twenty-first General Assembly, relative to the maintenance of fish dams across the out-lets of meandered lakes.

Also, Senate File No. 266, an act for the support of the Soldiers' Home at Marshalltown, Iowa.

Also, Senate File No. 298, an act to appropriate funds to carry on the work at the penitentiary at Anamosa, and for other purposes connected therewith.

Also, Senate File No. 410, an act to authorize the trustees of the hospital for the insane at Clarinda to employ a superintendent and subordinate force to carry on said hospital and farm connected therewith, and to appropriate six thousand dollars to pay for the same.

Senate File No. 110, an act for an appropriation for the better support of the State University in the several departments and chairs, and in aid of the income fund, and for the development of the institution.

Senate File No. 336, an act making an appropriation for the State Fish Commissioners.

Senate File No. 402, an act to empower cities of the first-class organized as such since January 1, 1885, to levy taxes additional to section 461 of Code.

House File No. 395, an act to repeal section 9 of chapter 116, of the laws of the Twenty-first General Assembly, and enact a substitute in lieu thereof.

House File No. 80, an act to amend chapter 154, laws of the Eighteenth General Assembly, regulating the good time of prisoners in our penitentiaries.

House File No. 44, an act granting additional powers to cities organized under special charters with reference to the improvement of streets, highways, avenues or alleys, and to provide a system for payment therefor.

House File No. 534, an act to legalize the acknowledgements of certain conveyances of power of attorney made by Hazen Wilson, attorney in fact for Joseph Webster.

Senate File No. 423, an act to legalize the action of certain independent school districts.

HUNTER, Chairman.

The Speaker signed the bills in the presence of the House.

# INTRODUCTION OF BILLS.

By Mr. Riley, for Committee on Appropriations, House File No. 680, a bill for an act to provide for the appointment of a commissioner to examine and report to the Twenty third General Assembly with reference to employment of the blind people within this State.

Read a first and second time.

Mr. Riley moved that the rules be suspended, the bill considered engrossed and read a third time now.

Carried.

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The bill was read a third time.

The question being shall the bill pass?

The yeas were:

Messrs. Agnew, Anderson of Hamilton, Anderson of Warren, Ball, Berryhill, Blythe, Brown, Burgess, Byers, Calvin, Chantry, Chapman, Clarke, Craig, Crooks, Cummins, Curtis, Custer, Darnall, Davie, Dobson, Doron, Duus, Eilers, Evans, Field, Fillmore, Foley, IIall, Hart, Hauser, Head, Hobbs, Homrighaus, Horton, Hotohkiss, Hunter, Jolly, Jones, Kennan, Kline, Lewis, Lockin, Luke, Mack, Mahoney, McFarland, Moore, Nelson, Nicoll, Oakman, Owen, Parkhurst, Piatt, Riley, Robb, Roberts, Robeson, Rowan, Russell, Schleicher, Shipley, Steele, Theophilus, Thompson, Thornburg, Thorniley, Tipton, Townsend, Walker, Wilbur, Wilson of Butler, Wilson of Cass, Woods, Wyckoff, Wyman, Yergey and Mr. Speaker-78.

The nays were:

Messrs. Beem and Hamilton-2.

Absent or not voting:

Messrs. Buell, Dayton, Dietz, Draper, Eckles, Estes, Hipwell, Hospers, Larson, Limback, Mitchell, Paschal, Rice, Roach, Roe, Roundy, Slosson, Smith, Teale and Wagner-20.

So the bill passed and the title was agreed to.

# BILLS ON CALENDAR.

Mr. Wilson of Cass in the Chair.

Mr. Berryhill moved that the rules be suspended and Senate File No. 80, a bill for an act to legalize the annexation of certain territory to the town of North Des Moines, taken up.

Upon this Messrs. Custer and Head demanded the yeas and nays. The yeas were:

Messrs. Agnew, Anderson of Hamilton, Beem, Berryhill, Blythe, Calvin, Craig, Cummins, Curtis, Dobson, Eilers, Hart, Hauser, Homrighaus, Lewis, Luke, Mitchell, Nelson, Oakman, Paschal, Riley, Robb, Robeson, Rowan, Russell, Teale, Thompson, Townsend, Woods and Mr. Speaker—80.

The nays were:

Messers. Anderson of Warren, Ball, Brown, Burgess, Byers, Chantry, Chapman, Clarke, Custer, Darnall, Davie, Dietz, Doron, Fillmore, Hamilton, Head, Hipwell, Hobbs, Horton, Hotchkiss, Jolly, Kennan, Kline, Larson, Limback, Lockin, Mahoney, McFarland, Moore, Nicoll, Owen, Parkhurst, Piatt, Roe, Roundy, Schleicher, Shipley, Steele, Smith, Thornburg, Thorniley, Tipton, Walker, Wilbur, Wilson of Butler, Wilson of Cass, Wyckoff and Yergey-49.

Absent or not voting:

Messrs. Buell, Crooks, Dayton, Draper, Duus, Eckles, Estes, Evans, Field, Foley, Hall, Hospers, Hunter, Jones, Mack, Rice, Roach, Slosson, Theophilus, Wagner and Wyman—21.

So the motion was lost.

Mr. Wyckoff filed a motion to reconsider the vote by which Senate File No. 390 was reconsidered.

Mr. Curtis' motion to reconsider the vote by which Senate File No. 189 was lost on passage was called up.

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

Upon this Messrs. Wilbur and Lewis demanded the yeas and nays. The yeas were:

Messrs. Agnew, Anderson of Hamilton, Anderson of Warren, Ball, Beem, Buell, Byers, Chapman, Craig, Custer, Dietz, Dobson, Hamilton, Hart, Hipwell, Hotchkiss, Jolly, Kline, Larson, Lewis, Limback, Lockin, Mack, Mahoney, McFarland, Mitchell, Parkhurst, Piatt, Robb, Roberts, Roe, Roundy, Rowan, Russell, Schleicher, Walker, Wilson of Cass, Woods, Wyckoff, Wyman and Mr. Speaker-41.

The nays were:

Messers. Berryhill,'Calvin, Chantry, Cummins, Darnall, Davie, Doron, Duus, Hauser, Luke Moore, Nelson, Nicoll, Oakman, Owen, Paschal,

[APRIL 9,

Riley, Theophilus, Thornburg, Thorniley, Tipton, Townsend, Wilbur, Wilson of Butler and Yergey-25.

Absent or not voting:

Messrs. Blythe, Brown, Burgess, Clarke, Crooks, Curtis, Dayton, Draper, Eckles, Eilers, Estes, Evans, Field, Fillmore, Foley, Hall, Head, Hobbs, Homrighaus, Horton, Hospers, Hunter, Jones, Kennan, Rice, Roach, Robeson, Shipley, Steele, Slosson, Smith, Teale, Thompson and Wagner-34.

So the motion prevailed.

#### REPORT OF ENROLLING COMMITTEE.

Mr. Hunter, from the Committee on Enrolled Bills, submitted the following report:

ME. SPEAKEE-Your Committee on Enrolled Bills respectfully report that they have examined and find correctly enrolled:

Substitute for House File No. 81, an act to legalize the incorporation of the town of Audubon, in Audubon county, Iowa, to legalize the election of the officers of said town, to legalize the official acts of the officers of said town, to legalize the ordinances of said town and to legalize assessments and taxes levied.

Substitute for House File No. 6, an act to regulate the manner of issuing or paying city warrants in cities of the first and second class and cities organized under special charters.

House File No. 37, an act for the protection of discharged employes and to prevent black listing.

Substitute for House File No. 304, an act making appropriations for Benedict Home.

House File No. 627, an act to legalize the proceedings of the town council of Maxwell, Story county, Iowa.

House File No. 517, an act to repeal sections 2, 3, 5, 6, 10, 11 and 12 of chapter 163, acts of the Twenty-first General Assembly, and enacting a substitute therefor, relative to making contracts by cities of the first class containing a population of over thirty-thousand for paving and curbing the streets and construction of sewers and the making and collection of assessments and issuance of bonds or certificates to pay for the same.

HUNTER, Chairman.

The Speaker signed the bills in the presence of the House.

Mr. Chantry, by unanimous consent, called up Senate File No. 271, a bill for an act to amend the military Code.

Read a first and second time.

Laid over.

Mr. Roe in the chair.

The Speaker in the chair.

Mr. Darnall filed a motion to reconsider the vote whereby House File No. 133 was lost on passage.

Mr. Craig moved that the House adjourn.

Upon this Messrs. Lewis and Paschal demanded the yeas and nays. The yeas were:

Messrs. Blythe, Brown, Buell, Burgess, Calvin, Clarke, Craig, Field Fillmore, Hamilton, Hauser, Hipwell, Hobbs, Homrighaus, Horton Hotchkiss, Jolly, Kennan, Larson, Lockin, Luke, Mack, Mahoney, Mc-Farland, Mitchell, Moore, Nelson, Nicoll, Oakman, Owen, Parkhurst, Paschal, Piatt, Rice, Riley, Roach, Robb, Roberts, Robeson, Roe, Roundy, Rowan, Russell, Shipley, Steele, Thompson, Townsend, Wilbur, Wilson of Butler, Wilson of Cass, Woods, Wyckoff, Yergey and Mr. Speaker-54.

The nays were:

Messrs. Anderson of Hamilton, Anderson of Warren, Beem, Berryhill, Byers, Chantry, Cummins, Darnall, Duus, Evans, Hall, Head, Kline, Lewis, Smith, Theophilus, Tipton, Walker, and Wyman—19. Absent or not voting:

Messrs. Agnew, Ball, Chapman, Crooks, Curtis, Custer, Davie, Dayton, Dietz, Dobson, Doron, Draper, Eckles, Eilers, Estes, Foley, Hart, Hospers, Hunter, Jones, Limback, Schleicher, Slosson, Teale, Thornburg, Thorniley and Wagner—27.

So the House adjourned.

# HALL OF THE HOUSE OF REPRESENTATIVES, DES MOINES, IOWA, April 10, 1898.

House met in regular session at 9 A. M. The Speaker in the chair. Prayer by Rev. F. J. Peterson. Journal of yesterday read and approved.

## INTRODUCTION OF BILLS.

By Mr. Berryhill, for Committee on Appropriations, House File No. 631, a bill for an act to make appropriations for finishing the Capitol and improving the Capitol grounds.

Read a first and second time.

Amendment by Mr. Cummins:

To add to section 2 the following: "Five thousand dollars, or so much thereof as may be necessary, for the purpose of securing planks, laying the foundation for a monument to be erected on the Capitol grounds in memory of the Iowa soldiers and sailors of the war of the rebellion; such foundation to be laid at the time the said Capitol grounds are in course of completion. The Governor of the State of Iowa, James Harlan, Samuel J. Kirkwood, George G. Wright, Edward Johnston and D. N. Richardson are hereby appointed and constituted a commission with authority to select and adopt a suitable design, to employ an artist and to do all things else which may be necessary and expedient to carry into effect the provisions of this act. Provided, that a majority of the members of said commission shall constitute a quorum to transact business, and that all vacancies which may occur in said commission by refusal to serve, death, resignation or otherwise may be filled by the remaining members."

Amendment to the amendment, by Mr. Anderson of Warren, to strike out "five thousand" and insert "twenty-five hundred."

Lost.

Amendment to the amendment, by Mr. Russell: "Provided, that no more than \$1,000 of the same shall be expended for plans and specifications of the same."

Adopted.

Amendment by Mr. Horton, to strike out "\$20,000" and insert "\$5,000" in section 1.

Upon this Messrs. Horton and Darnall demanded the yeas and nays.

The yeas were:

Messrs. Beem, Craig, Custer, Davie, Dietz, Duus, Eilers, Hamilton, Hart, Head, Homrighaus, Horton, Hotchkiss, Kline, Luke, Piatt, Roe, Roundy, Shipley, Slosson, Smith, Thompson, Thornburg, Wilbur, Woods and Wyckoff-25. The nays were:

Messrs. Agnew, Anderson of Hamilton, Anderson of Warren, Ball, Berryhill, Brown, Byers, Calvin, Chantry, Chapman, Crooks, Cummins, Darnall, Dobson, Doron, Evans, Field, Foley, Hauser, Hobbs, Hospers, Jones, Kennan, Larson, Lewis, Limback, Lockin, Mack, Mahoney, McFarland, Mitchell, Moore, Nelson, Nicoll, Oakman, Owen, Paschal, Riley, Roberts, Robeson, Rowan, Schleicher, Steele, Teale, Thorniley, Tipton, Townsend, Wagner, Wilson of Butler, Yergey and Mr. Speaker-52.

Absent or not voting:

Messrs. Blythe, Buell, Burgess, Clarke, Curtis, Dayton, Draper, Eckles, Estes, Fillmore, Hall, Hipwell, Hunter, Jolly, Parkhurst, Rice, Rosch, Robb, Russell, Theophilus, Walker, Wilson of Cass and Wyman-23.

So the amendment was lost.

## MESSAGE FROM THE SENATE.

The following message was received from the Senate:

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

Senate File No. 425, a bill for an act entitled an act to appropriate and make disposition of moneys which may come into the State treasury in pursuance to an act of Congress, refunding to this State the amount paid to the General Government under the direct tax act approved August 5, 1861.

Also, that the Senate has concurred in House File No. 629, a bill for an act to make appropriation for the payment of State officers and other bills, and State expenses.

Substitute for House File No. 528, a bill for an act making appropriations for the State Library.

Also, House File No. 625, a bill for an act to authorize and empower the executive council of Iowa to sell and convey lots 11 and 12 in block 6. Scott's addition to the town of Des Moines, with amendment.

Also, House File No. 624, a bill for an act making an appropriation to help discharged prisoners to an honest life.

E. D. CHASSELL, Second Asst. Secretary.

Consideration of House File No. 631 continued.

Amendment by Mr. Thompson to strike out of section 1 all that part after the word "building" in line 6. Also, to strike out all of section 2 together with the amendmendment by Mr. Cummins already adopted.

Upon this Messrs. Lewis and Hotchkiss demanded the yeas and nays.

The yeas were:

Messrs. Anderson of Hamilton, Anderson of Warren, Beem, Brown, Byers, Calvin, Chapman, Craig, Custer, Davie, Dietz, Doron, Duus, Eilers, Foley, Hamilton, Hart, Hauser, Head, Homrighaus, Horton, Hotohkiss, Jolly, Jones, Kennan, Kline, Larson, Lewis, Lockin, Luke, Mack, Nicoll, Oakman, Paschal, Piatt, Robb, Robeson, Roe, Roundy, Rowan, Russell, Shipley, Steele, Slosson, Smith, Thompson, Thornburg, Wilbur, Wilson of Cass, Woods, Wyckoff, Wyman and Yergey-52.

The nays were:

Messrs. Agnew, Ball, Berryhill, Byers, Calvin, Chantry, Crooks, Cummins, Curtis, Darnall, Dobson, Evans, Field, Hospers, Hunter, Limback, Mahoney, McFarland, Moore, Owen, Roach, Roberts, Schleicher, Teale, Theophilus, Thorniley, Tipton, Townsend, Wilson of Butler and Mr. Speaker--30.

Absent or not voting:

Messrs. Blythe, Buell, Burgess, Clarke, Dayton, Draper, Eckles, Estes, Fillmore, Hall, Hipwell, Hobbs, Mitchell, Nelson, Parkhurst, Rice, Riley, Wagner and Walker-18.

So the amendment was adopted.

Mr. Berryhill moved that the rules be suspended, the bill considered engrossed and read a third time now.

Carried.

The bill was read a third time.

The question being shall the bill pass?

The yeas were:

Messrs. Agnew, Anderson of Hamilton, Anderson of Warren, Ball, Berryhill, Brown, Byers, Calvin, Chantry, Craig, Crooks, Cummins, Curtis, Custer, Darnall, Davie, Dietz, Dobson, Doron, Duus, Eilers, Evans, Field, Fillmore, Foley, Hall, Hamilton, Hart, Hauser, Head, Homrighaus, Horton, Hospers, Hotchkiss, Hunter, Jolly, Jones, Kennan, Kline, Larson, Lewis, Limback, Lockin, Luke, Mack, Mahoney, McFarland, Moore, Nelson, Nicoll, Oakman, Owen, Paschal, Piatt, Riley, Roach, Robb, Roberts, Robeson, Roe, Roundy, Rowan, Russell, Schleicher, Shipley, Steele, Slosson, Smith, Teale, Theophilus, Thompson, Thornburg, Thorniley, Tipton, Townsend, Wagner, Walker, Wilbur, Wilson of Butler, Wilson of Cass, Woods, Wyckoff, Wyman, Yergey and Mr. Speaker-85.

The yeas were:

Messrs. Beem and Chapman-9.

Absent or not voting:

Messrs. Blythe, Buell, Burgess, Clarke, Dayton, Draper, Eckles, Estes, Hipwell, Hobbs, Mitchell, Parkhurst and Rice-13.

So the bill passed and the title was agreed to, after striking out the words "and improving the capitol grounds."

## SENATE MESSAGES CONSIDERED.

Mr. Berryhill by unanimous consent called up Senate File No. 425, a bill for an act to appropriate and make disposition of money which may come into the State Treasury in pursuance to an act of Congress refunding to the State the amount paid to the General Government under the direct tax act approved August 5, 1861.

Read a first and second time.

Mr. Berryhill moved that the rules be suspended and the bill read a third time now.

Carried.

The bill was read a third time.

The question being shall the bill pass?. The yeas were:

Messrs. Agnew, Anderson of Hamilton, Anderson of Warren, Ball, Beem, Berryhill, Brown, Byers, Calvin, Chantry, Chapman, Craig, Crooks, Cummins, Curtis, Custer, Darnall, Davie, Dayton, Dietz, Dobson, Doron, Duus, Eilers, Evans, Field, Fillmore, Foley, Hall, Hamilton, Hart, Hauser, Head, Hobbs, Homrighaus, Horton, Hospers, Hotchkiss, Hunter, Jolly, Jones, Kennan, Kline, Larson, Lewis, Limback, Lockin, Luke, Mack, Mahoney, McFarland, Mitchell, Moore, Nelson, Nicoll, Oakman, Owen, Parkhurst, Paschal, Piatt, Rice, Riley, Roach, Robb, Roberts, Robeson, Roe, Roundy, Rowan, Russell, Schleicher, Shipley, Steele, Slosson, Smith, Teale, Theophilus, Thompson, Thornburg, Thorniley, Tipton, Townsend, Wagner, Walker, Wilbur, Wilson of Butler, Wilson of Cass, Woods, Wyckoff, Wyman, Yergey and Mr. Speaker-92.

The nays were none:

Absent or not voting:

Messrs. Blythe, Buell, Burgess, Clarke, Draper, Eckles, Estes and Hipwell-8.

So the bill passed and the title was agreed to.

## MESSAGE FROM THE GOVERNOR.

The following message was received from the Governor:

ME. SPEAKEE—I am directed by the Governor to report that he has approved, signed and deposited in the office of the Secretary of State, the following bills:

House File No. 65, an act to amend section 467 of the Code in relation to repairing side walks.

House File No. 46, an act to amend section 1160, chapter 4, title 9, of the Code of Iowa, relating to mutual insurance companies.

House File No. 623, an act to legalize the transfer of certain bridge funds to general fund by the board of supervisors of Fayette county.

House File No. 381, an act creating in all cities of the first class having a population according to any legally authorized census of more than thirty thousand inhabitants a board of public works, and defining the powers and duties of its members.

House File No. 115, an act authorizing boards of directors to change the boundaries of independent school districts within the same civil township.

House File No. 286, an act restricting non-resident aliens in their right to acquire and hold real estate and repeal sections 1908 and 1909 of the Code.

Substitute for House File No. 346, an act making appropriations for the State Agricultural College.

House File No. 360, an act to amend title 12, chapter 1 of the Code, providing for the traveling expenses of the Superintendent of Public Instruction.

House File No. 547, an act to legalize the acts and ordinances of Staurt in Guthrie and Adair counties.

FEED'K W. HOSSFELD, Private Secretary.

#### SENATE MESSAGES CONSIDERED.

Mr. Berryhill, by unanimous consent, called up Senate File No. 389, a bill for an act to amend chapter 92, laws of Seventeenth General Assembly, and fix the per diem and expenses of trustees of State institutions, members of visiting committees to the Hospitals for the Insane and Regents of the State University.

Read a first and second time.

Mr. Berryhill moved that the rules be suspended and the bill read a third time now.

Carried.

The bill was read a third time.

The question being shall the bill pass?

The yeas were:

Messrs. Agnew, Anderson of Hamilton, Anderson of Warren, Ball, Beem, Berryhill, Brown, Buell, Burgess, Byers, Calvin, Chantry, Chapman, Craig, Crooks, Cummins, Curtis, Custer, Darnall, Davie, Deitz, Dobson, Doron, Duus, Kilers, Evans, Field, Fillmore, Foley, Hall, Hamilton, Hart, Hauser, Head, Hipwell, Hobbs, Homrighaus, Horton, Hospers, Hotohkiss, Hunter, Jolly, Jones, Kennan, Kline, Larson, Lewis, Limback, Lockin, Luke, Mack, Mahoney, McFarland, Mitchell, Moore, Nelson, Nicoll, Oakman, Owen, Paschal, Piatt, Riley, Roach, Robb, Roberts, Robeson, Roe, Roundy, Rowan, Russell, Schleicher, Shipley, Steele, Slosson, Smith, Teale, Theophilus, Thompson, Thornburg, Thorniley, Tipton, Townsend, Wagner, Walker, Wilbur, Wilson of Butler, Wilson of Cass, Woods, Wyckoff, Wyman, Yergey and Mr. Speaker-92.

The nays were none.

Absent or not voting:

Messrs. Blythe, Clarke, Dayton, Draper, Eckles, Estes, Parkhurst and Rice-8.

So the bill passed and the title was agreed to.

## BILLS ON CALENDAR.

Mr. Berryhill, by unanimous consent, called up House File No. 600, a bill for an act to provide for the transfer of convicts confined in the penitentiaries of this State from one penitentiary to another.

Mr. Berryhill moved that the rules be suspended, the bill considered engrossed, and read a third time now.

Carried.

The bill was read a third time.

The question being, shall the bill pass?

The yeas were:

Messrs. Agnew, Anderson of Hamilton, Anderson of Warren, Ball, Beem, Berryhill, Byers, Calvin, Chantry, Chapman, Craig, Crooks, Cummins, Curtis, Custer, Darnall, Davie, Dobson, Doron, Duus, Evans, Field, Fillmore, Foley, Hall, Hamilton, Hauser, Head, Hipwell, Hobbs, Horton, Hospers, Hunter, Jolly, Jones, Kennan, Kline, Lewis, Lockin, Luke, Mack, Mahoney, McFarland, Mitchell, Moore, Nelson, Nicoll, Oakman, Owen, Paschal, Piatt, Rice, Riley, Rosch, Robeson, Roe, Roundy, Rowan, Russell, Schleicher, Shipley, Steele, Slosson, Smith, Teale, Theophilus, Thompson, Thornburg, Thorniley, Tipton, Townsend, Wagner, Walker, Wilbur, Wilson of Butler, Wilson of Cass, Woods, Wyckoff, Yergey and Mr. Speaker-81.

The nays were:

Messrs. Eilers and Homrighaus-2.

Absent or not voting:

Messrs. Blythe, Brown, Buell, Burgess, Clarke, Dayton, Dietz, Draper, Eckles, Estes, Hart, Hotchkiss, Larson, Limback, Parkhurst, Robb and Roberts—17.

So the bill passed and the title was agreed to.

## SENATE MESSAGE CONSIDERED.

House File No. 10.

Amendments by Senate:

Tc strike out all between the word "shall," in the fifth line of engrossed bill, and the word "where," in the eighth line, and insert in lieu thereof, "during his term of office have and keep a residence in the district to which he is assigned, without expense to the State."

Strike out the word "repute," in the sixth line of section 21, and insert "character."

Strike out of section 23 the words "a room furnished by the State for that purpose," and insert "the office of State Mine Inspector."

Also, after the word "in," in the sixth line of same section, insert each mining district."

Also, in line 5 of same section, strike out "two" and insert "one."

After the word "year," in line 2, of section 23, insert "except that for the year 1888 said board shall meet on the second Monday of May."

In line 3, section 23, strike out "repute" and insert "character," and in line 5, strike out "ten" and insert "five." Also, in line 4, strike out "twenty one" and insert "twenty five."

Strike out the last sentence of section 25, being all of lines 33, 34, 35 and 36, after the word "examination, in line 33, and insert: "The board of examiners shall give to all persons examined who in their judgment possess the requisite qualifications certificates of such qualifications, and from the persons holding such certificates the Governor shall appoint the State Mine Inspector."

Add section 26, as follows:

"Sec. 26. This act being deemed of immediate importance shall take effect on and after its publication in the Iowa State Register and Des Moines Leader, newspapers published in Des Moines, Iowa."

The question being shall the Senate amendments be agreed to? The yeas were:

Messrs. Agnew, Anderson of Hamilton, Anderson of Warren, Ball, Beem, Berryhill, Brown, Burgess, Byers, Calvin, Chantry, Chapman, Craig, Crooks, Cummins, Curtis, Custer, Darnall, Davie, Dayton, Deitz, Dobson, Doron, Duus, Eilers, Evans, Field, Fillmore, Foley, Hall, Hamilton, Hart, Hauser, Head, Hipwell, Hobbs, Homrighaus, Horton, Hospers, Hotchkiss, Hunter, Jolly, Jones, Kennan, Kline, Larson, Lewis, Limback, Lockin, Luke, Maok, Mahoney, McFarland, Mitchell, Moore, Nelson, Nicoll, Oakman, Owen, Parkhurst, Paschal, Piatt, Rice, Kiley, Roach, Robb, Roberts, Robeson, Roe, Roundy, Rowan, Russell, Schleicher, Shipley, Steele, Slosson, Smith, Teale, Theophilus, Thompson, Thornburg, Thorniley, Tipton, Townsend, Wagner, Walker, Wilbur, Wilson of Butler, Wilson of Cass, Woods, Wyckoff, Wyman, Yergey and Mr. Speaker-94.

The nays were none.

Absent or not voting:

Messrs. Blythe, Buell, Clarke, Draper, Eckles and Estes-6. So the amendments were agreed to.

## BILLS ON CALENDAR.

Mr. Dobson moved that the rules be suspended and Senate File No. 61 taken up.

Upon this Messrs. Darnall and Teale demanded the yeas and nays. Mr. Riley explained his vote as follows:

ME. SPEAKEE—I think it is practically useless to take this measure up with only one hour to consider it, while we have yet to consider an appropriation bill. I vote no.

Mr. Steele explained his vote as follows:

MR. SPEAKER—While this bill has some objectionable features to my mind, I believe if we have any legislation on the text-book question it must be in the nature of a compromise, and I therefore vote aye.

Mr. Custer explained his vote as follows:

ME. SPEAKEE—I vote aye from the fact that I would rather have the Harsh bill than nothing.

The yeas were:

Messrs. Anderson of Hamilton, Beem, Berryhill, Blythe, Calvin, Craig, Cummins, Curtis, Custer, Dobson, Eilers, Evans, Field, Hall, Hart, Hauser, Horton, Hotchkiss, Jones, Kline, Larson, Lewis, Lockin, Luke, Mitchell, Moore, Nicoll, Oakman, Rice, Roberts, Robeson, Shipley, Steele, Smith, Theophilus, Thompson, Thornburg, Thorniley, Townsend, Wilson of Butler, Woods, Wyckoff, Wyman, Yergey and Mr. Speaker-45.

The nays were:

. 1 Messrs. Agnew, Anderson of Warren, Ball, Burgess, Chantry, Chapman, Clarke, Crooks, Darnall, Davie, Dayton, Doron, Duus, Hamilton, Hipwell, Hobbs, Homrighaus, Hospers, Hunter, Jolly, Kennan, Limback, Mack, Mahoney, M. Farland, Nelson, Owen, Parkhurst, Paschal, Piatt, Riley, Roach, Robb, Roe, Roundy, Rowan, Russell, Schleicher, Slosson, Teale, Tipton, Wagner, Walker and Wilbur-44. Absent or not voting:

Messrs. Brown, Buell, Byers, Dietz, Draper, Eckles, Estes Fillmore, Foley, Head and Wilson of Cass-11.

So the motion was lost, having failed of a two thirds vote.

### 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 House bill, with amendment, in which the concurrence of the House is asked:

House File No. 542, a bill for an act empowering the directors of school district townships and independent school districts to buy school books and school supplies at lowest wholesale or contract prices and furnish same to pupils at cost or free of charge.

E. D. CHASSEL, Second Asst. Secretary.

Mr. Smith, by unanimous consent, called up Senate File No. 144, a bill for an act in regard to the publication of proceedings of boards of supervisors.

The question being, shall the bill be read a third time.

The yeas were:

Messrs. Anderson of Hamilton, Ball, Berryhill, Blythe, Byers, Calvin, Chantry, Craig, Cummins, Custer, Darnall, Dobson, Evans, Field, Foley, Hauser, Head, Hospers, Jones, Kennan, Kline, Luke, Moore, Parkhurst, Piatt, Riley, Steele, Smith, Thornburg, Townsend, Wilbur and Mr. Speaker—32.

The nays were:

Messrs. Beem, Brown, Burgess, Chapman, Clarke, Davie, Dayton, Doron, Duus, Hamilton, Hart, Horton, Hotchkiss, Hunter, Jolly, Larson, Lewis, Limback, Lockin, Mack, Mahoney, McFarland, Mitchell, Nicoll, Oakman, Owen, Paschal, Robb, Roe, Roundy, Rowan, Russell, Shipley, Teale, Theophilus, Thompson, Thorniley, Tipton, Wagner, Walker, Wilson of Butler, Wilson of Cass, Woods, Wyckoff and Wyman-45.

Absent or not voting:

Messrs. Agnew, Anderson of Warren, Buell, Crooks, Curtis, Dietz, Draper, Eckles, Eilers, Estes, Fillmore, Hall, Hipwell, Hobbs, Homrighaus, Nelson, Rice, Roach, Roberts, Robeson, Schleicher, Slosson and Yergey-23.

So the bill was lost.

House File No. 625.

Amendment by Senate:

To add to section 1: "Said sale to be made by inviting sealed bids for said property after advertising the sale thereof in the Iowa State Register and Des Moines Leader for not less than three weeks; provided, that the Executive Council may reject any and all bids if they deem it for the interest of the State."

The question being, shall the amendment be agreed to? The yeas were:

Messrs. Agnew, Anderson of Hamilton, Anderson of Warren, Ball, Beem, Berryhill, Blythe, Brown, Buell, Burgess, Byers, Calvin, Clarke, Chantry, Chapman, Craig, Crooks, Cummins, Curtis, Custer, Darnall, Davie, Dayton, Dietz, Dobson, Doron, Duus, Eilers, Evans, Field, Fillmore, Foley, Hall, Hamilton, Hart, Hauser, Head, Hipwell, Hobbs, Homrighaus, Horton, Hospers, Hotohkiss, Hunter, Jolly, Jones, Kennan, Kline, Larson, Lewis, Limback, Lockin, Luke, Mack, Mahoney, McFarland, Mitchell, Moore, Nelson, Nicoll, Oakman, Owen, Parkhurst, Paschal, Piatt, Rice, Riley, Roach, Robb, Roberts, Robeson, Roe, Roundy, Rowan, Russell, Schleicher, Shipley, Steele, Slosson, Smith, Teale, Theophilus, Thompson, Thornburg, Thorniley, Tipton, The nays were none.

Absent or not voting:

Messrs. Draper, Eckles and Estes-3.

So the amendment was agreed to.

On motion of Mr. Darnall, the rules were suspended and substitute for House File No. 130, a bill for an act to amend section 5, of chapter 70, laws of the Twentieth General Assembly, extending the time for filing claims for damages for domestic animals killed or injured by dogs and providing how such claims shall be established, taken up.

Mr. Darnall moved that the rules be suspended and the bill read a third time now.

Carried.

The bill was read a third time.

The question being shall the bill pass?

Messrs. Agnew, Anderson of Hamilton, Anderson of Warren, Ball, Beem, Berryhill, Blytne, Brown, Buell, Burgess, Byers, Calvin, Chantry, Chapman, Crooks, Darnall, Davie, Dayton, Dobson, Doron, Duus, Eilers, Field, Fillmore, Foley, Hall, Hauser, Head, Hobbs, Horton, Hospers, Hotchkies, Hunter, Jolly, Jones, Kennan, Kline, Larson, Lockin, Luke, Mack, Mahoney, Moore, Nelson, Nicoll, Oakman, Owen, Parkhurst, Paschal, Piatt, Rice, Riley, Roach, Robb, Roberts, Robeson, Roe, Roundy, Rowan, Russell, Schleicher, Shipley, Steele, Slosson, Smith, Teale, Theophilus, Thompson, Thornburg, Thorniley, Tipton, Townsend, Wagner, Walker, Wilbur, Wilson of Butler, Wilson of Cass, Woods, Wyckoff, Wyman, Yergey and Mr. Speaker-82.

The nays were:

Messrs. Craig, Dietz, Hipwell, Lewis and McFarland-5.

Absent or not voting:

Messrs. Clarke, Cummins, Curtis, Custer, Draper, Eckles, Estes, Evans, Hamilton, Hart, Homrighaus, Limback and Mitchell-13.

So the bill passed and the title was agreed to.

Mr. Berryhill in the chair.

Mr. Riley moved that the rules be suspended and Senate File No. 133, a bill for an act to repeal chapter 189, acts of the Twentieth General Assembly, relating to the appointment of a State Veterinary Surgeon and provide a substitute therefor, taken up.

Upon this Messrs. Hamilton and Davie demanded the yeas and nays.

The yeas were:

Messrs. Anderson of Hamilton, Ball, Berryhill, Blythe, Brown, Byers, Chantry, Craig, Cummins, Custer, Darnall, Dietz, Dobson, Field, Hall, Hart, Hauser, Hipwell, Hospers, Jones, Lewis, Lockin, Moore, Nelson, Nicoll, Oakman, Paschal, Riley, Roberts, Robeson, Schleicher, Slosson, Smith, Thornburg, Thorniley, Tipton, Wilson of Butler, Woods and Yergey-39.

The nays were:

Messrs. Beem, Burgess, Calvin, Chapman, Clarke, Davie, Doron, Duus, Eilers, Foley, Hamilton, Head, Hobbs, Horton, Jolly, Kline, Larson, Limback, Luke, McFarland, Mitchell, Owen, Parkhurst, Piatt, Robb, Roe, Roundy, Rowan, Russell, Shipley, Teale, Theophilus, Thompson and Wyckoff-34.

Absent or not voting:

Messrs. Agnew, Anderson of Warren, Buell, Crooks, Curtis, Dayton, Draper, Eckles, Estes Evans, Fillmore, Homrighaus, Hotchkiss, Hunter, Kennan, Mack, Mahoney, Rice, Roach, Steele, Townsend, Wagner, Walker, Wilbur, Wilson of Cass, Wyman and Mr. Speaker-27.

So the motion having failed to receive a two-third vote, was lost.

On motion of Mr. Teale, the rules were suspended and Senate File No. 364, a bill for an act to amend section 4063 of the Code, and fix penalty for violation thereof, and defining duty of peace officers in relation to offenses against public policy in such way as to provide for the protection for song birds and birds of beautiful plumage in this State, taken up.

The question being shall the bill be read a third time? Carried.

The bill was read a third time.

The question being shall the bill pass?

The yeas were:

Messrs. Agnew, Anderson of Hamilton, Anderson of Warren, Ball, Beem, Berryhill, Blythe, Brown, Buell, Burgess, Byers, Calvin, Chantry, Chapman, Craig, Crooks, Cummins, Curtis, Custer, Darnall, Davie, Dayton, Dietz, Dobson, Doron, Duus, Eilers, Evans, Field, Fillmore, Foley, Hall, Hamilton, Hart, Hauser, Head, Hipwell, Hobbs, Homrighaus, Horton, Hospers, Hotchkiss, Hunter, Jolly, Kennan, Lewis, Lockin, Luke, Mack, Mahoney, McFarland, Mitchell, Moore, Nelson, Nicoll, Oakman, Owen, Parkhurst, Paschal, Piatt, Riley, Roach, Robb, Roberts, Robeson, Roe, Roundy, Rowan, Russell, Schleicher, Shipley, Steele, Slosson, Smith, Teale, Theophilus, Thompson, Thornburg, Thorniley, Tipton, Townsend, Wagner, Walker, Wilbur, Wilson of Butler, Wilson of Cass, Woods, Wyman, Yergey and Mr. Speaker—90.

The nays were:

Messrs. Jones, Larson and Wyckoff-8.'

Absent or not voting:

Messrs. Clarke, Draper, Eckles, Estes, Kline, Limback and Rice -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 the following House File No. 630, in which the concurrence of the House is asked:

A bill for an act to provide for the appointment of a commissioner to examine and report to the Twenty third General Assembly, with reference to the employment of the blind pupils within the State.

C. H. BROCK, Secretary.

Also:

ME. SPEAKEE-I am directed to inform your honorable body that

the Senate has passed the following Senate File No. 427, in which the concurrence of the House is asked:

A bill for an act making an appropriation to the Iowa State Agricultural Society for making permanent improvements on the State Fair Grounds.

C. H. BROCK, Secretary.

## BESOLUTIONS.

By Mr. Russell:

Resolved, That the Speaker appoint a committee of three members of the House to wait on the Governor and notify him that the House is ready to adjourn at 12 o'clock M.

Adopted.

The Speaker appointed Messas. Russell, Hobbs and Teale.

By Mr. Thompson:

Resolved, That the thanks of this House are due and are hereby tendered to Hon. W. H. Redman, Speaker of the House for the able and impartial manner in which he has presided over the deliberations of this body, and performed the other duties devolving upon him as Speaker, and that we present to him the gavel he has so wisely wielded during the session now about to close.

Adopted unanimously.

By Mr. McFarland:

*Resolved*, That the name of Ella McLoney be added to the list of newspaper correspondents entitled to stationery.

Adopted.

By Mr. Hotchkiss:

Resolved, That the thanks of the House of Representatives of the Twenty-second General Assembly are hereby tendered to the reporters of the various papers represented in this House during the session.

Adopted.

## SENATE MESSAGES.

Mr. Evans, by unanimous consent, called up Senate File No. 427, a bill for an act making an appropriation to the Iowa State Agricultural Society for making permanent improvements on the State fair grounds.

Read a first and second time.

Mr. Evans moved that the rules be suspended and the bill read a third time now.

Carried.

The bill was read a third time.

The question being, shall the bill pass?

The yeas were:

Messrs. Agnew, Anderson of Hamilton, Anderson of Warren, Ball, Beem, Berryhill, Blythe, Buell, Byers, Calvin, Chantry, Chapman, Craig, Crooks, Cummins, Curtis, Custer, Darnall, Davie, Dobson, Doron, Duus, Eilers, Evans, Field, Fillmore, Foley, Hall, Hamilton, Hart, Hauser, Head, Hipwell, Hobbs, Homrighaus, Horton, Hotohkiss, Hunter, Jolly, Jones, Kennan, Kline, Larson, Lewis, Limback, Lockin, Luke, Mahoney, McFarland, Mitchell, Moore, Nelson, Nicoll, Oakman, Owen, Parkhurst, Paschal, Piatt, Riley, Roach, Robb, Roberts, Robeson, Roe, Roundy, Russell, Schleicher, Shipley, Steele, Slosson, Smith, Teale, Theophilus, Thompson, Thornburg, Thorniley, Tipton, Townsend, Wagner, Walker, Wilson of Butler, Wilson of Cass, Woods, Wyman, Yergey and Mr. Speaker-86.

The nays were:

Messrs. Brown, Dayton, Hospers, Rowan, Mack, and Wyckoff-6. Absent or not voting:

Messrs. Burgess, Clarke, Dietz, Draper, Eckles, Estes, Rice and Wilbur-8.

So the bill passed and the title was agreed to.

Mr. Chantry moved that Senate File No. 271, a bill for an act to amend the military Code be taken up.

Upon this motion Messrs. Hamilton and Wagner demanded the yeas and nays.

Mr. McFarland moved the previous question.

Carried.

Upon the motion by Mr. Chantry.

The yeas were:

Messrs. Agnew, Anderson of Hamilton, Anderson of Warren, Blythe, Buell, Byers, Chantry, Craig, Crooks, Darnall, Dayton, Dietz, Evans, Field, Hall, Hart, Hauser, Head, Hipwell, Homrighaus, Jones, Kennan, Lewis, Luke, Mack, Mahoney, McFarland, Moore, Nelson, Nicoll, Owen, Paschal, Riley, Shipley, Smith, Thompson, Tipton, Wilson of Butler, Wilson of Cass, Wyckoff, Yergey and Mr. Speaker -42.

The nays were:

Messrs. Beem, Berryhill, Brown, Burgess, Calvin, Chapman, Clarke, Davie, Dobson, Doron, Duus, Eilers, Hamilton, Hobbs, Horton, Hospers, Hotchkiss, Jolly, Kline, Larson, Limback, Lockin, Mitchell, Oakman, Parkhurst, Piatt, Robb, Robeson, Roe, Roundy, Rowan, Russell, Steele, Slosson, Teale, Theophilus, Thornburg, Thorniley, Wagner, Wilbur, Woods and Wyman-42.

Absent or not voting:

Messrs. Ball, Cummins, Curtis, Custer, Draper, Eckles, Estes, Fillmore, Foley, Hunter, Rice, Roach, Roberts, Schleicher, Townsend and Walker-16.

So the motion was lost.

**BESOLUTIONS.** 

By Mr. Steele:

Resolved, That the thanks of the House are tendered to the chief clerk, D. C. Kolp and his assistants, for the able manner in which they have performed their several duties.

Adopted.

By Mr. Hall:

*Resolved*, That the House of Representatives accept the large photograph of the members of the Twenty-first General Assembly, and that the same be placed in the Speaker's room, by the custodian of

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the Capitol, and tender the thanks of the House to Mr. Boyd for his generous gift.

Adopted.

By Mr. McFarland:

Resolved, That as a mark of appreciation this House vote to Hon.

W. H. Redman, our Speaker, the chair which he has so ably filled.

Adopted.

By Mr. Burgess:

*Resolved*, That in addition to the vote of thanks extended to Speaker Redman, for the fair and impartial manner with which he has wielded the gavel and the many other courtesies extended to members of this body, we hereby tender him the chair which he has so fittingly occupied, and hereby direct the Secretary of State to forward the same to his address.

Adopted.

By Mr. Burgess:

*Resolved*, That the assistant postmistress and mail carrier be retained for three days, from date of adjournment, for the purposes of forwarding mail to the members of this House.

Adopted.

## REPORT OF ENBOLING COMMITTEE.

Mr. Hunter, from the Committee on Enrolled Bills, submitted the following report:

MR. SPEAKER-Your Committee on Enrolled Bills, respectfully report that they have examined and find correctly enrolled:

House File No. 376, an act to punish bribe taking by state, county, township, city, school or other municipal officers, and to punish bribery or the attempt to bribe or conspiring to bribe said officers.

Senate File No. 12, an act for the relief of William H. Brinkhead, of Des Moines county, son of John S. Brinkhead, late private in Co. H, First Iowa Cavalry.

Senate File No. 391, an act to amend chapter 150, laws of the Eighteenth General Assembly, relating to the publication and distribution of school laws.

Senate File No. 124, an act making appropriations for the Institution for Feeble-Minded Children.

Senate File No. 148, an act to repeal chapter 59 of the Seventeenth General Assembly, in relation to taxation of telephone and telegraph lines, and to enact the following in lieu thereof.

House File No. 621, an act making an appropriation to help discharged convicts to an honest life.

Substitute for House File No. 528, an act making appropriations for the State Library.

House File No. 629, an act to make appropriations for the payment of State officers and other bills and State expenses.

HUNTER, Chairman.

The Speaker signed the bills in the presence of the House. Also:

ME. SPEAKEE — Your Committee on Enrolled Bills respectfully report that they have this day presented to the Governor for his approval the following bills: House File No. 605, an act to release certain penalties for failure to make and file reports of sales of intoxicating liquors by holders of permits within the time required by law, and dismiss costs suits.

Substitute for Houses File No. 443, an act making appropriations for the Iowa Industrial School, Girls' Department, at Mitchellville.

House File Nc. 395, an act to repeal section 9 of chapter 116, of the laws of the Twenty first General Assembly, and enact a substitute in lieu thereof.

House File No. 627, an act to legalize the proceedings of the town council of Maxwell, Story county, Iowa.

House File No. 517, an act to repeal sections 2, 3, 5, 6, 10, 11 and 12 of chapter 163, acts of the Twenty-first General Assembly, and enacting a substitute therefor, relative to making contracts by cities of the first class containing a population of over thirty thousand, for paving and curbing streets and construction of sewers, and the making and collection of assessments and issuance of bonds or certificates to pay for the same.

Substitute for House File No. 81, an act to legalize the incorporation of the town of Audubon, in Audubon county, Iowa, to legalize the election of the officers of said town, to legalize the official acts of the officers of said town, to legalize ordinances of said town, and to legalize the assessments and tax levies.

Substitute for House File No. 6, an act to regulate the manner of issuing or paying city warrants in cities of the first and second class and cities organized under special charters.

House File No. 37, an act for the protection of discharged employes, and to prevent black listing.

House File No. 591, an act authorizing incorporated towns to refund outstanding bonded debt.

Substitute for House File No. 527, an act making an appropriation for the better support of the State University in the several departments and chairs, in aid of the income fund, and for the development of the Institution.

House File No. 534, an act to legalize the acknowledgments of conveyances of power of attorney made by Hazen Wilson, attorney in fact for Joseph Webster.

House File No. 44, an act granting additional powers to cities organized under special charters, with reference to the improvements of streets, highways, avenues or alleys, and to provide a system of payment therefor.

House File No. 571, an act to amend chapter 193 of the laws of the Twentieth General Assembly, in relation to the management and investment of the endowment fund of the Iowa Agricultureal College.

House File No. 379, an act relating to the construction of sewers in cities having a population of more than thirty thousand, according to census of 1873, supplementary to chapter 162 of the acts of the Seventeenth General Assembly, entitled an act to authorize cities of the first class, containing according to any legally authorized census or enumeration a population of over thirty thousand, to provide for the construction of sewers, additional to Code, chapter 10, title 4, concerning cities and towns, and to repeal chapter 166 of the acts of the Twenty-first General Assembly.

House File No. 141, an act making appropriations for the State Normal School at Cedar Falls.

House File No. 30, an act to amend chapter 154, laws of the Eighteenth General Assembly, regulating the good time of persons of our penitentisries.

House File No. 24, an act to establish a uniform system of weighing coal at mines of this State and to punish certain irregularities connected therewith.

House File No. 92, an act apportioning the State into representative districts and delaring the ratio of representation.

Substitute for House File No. 304, an act making appropriation for Benedict Home.

## HUNTER, Chairman.

The committee to notify the Governor reported the performance of its duty and that the Governor expressed his pleasure at the record and works of the Twenty second General Assembly.

On motion of Mr. Riley the House took a recess of fifteen minutes. House reconvened at 11:35 A. M.

The Speaker in the chair.

## MESSAGE FROM THE SENATE.

The following message was received from the Senate:

ME. SPEAKEE—I am directed to inform your honorable body that the Senate has passed the following Senate File No. 428 in which the concurrence of the House is asked:

A bill for an act making appropriation for the Iowa State Agricultural College out of money which may be refunded to the State of Iowa by the general government on account of the direct tax act, approved by Congress, August 5, 1861.

C. H. BROCK, Secretary.

## SENATE MESSAGE CONSIDERED.

Senate File No. 428 read a first and second time.

Mr. Berryhill moved that the rules be suspended and the bill read a third time now.

Mr. Teale moved reference to the Committee on Agricultural College.

Mr. Berryhill moved the previous question.

Upon this Messrs. Custer and Smith demanded the yeas and nays. The yeas were:

Messrs. Anderson of Hamilton, Anderson of Warren, Beem, Berryhill, Blythe, Buell, Burgess, Byers, Calvin, Chantry, Chapman, Crooks, Cummins, Curtis, Darnall, Doron, Duus, Eilers, Evans, Field, Fillmore, Foley, Hall, Hart, Hauser, Head, Hobbs, Homrighaus, Jones, Kennan, Larson, Lewis, Lockin, Luke, Mack, Mahoney, McFarland, Mitchell, Moore, Nelson, Oakman, Paschal and Piatt, Roach, Roberts, Shipley, Steele, Slosson, Smith, Thompson, Thornburg, Thorniley, Tipton, Townsend, Wagner, Wilbur, Wilson of Butler, Wilson of Cass, Yergey and Mr. Speaker-59.

The nays were:

Messrs. Brown, Custer, Davie, Dietz, Hamilton, Hipwell, Horton, Hotchkiss, Jolly, Kline, Limback, Mack, Owen, Robeson, Roe, Roundy, Rowan, Russell, Schleicher, Teale, Woods, Wyckoff and Wyman -23.

Absent or not voting:

Messrs. Agnew, Ball, Clarke, Craig, Dayton, Dobson, Draper, Eckles, Estes, Hospers, Hunter, Nicoll, Parkhurst, Rice, Riley, Robb, Theophilus and Walker-18.

So the motion prevailed.

Mr. Smith moved to reconsider the vote by which the previous question was ordered.

Mr. Roe moved that the motion be laid on the table.

Upon this Messrs. Teale and Darnall demanded the yeas and nays. The yeas were:

Messrs. Berryhill, Blythe, Byers, Calvin, Chantry, Chapman, Crooks, Cummins, Curtis, Darnall, Dayton, Eilers, Evans, Field, Hart, Hauser, Head, Jolly, Jones, Kennan, Larson, Luke, Mahoney, McFarland, Moore, Nelson, Nicoll, Oakman, Owen, Roach, Roberts, Roe, Rowan, Schleicher, Shipley, Slosson, Thompson, Thorniley, Tipton, Townsend, Wagner, Wilson of Butler, Yergey and Mr. Speaker-44. The nays were:

Messrs. Anderson of Hamilton, Beem, Brown, Burgess, Clarke, Craig, Custer, Davie, Dietz, Doron, Duus, Hall, Hamilton, Hipwell, Homrighaus, Horton, Hospers, Hotchkiss, Kline, Lewis, Limback, Lookin, Mack, Mitchell, Paschal, Piatt, Riley, Robeson, Roundy, Russell, Smith, Teale, Theophilus, Thornburg, Walker, Wilbur, Wilson of Cass, Woods, Wyckoff and Wyman-40.

Absent or not voting:

Messrs. Agnew, Anderson of Warren, Ball, Buell, Dobson, Draper, Eckles, Estes, Fillmore, Foley, Hobbs, Hunter, Parkhurst, Rice, Robb and Steele-16.

So the motion prevailed.

## MESSAGE FROM THE SENATE.

The following message was received from the Senate:

ME. SPEAKEE—I am directed to inform your honorable body that the Senate has concurred in the following:

House File No. 631, a bill for an act to make appropriations for finishing the capitol, with amendments.

## C. H. BROCK, Secretary.

The question recurring upon the motion to refer to the Committee on Agricultural College, Messrs. Luke and Custer demanded the yeas and nays.

Mr. Custer explained his vote.

Mr. Darnall explained his vote.

Mr. Horton explained his vote.

Mr. Roe explained his vote.

Mr. Smith explained his vote.

Mr. Teale explained his vote.

The yeas were:

Messers. Anderson of Warren, Brown, Calvin, Chantry, Chapman, Clarke, Craig, Custer, Darnall, Davie, Dayton, Dietz, Doron, Duus, Eilers, Evans, Hall, Hart, Hipwell, Homrighaus, Horton, Hospers, Jolly, Jones, Kennan, Kline, Larson, Lewis, Lockin, Mack, Nicoll, Owen, Piatt, Robb, Robeson, Roe, Roundy Rowan, Schleicher, Teale, Theophilus, Thorniley, Walker, Wyckoff and Mr. Speaker-45.

The nays were:

Messrs. Anderson of Hamilton, Beem, Berryhill, Buell, Byers, Calvin, Crooks, Cummins, Curtis, Dobson, Field, Hall, Hauser, Head, Hobbs, Luke, Mahoney, McFarland, Moore, Nelson, Oakman, Paschal, Roach, Roberts, Shipley, Steele, Slosson, Thompson, Thornburg, Tipton, Townsend, Wagner, Wilbur, Wilson of Butler and Yergey— 35.

Absent or not voting:

Messrs. Agnew, Ball, Blythe, Draper, Eckles, Estes, Fillmore, Foley, Hotchkiss, Hunter, Limback, Mitchell, Parkhurst, Rice, Riley, Russell, Smith, Wilson of Cass, Woods and Wyman-20.

So the motion prevailed.

House File No. 631, amendment by the Senate:

To add to the title: "and with reference to a soldiers' monument." Also to add as section 2:

"There is further appropriated the sum of \$5,000, or so much thereof as may be necessary to be expended under the direction of the exeoutive council in preparing a site and foundation on the capitol grounds for the erection of a monument for the purpose of perpetuating an expression on the part of the people of the State of Iowa, of their appreciation of the patriotism, courage and distinguished soldiery bearing of their fellow citizens as manifested during the recent war of the rebellion, and the Governor of the State of Iowa, James Harlan, Samuel J. Kirkwood, George G. Wright, Edward Johnston and D. N. Richardson, are hereby appointed and constituted a commission with authority to select and adopt a suitable design, to employ an artist, and to do all things else which may be necessary and expedient to carry into effect the provisions of this act. Provided, that a majority of the members of said commission shall constitute a quorum to transact business, and that all vacancies which may occur in said commission by refusal to serve, death, resignation or otherwise may be filled by the remaining members.

The question being, shall the Senate amendments be agreed to. The yeas were:

Messrs. Agnew, Anderson of Hamilton, Anderson of Warren, Ball, Berryhill, Blythe, Buell, Burgess, Byers, Calvin, Chantry, Craig, Crooks, Cummins, Curtis, Custer, Darnall, Dayton, Dobson, Eilers, Evans, Field, Foley, Hall, Hart, Hauser, Head, Hipwell, Hobbs, Horton, Hospers, Hunter, Jolly, Jones, Kennan, Kline, Larson, Lewis, Limback, Lockin, Luke, Mack, Mahoney, McFarland, Mitchell, Moore, Nelson, Nicoll, Oakman, Paschal, Riley, Roberts, Robeson, Roe, Rowan, Schleicher, Shipley, Steele, Smith, Teale, Theophilus, Thompson, Thornburg, Thorniley, Tipton, Townsend, Wagner, Wilson of The nays were:

Messrs. Beem, Brown, Chapman, Clarke, Davie, Dietz, Doron, Duus, Hamilton, Homrighaus, Hotchkiss, Owen, Piatt, Robb, Roundy, Russell, Slosson and Wyckoff—18.

Absent or not voting:

Messrs. Draper, Eckles, Estes, Fillmore, Parkhurst, Rice, Roach, Walker and Wilbur-9.

So the amendments were agreed to.

## MESSAGE FROM THE SENATE.

The following message was received from the Senate:

ME. SPEAKEE—I am directed to inform your honorably body that the Senate has concurred in the following House resolution, relative to investigating the State University.

Also, that the Senate has concurred in House amendment to Senate File No. 35, a bill for an act for the punishment of pools, trusts and conspiracies, and as to evidence in such cases.

C. H. BROCK, Secretary.

The Speaker announced as members on the part of the House of the committee to investigate the State University, Messrs. Wilbur, Hotchkiss and McFarland.

#### REPORTS OF COMMITTEES.

Mr. Hunter from the Committee on Enrolled Bills, submitted the following report:

ME. SPEAKEE—Your Committee on Enrolled Bills respectfully report that they have this day presented to the Governor for his approval the following bills:

House File No. 624, an act making an appropriation to help discharged convicts to an honest life.

Substitute for House File No. 528, an act making appropriations for the State Library.

House File No. 629, an act to make appropriations for the payment of State officers and other bills and State expenses.

House File No. 376, an act to punish bribe taking by State, county, township, city, school or other municipal officers, and to punish bribery or the attempt to bribe or conspiring to bribe said officers.

Also, that they have examined and find correctly enrolled:

Senate File No. 389, an act to amend chapter 92, laws of the Seventeenth General Assembly, and fix the per diem and expenses of trustees of State Institutions, member of visiting committees to the Hospitals for the Insane, and regents of the State University.

Senate File No. 364, an act to amend section 4063 of the Code, and fix penalty for violation thereof, and defining duty of peace officers, in relation to offenses against public policy in such way as to provide further protection for the song birds and birds of beautiful plumage in the State. 1028

Senate File No. 130, an act to amend section five of chapter 70 of the Twentieth General Assembly, extending the time for filing claims damage for domestic animals killed or injured by dogs and providing how such claims shall be established.

Senate File No. 425, an act entitled an act to appropriate and make disposition of money which may come into the State treasury in pursuance to an act of congress, refunding to this State the amount paid to the General Government under the direct tax act approved August 5, 1861.

House File No. 10, an act to amend section 4, chapter 140 of the laws of the Twenty-first General Assembly, and to amend chapter 21, of the laws of the Twentieth General Assembly, relative to State Mine Inspectors, their duties and manner of appointment.

House File No. 625, an act to authorize and empower the executive council of the State of Iowa to sell and convey lots No. eleven, (11) and twelve (12), block six (6), Scott's addition to the town of Des Moines, Iowa.

House File No. 630, an act to provide for the appointment of a commission to examine and report to the Twenty third General Assembly with reference to the employment of the blind people the State.

HUNTER, Chairman.

The Speaker signed the bills in the presence of the House.

#### MESSAGE FROM THE SENATE.

The following message was received from the Senate:

ME. SPEAKER—I am directed to inform your honorable body that the following committee has been appointed of the part of the Senate relative to investigation of the State University, to wit:

Senators McCoy and Knight.

C. H. BROCK, Secretary.

Also:

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:

Relative to appointment of a committee to inform the Governor that the Twenty-second General Assembly is now ready to adjourn.

C. H. BROCK, Secretary.

Also:

ME. SPEAKER--I am directed to inform your honorable body that a change has been made in the appointment of the committee on the investigation of the affairs of the State University, and the following have been appointed instead, to wit:

Senators Dodge and Meservey.

W. R. COCHBANE, First Asst. Secretary.

## SENATE MESSAGE.

By the Senate, the House concurring, resolved, That a committee on the part of the Senate be appointed to act with a like committee on the part of the House, to inform the Governor that the General Assembly is now ready to adjourn and ascertain if he has anything further to communicate. House concurred in resolution.

The Speaker appointed Messrs. Smith, Berryhill and Dobson.

## REPORT OF ENBOLLING COMMITTEE.

Mr. Hunter, from the Committee on Enrolled Bills, submitted the following report:

ME. SPEAKEE—Your Committee on Enrolled Bills respectfully report that they have this day presented to the Governor for his approval the following bills:

House File No. 10, an act to amend section 4, chapter 140 of the laws of the Twenty-first General Assembly, and to amend chapter 21 of the laws of the Twentieth General Assembly, relative to State Mine Inspectors, their duties and manner of appointment.

House File No. 625, an act to authorize and empower the executive council of the State of Iowa, to sell and convey lots No. eleven (11) and twelve (12,) block six (6,) Scotts' addition to the town Des Moines, Iowa.

House File No. 630, an act to provide for the appointment of a commission to examine and report to the Twenty-third General Assembly, with reference to the employment of the blind people within the State.

House File No. 631, an act to make appropriations for finishing the Capitol and with reference to a soldiers' monument.

HUNTER, Chairman.

Also:

ME. SPEAKER-Your Committee on Enrolled Bills respectfully report that they have examined and find correctly enrolled:

House File No. 631, an act to make appropriation to finish the capitol, and with reference to a soldiers' monument.

Senate File No. 35, a bill for an act for the punishment of pools, trusts and conspiracies and as to evidence in such cases.

HUNTER, Chairman.

The Speaker signed the bill in the presence of the House.

The joint committee to wait on the Governor, reported the performance of its duty and that the Governor had nothing further to communicate.

The journal of to-day was read and approved.

The hour for adjournment having arrived, the Speaker declared the House of Representatives of the Twenty-second General Assembly adjourned, sine die.

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| A THURSDAY OF   |             |          |                           |                  | PAGE.      |
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|                 | Buell       |          |                           |                  | .471, 692  |
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| 327, to amend chapter 104, acts Twenty-first General Assembly,                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                   |          |
| by Teale                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                         | 1        |
| 328, to issue water-works bonds, by lownsend                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                     | ō        |
| 247, 294, 304, 32                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                | в        |
| 829, to reimburse Dr. C. P. Lindsey, by Darnall                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                  | 1        |
| 330, On text-books, by Fleid                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                     | 4        |
| 829, to reimburse Dr. C. P. Lindsey, by Darnall                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                  | 4        |
| 552, extending to cities, provisions, etc., by Kowan                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                             |          |
|                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                  |          |
| 838, bounty on wolf scalps, by Shipley                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                           | 2        |
| 225 to love tor on liquor dealers by Smith                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                       | 0        |
| 335, to levy tax on liquor dealers, by Thompson                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                  | 1        |
| 336, for defacing public buildings, by Thornburg                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                 | 2        |
| 337, chanlenge of jurors, by Chaig                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                               | 2        |
| 339, construction of sewers, by Craig                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                            | 8        |
| 000, 001101 01 00 W010, Dy 01018                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                 | 0        |
|                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                  |          |

| PAGE                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                           |
|--------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| HOUSE FILES-CONTINUED.                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                         |
| No. 840, preliminary examinations, by Beem                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                     |
| 841, for normal school, by Buell                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                               |
| 341, for normal school, by Buell.       213, 754         342, prison reformatory, by Dobson.       218         343, to pay for county normals, by Foley.       218, 806, 918         344, establishing public highways, by Head.       213         345, to alact executive board by Hotobking       218         345, to alact executive board by Hotobking       218                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                           |
| 843, to pay for county normals, by Foley                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                       |
| 344, establishing public highways, by Head                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                     |
| 416, 417, 522, 539, 682                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                        |
| 345, to elect executive board, by Hotchkiss                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                    |
| 346, appropriation agricultural college, by Nelson                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                             |
| S17 to reconvey land to United States by Parkhurst 214                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                         |
| 401, 556, 572<br>348, for printing bar dockets, by Paschal                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                     |
| 348, for printing bar dockets, by Paschal                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                      |
| 349, relating to election precincts, by Russell                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                |
| 350, organization school districts, by Schleicher                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                              |
| 851, reports from state institutions, by Steele                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                |
| 352, to pay inauguration ceremonies, by Smith                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                  |
| 352, to pay inauguration ceremonies, by Smith214, 337, 730<br>358, right of state to change venue, by Teale214, 621, 629, 776<br>354, relating to age of consent, by Teale                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                     |
| 354, relating to age of consent, by Teale                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                      |
| 355, to prevent fraud by nurserymen, by Thompson 214                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                           |
| 356, to amend chapter 26, acts of the Nineteenth General As-                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                   |
| sembly, by Wilbur                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                              |
| 857, time of meeting of trustees, etc., by Wilson of Butler215, 545                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                            |
| 858, settling of supervisors of roads, by Wilson of Butler215, 545                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                             |
| sembly, by Wilbur                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                              |
| sou, to pay expenses state superintendent, by Curtis                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                           |
| 920, 952                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                       |
| 361, to regulate sale of liquors, by Redman                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                    |
| 362, state board of equization, by Mack                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                        |
| 363, to change names of railroad stations, by Clarke                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                           |
| 364, relative to policy holders, by Craig                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                      |
| 363, to change names of railroad stations, by Clarke                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                           |
| 366, to levy special tax for prospecting, by flead                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                             |
| 769, 743                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                       |
| 867, false pedigrees of stallions, by Jolly                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                    |
| 868, additional powers to school directors, by Mitchell229, 545                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                |
| 369, compensation of school officers, by Roberts                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                               |
| 370, to repeal chapter 76, Eighteenth General Assembly, by Ship-                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                               |
| 370, to repeal chapter 76, Eighteenth General Assembly, by Ship-<br>ley                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                        |
| 871, relative to peddler's license, by wilson of Butler                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                        |
| 372, to remove ice and snow from sidewalks, by Hipwell229, 754<br>378, to regulate railroad corporations, by railroad committee241                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                             |
| 378, to regulate railroad corporations, by railroad committee 241                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                              |
| 884, 801, 803, 804, 891, 890, 400, 407, 480, 087                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                               |
| 692, 718, 816, 825, 826, 374                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                   |
| 874, to fix maximum rates, by railroad committee241, 430, 443<br>448, 454, 470, 489, 498, 498, 499, 506, 509                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                   |
| 975 to only of lighter by Proven by Provenby Proven by Provenby Provenby Proven by Provenby Prov |
| 875, to sale of liquors, by Brown                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                              |
| 277 justices of neares jurisdiction by Craig 912                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                               |
| 970 to love tay in gitag by Change 942                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                         |
| 970 to novide for sewars by Cumming 943 056 970                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                |
| 879, to provide for sewers, by Cummins                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                         |
| set on board of nublic works in cities by Curtis 944 846 895                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                   |
| 882, to tax mortgages, by Foley                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                |
| 863, to care for children, by Hipwell                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                          |
| 384, to fix pay of city council, by Kline                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                      |
| 385, emergency fund for cattle, by Lockin                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                      |
| 885, emergency fund for cattle, by Lockin                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                      |
| 387, to regulate appropriations, by Rice                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                       |
| 387, to regulate appropriations, by Rice                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                       |
| bly, by Rice                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                   |
| bly, by Rice                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                   |
| 390, fees of jurors in federal courts, by Robb 244, 806                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                        |
| 391, to repeal sections 3 and 4, acts Twenty-first General As-                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                 |
| sembly, by Rowan                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                               |
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| HOUSE FILES-CONTINUED.                                                                                                                              |     |
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| No 200 regulate telephone lines by Teale 945                                                                                                        | HOR |
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## ERRATA.

Page 60, Wilson (of Cass).

Page 104, bill by Homrighaus should be H. F. No. 45. Page 276, "amendment" shall read "announcement."

Page 540, strike out in Senate message words "for the" after word bill and insert word "with."

Page 975, change Anderson of Warren from yeas to nays.

Page 981, under bills on calendar strike out word "conference."

Page 990, under reconsideration add of House File No. 24.

Page 1003, in motion by Mr. Paschal change number of bill from 89 to 391.

Page 1007, in motion by Mr. Wyckoff change word "reconsidered" to 'passed."

Page 1010, in amendment by Mr. Cummins change word "planks" to "plans."

Page 1018, in motion by Mr. Darnall change "House" to "Senate." Page 1024, in House File No. 30 change "persons" to "prisoners."